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*St. Paul's Chatswood Building Fund Variation of Trusts  
Ordinance 1951.*

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No. 14, 1951.

AN ORDINANCE to vary the trusts of a Fund for the erection of a new Church in the Parish of St. Paul, Chatswood.

WHEREAS:

(a) A Fund for the erection of a New Church in the Parish of St. Paul Chatswood was created in 1939 and certain trustees were appointed and held the said Fund upon the trusts and with the powers following that is to say, (inter alia):

"3. The said Fund shall be held by the said Trustees upon trust to apply the same for or towards the cost of the erection and furnishing of a new Church for the Parish of St. Paul's Church of England at Chatswood but subject to the conditions and restrictions contained in Clause 4 hereof.

4. The said Trustees shall not be authorised to apply the said Fund nor shall the same be applied for the purposes stated in Clause 3 hereof unless and until it is established to their satisfaction either

(a) That a complete new Church building, including the necessary furnishing, is being erected and provided and that the costs thereof shall not be less than Six thousand pounds (£6,000), or

(b) That a portion of a new Church building with necessary furnishing is being erected and provided, and that the cost of such portion shall not be less than Five thousand pounds (£5,000), and

(c) That the said Fund, together with any other sums of money contributed by gift to the cost of the erection furnishing of such complete new Church or the portion thereof proposed to be erected amounts to at least three-fourths of such cost."

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- (b) Since 1939 the Trustees have from time to time received various sums of money for the purposes of the said Fund which on the 31st March, 1951, amounted to £13,006 1s. 9d.
- (c) It is proposed to erect a new Church estimated to cost approximately £23,000 and to apply the moneys in the said Fund towards the cost thereof.
- (d) By reason of circumstances subsequent to the creation of the trusts to which the said Fund is now subject it has become inexpedient to carry out and observe such trusts insofar as the same are hereby varied and it is expedient to vary such trusts in manner hereinafter mentioned.

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains directs and declares as follows:

1. By reason of circumstances subsequent to the creation of the said trusts it has become impossible or inexpedient to carry out or observe the trusts declared by the said Declaration of Trust to the extent to which the same are hereby varied.

2. The said Declaration of Trust is varied by omitting therefrom subclause (c) of clause 4 and shall take effect accordingly.

3. This Ordinance may be cited as the "St. Paul's Chatswood Building Fund Variation of Trusts Ordinance 1951."

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I certify that the Ordinance as printed is in accordance with the Ordinance as reported.

W. G. HILLIARD Bishop.

Chairman of Committees.

I certify that the Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 24th day of August, One thousand nine hundred and fifty one.

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

27/8/1951.