

Beverly Hills Land Sale Ordinance 2000

No 20, 2000

Long Title

An Ordinance to authorise the sale of certain land and to vary the trusts on which the proceeds would, but for this ordinance, be held.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land comprised in Folio Identifier 91/13372 and known as 2 Sackville Street, Hurstville (the "Land").

B. The Land is held upon trust for the sole benefit of the parish of St Bede, Beverly Hills (the "Parish") to permit the same to be used for a church, parsonage or parish hall or partly for one and partly for another of such purposes in connection with the Anglican Church of Australia in the Parish or any parish into which the Parish may be formed or divided.

C. By reason of circumstances which have arisen after the creation of those trusts it is expedient that the Land be sold, it is inexpedient to carry out these trusts and it is expedient that these trusts be varied.

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

1. Name of Ordinance

This Ordinance is the Beverly Hills Land Sale Ordinance 2000.

2. Declaration of Inexpediency

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is inexpedient to carry out and observe those trusts and it is expedient that the Land be sold and that the proceeds of sale be applied in the matter set out in this Ordinance.

3. Authority to Sell

The Property Trust is authorised to sell the Land by public auction or private treaty any time during the 3 years following the date on which assent is given to this Ordinance (and thereafter only if approved by resolution of the Standing Committee) for such price and on and subject to such terms and conditions as, to the Property Trust, seem appropriate.

4. Application of Proceeds of Sale

The proceeds from the sale of the Land (and any income therefrom) after the payment of the costs of and incidental to this Ordinance and the sale of the Land, are to be applied in or towards -

- (a) first, the purchase of land in the Parish in the vicinity of the church to be used to accommodate an assistant minister or other salaried church worker and to provide meeting rooms, and
- (b) secondly, to renovate, construct or extend buildings (including buildings on that land) held on trust for the Parish.

5. Investment Sale

Pending the application of the proceeds from the sale of the Land, the proceeds (or the balance remaining from time to time) are to be invested and the income capitalised.

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

N M CAMERON
Chairman of Committees

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 24 July 2000.

M A PAYNE
Secretary

I Assent to this Ordinance.

P W BARNETT
Commissary for the Archbishop of Sydney
28/7/2000