

# Macarthur Anglican School (Narellan) Land Sale Ordinance 2002

No 34, 2002

## Long Title

An Ordinance to authorise the sale of certain property situated at Narellan.

## Preamble

A. The Macarthur Region Anglican Church School ( the "School") is registered as the proprietor of the property at Narellan known as lot 3 in deposited plan 737284 and lot 6 in deposited plan 859872 (collectively the "Land").

B. By clause 4 of the Narellan Variation of Trusts (Macarthur School) Ordinance 1983, the Land is held on trust for the sole benefit of the school then to be established in the Macarthur Region by the Council of the Macarthur Region Anglican Church School, constituted by the Macarthur Region Anglican Church School Ordinance 1982, to be used for the purpose of that school.

C. The Council of the Macarthur Region Anglican School was incorporated as the School in 1984 under the Anglican Church of Australia (Bodies Corporate) Act 1938.

D. Lot 6 in deposited plan 859872 is church trust property held by the School for its purposes, although there are no written trusts.

E. 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 or observe those trusts and it is expedient that the Land be sold and the proceeds of sale be applied in a 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 Macarthur Anglican School (Narellan) Land Sale Ordinance 2002.

### 2. Declaration

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 or observe those trusts or to apply the Land solely for the purposes of the trusts on which it is presently held and it is expedient that the Land be sold and the proceeds of sale be applied in a manner set out in this Ordinance.

### 3. Authority to Sell

The School is authorised to sell the Land in 1 or more parcels by public auction or private treaty within 3 years from the date of assent to this Ordinance and thereafter only with consent of the Standing Committee given by resolution for such price or prices and subject to such terms and conditions as the School considers appropriate.

### 4. Application of proceeds of sale

The proceeds from the sale of the Land or any part thereof (and any income therefrom) after the payment of the costs of and incidental to this Ordinance and the sale, are to be paid to the School and be applied for its purposes.

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 29 July 2002.

M A PAYNE  
Secretary

I Assent to this Ordinance.

PETER F JENSEN  
Archbishop of Sydney  
29/7/2002