
*Sydney Church of England Grammar School for Girls and
Church of England Deaconess Institution Declaration of Trust
and Mortgage Ordinance 1946.*

No. 3, 1946.

AN ORDINANCE to vary the trusts of certain properties held upon trust for the Sydney Church of England Grammar School for Girls and The Church of England Deaconess Institution respectively, and to authorise the mortgaging of one of such properties and for purposes connected therewith.

WHEREAS the land described in the Schedule hereto (hereinafter called the said land) is vested in the Most Reverend the Lord Archbishop of Sydney upon trust for the purposes of the Sydney Church of England Grammar School for Girls (hereinafter called the said School) and is subject to a Mortgage to secure the payment of certain principal and interest moneys (hereinafter called the said Mortgage Debt).

AND WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trust) is (inter alia) seized and possessed of certain moneys upon trust for the Church of England Deaconess Institution (hereinafter called the said Institution).

AND WHEREAS by reason of circumstances subsequent to the creation of the said respective trusts it is inexpedient to carry out or observe such trusts insofar as the same are varied by this Ordinance and it is expedient to mortgage the said land as hereinafter provided.

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

1. The Standing Committee hereby consents to the said land being vested and the same is vested accordingly in the Corporate Trust.

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2. By reason of circumstances subsequent to the creation of the said trusts of the said land it is declared inexpedient to carry out or observe such trusts and it is declared that henceforth the said land shall be held upon trust for the said Institution subject however to the said Mortgage and it is declared expedient that the Corporate Trust may and it is hereby authorised to mortgage the said land in such manner and for such sums as it shall deem expedient for the benefit and purposes of the said Institution and in particular for the purpose of raising moneys for the purpose of discharging the said Mortgage debt.

3. By reason of circumstances subsequent to the creation of the trusts of the said moneys it is declared inexpedient to carry out or observe such trusts insofar as the same are varied by this Ordinance and they are hereby varied accordingly.

4. The Corporate Trust is hereby authorised and directed to hold so much of the said moneys as at the date of payment hereinafter directed shall be equal to the difference between the sum of £13,500 and the amount then owing in respect of the said mortgage debt upon trust to pay the same to the Sydney Church of England Girls' Grammar School Council who shall apply the moneys so paid to them for the purposes of the said School.

5. This Ordinance may be cited as the "Sydney Church of England Grammar School for Girls and Church of England Deaconess Institution Declaration of Trust and Mortgage Ordinance 1946."

SCHEDULE.

ALL THAT piece or parcel of land situate at Greenwich in the Municipality of Lane Cove Parish of Willoughby and County of Cumberland being the land comprised in Certificate of Title Registered Volume 4972 Folio 78.

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

S. H. DENMAN,

Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 29th day of April 1946.

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

30th April, 1946-
