

Woodville Road (South Granville) Easement Ordinance 2000

No 17, 2000

Long Title

An Ordinance to provide for the grant of an easement to drain water and the application of the proceeds therefrom on certain land at 104 Farnell Street, South Granville.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land contained in Folio Identifier C/389923 known as 104 Farnell Street, South Granville (the "Land")

B. The Land is church trust property and, by the preamble to the St Thomas' and St Pauls South Granville Mortgaging Ordinance 1956, is held upon trust to permit the same to be used for the church, parsonage or church hall or partly for one and partly for another or others of such purposes in connection with the Church of England in the provisional district of St Thomas' and St Paul's South Granville.

C. The Land is situated in the former parish of South Granville which now forms part of the parish of Woodville Road (the "Parish").

D. It is proposed to grant an easement to drain water 1 metre wide over the Land as shown on the plan prepared by Munir Cambridge Surveyors dated January 2000, reference 98308, with such variations as may reasonably be necessary to facilitate the grant (the "Easement").

E. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Easement be granted and that the proceeds from the grant of the Easement be applied as provided herein.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the Woodville Road (South Granville) Easement Ordinance 2000.

2. Declaration

By reason of circumstances which have arisen after the creation of trusts on which the Land is held, it is expedient that the Easement be granted but it is inexpedient that the proceeds from the grant of the Easement be applied in connection with the Anglican Church of Australia at South Granville or for the same or like purposes as the trusts on which the Land is held.

3. Authority to Grant

The Property Trust is empowered to grant the Easement provided that no such grant is to be made after the anniversary of the date on which assent is given to this Ordinance without the consent of the Standing Committee given by resolution.

4. Application of Proceeds of Grant

The proceeds from the grant of the Easement are to be applied by the Property Trust as follows -

- (a) first, in the payment of any taxes (including in the nature of a goods and services tax) payable by reason of the grant of the Easement; and
- (b) secondly, the balance are to be paid to the churchwardens of St Anne's Church Merrylands to be applied towards the cost of capital improvements to such properties within the Parish in such a manner and such amounts as a majority of the parish council of the Parish may from time to time approve by resolution.

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

P W YOUNG
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 26 June 2000.

M A PAYNE
Secretary

I Assent to this Ordinance.

R H GOODHEW
Archbishop of Sydney
29/6/2000