

# Bowral Land Sale Ordinance 2007

No 12, 2007

## Long Title

An Ordinance to permit the sale of certain land at Bowral and to provide for the application of the proceeds of sale.

## Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land comprised in certificate of title folio identifier 1/710785 (the "Land"), known as 82 Bowral Street, Bowral.

B. The Land is church trust property and forms part of the property of the Bowral Trust which, under the Bowral Trust Ordinance 2002, is held for the purposes of the parish of Bowral (the "Parish").

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and the proceeds applied in the manner set out in this Ordinance

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

### 1. Name

This Ordinance is the Bowral Land Sale Ordinance 2007.

### 2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and the proceeds applied in the manner set out in clause 4.

### 3. Power of Sale

The Property Trust is authorised to sell the Land within 3 years after the date of assent to this Ordinance for such price and on such terms as the Property Trust considers appropriate and thereafter only with the consent of the Standing Committee given by resolution.

### 4. Allocations from the Bowral Trust

(1) Subject to clause 4(2) the Property Trust is directed to make the following payments from the capital of the Bowral Trust –

- (a) first, to meet the costs and expenses of and incidental to this Ordinance and the sale of the Land;
- (b) second, in discharge of borrowings secured by registered mortgage number 5786752 to National Australia Bank Limited;
- (c) third, payment of any goods and services taxes (as defined in "A New Tax System (Goods and Services Tax Act 1999)") payable in connection with the sale;
- (d) fourth, the balance for the purchase of, or the purchase of land and construction thereon of, a residence for staff employed by the Parish.

(2) No payment is to be made under clause 4(1) until the land has been sold and the proceeds of sale paid to the Property Trust.

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

PG KELL  
Chairman of Committees

**Bowral Land Sale Ordinance 2007**

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 25 June 2007.

R WICKS  
Secretary

I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
24/7/2007