

ST. PHILIP'S SYDNEY YORK STREET PROPERTY LEASING
ORDINANCE AMENDMENT ORDINANCE 1977

No. 60 1977.

AN ORDINANCE to further amend St. Philip's Sydney York Street Property Leasing Ordinance 1966 (as amended).

WHEREAS pursuant to clause 14 of the St. Philip's Sydney York Street Property Leasing Ordinance 1966 (as amended) a proportion of the rent payable by the lessee was directed to be paid annually by Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") to the Churchwardens of the Parish of St. Philip, Sydney to be applied by them for the purposes therein set forth AND WHEREAS it is expedient that the said clause be amended AND in so far as such amendment may vary further the trusts upon which the Corporate Trustee holds the land referred to in the said ordinance to vary now the same and make the further provisions hereinafter contained NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS AND DIRECTS as follows:-

1. By reason of the circumstances hereinbefore recited it has become inexpedient to carry out and observe the trusts declared in the existing ordinance to the extent (if any) to which such trusts are hereby varied and it is expedient (so far as it may be a variation of trusts) that the said trusts be varied further as hereinafter set forth.

2. The existing Ordinance is hereby further amended by deleting clause 14(e)(i) and inserting the following in lieu thereof:-

"(i) Seven-sixteenths thereof to the Churchwardens of the Church of St. Philip Sydney, to be applied by them for general parochial purposes".

3. The existing ordinance is hereby further amended by:-

- (a) inserting the words "subject to paragraph (f) of this clause" in paragraph (e) of clause 14 immediately prior to the words "As to the rent payable by the Lessee for the succeeding nine years", and
- (b) deleting paragraph (f) of clause 14 and inserting the following in lieu thereof:-

"During the ninth year after the completion of the building or buildings and every successive tenth year thereafter and also

during the first six months of the calendar year 1979, the Standing Committee, after consulting with the Churchwardens of the Church known as St.Philip Sydney, shall determine by ordinance the allocation and distribution of such income."

4. The amendment of the existing ordinance referred to in clause 2 hereof shall be deemed for all purposes to have taken effect on and shall be retrospective to the date of St.Philip's Sydney York Street Property Leasing Ordinance Amendment Ordinance (No. 15) 1969.

5. This Ordinance may be cited as "St.Philip's Sydney York Street Property Leasing Ordinance Amendment Ordinance 1977".

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

D. Cameron
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 21st day of November 1977.

W.G.S. Gotley
Secretary.

I ASSENT to this Ordinance.

M.L. Loane
Archbishop of Sydney
21/11/1977.