
*St. Stephen's Villawood Declaration of Trusts and Land
Sale Ordinance 1971*

No. 47, 1971

AN ORDINANCE to declare the trusts and to authorise the subdivision of certain land situate at the corner of Gundaroo and Coolalie Streets Villawood, to authorise the sale of a portion of such land and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor of the whole of the land comprised in Certificate of Title Volume 9599 Folio 23 more particularly described in the First Schedule hereto AND WHEREAS the said land is church trust property held for the sole bench of the Provisional District of St. Stephen Villawood but no trusts in writing have been declared concerning the same AND WHEREAS it is now expedient that the trusts thereof be declared AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same in their entirety and it is expedient that part of the land described in the First Schedule and being more particularly described in the Second Schedule be sold and the net proceeds applied for the use and benefit of the said Provisional District NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:—

1. The land described in the First Schedule hereto exclusive of the land described in the Second Schedule hereto shall be held by the Corporate Trustee upon trust to permit the same to be used for a church, parsonage or parish hall or partly for one and partly for another or others of such purposes in connection with the Church of England in Australia in the Provisional District of St. Stephen Villawood or any parish, provisional parish or provisional district into which it may be subsequently formed.

2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Second Schedule hereto is held it is inexpedient to carry out and observe the same in their entirety and it is expedient that such land be sold.

3. The Corporate Trustee is hereby empowered to sell the land described in the Second Schedule hereto by public auction or private

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treaty in one lot or in parcels at such time or times at such price or prices and upon such terms and conditions as it may determine freed from any trusts whatsoever.

4. The proceeds arising from the sale or sales of the said lands after paying thereout the costs of and incidental to this Ordinance and of the subdivision sales and transfers in pursuance thereof and all outgoing to which the said lands may be subject including any amounts owing to the Sydney Church of England Finance and Loans Board shall be applied by the Corporate Trustee as follows:—

- (a) As to the sum of One thousand one hundred dollars (\$1,100) thereof to the Churchwardens of St. Stephen's Church Villawood towards the erection of a new toilet block and the completion of a games area for the said Church.
- (b) As to the balance thereof, to be held upon trust for the said Church and invested and the income arising therefrom paid to the said Churchwardens and applied by them for such general parochial purposes as may be decided by the Church Committee of the said Church. Provided that such balance may by resolution of the Standing Committee at any time be applied for such purposes within the trusts as it may decide.

5. This Ordinance may be cited as "St. Stephen's Villawood Declaration of Trusts and Land Sale Ordinance 1971".

FIRST SCHEDULE

ALL THAT piece or parcel of land situate at corner of Gundaroo Street and Coolalie Street, Villawood Municipality of Bankstown Parish of Liberty Plains County of Cumberland containing an area of about 2 roods 37½ perches and being Lot 374 in Deposited Plan 36610 and being the whole of the land in Certificate of Title Volume 9599 Folio 23.

SECOND SCHEDULE

ALL THOSE pieces or parcels of land situate as aforesaid being Lots 1 and 2 in a plan of subdivision of Lot 374 and each containing about 6,000 square feet and each having a frontage of 50 feet along its Eastern boundary of Coolalie Street a depth of 120 feet and a rear line measurement of 50 feet all dimensions a little more or less.

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

ATHOL RICHARDSON,
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 13th day of December, 1971.

W. GOTLEY,
Acting Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

13/12/1971.