

Neutral Bay Rectory Sale Ordinance 1989 Amendment Ordinance 2001

No 15, 2001

Long Title

An Ordinance to vary the Neutral Bay Rectory Sale Ordinance 1989 to provide for the application of income from certain trust funds for a further period of 5 years and for purposes incidental thereto.

Preamble

A. Anglican Church Property Trust Diocese of Sydney holds certain moneys (the "trust funds") on trusts specified in the Neutral Bay Rectory Sale Ordinance 1989 (the "Principal Ordinance").

B. Pursuant to clause 7 of the Principal Ordinance the churchwardens of St Augustine's Neutral Bay ("Churchwardens") are required to promote a bill for an ordinance to provide for income derived from the trust funds after 31 December 2001 or for the disposition of the balance of the trust funds or both.

C. By reason of circumstances which have arisen after the creation of the trusts on which the trust funds are held it is inexpedient to carry out or observe those trusts and it is expedient to vary those trusts 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 Neutral Bay Rectory Sale Ordinance 1989 Amendment Ordinance 2001.

2. Declaration

By reason of circumstances which have arisen after the creation of the trusts on which the trust funds are held it is inexpedient to carry out or observe those trusts and it is expedient to vary those trusts in the manner set out in this ordinance.

3. Amendment of Principal Ordinance

The Principal Ordinance is amended as follows:

- (a) insert "and clause 6" after "clause 5" in clause 4(e),
- (b) delete "31 December 2001" in clause 6 and insert instead "31 December 2006",
- (c) delete "Board of Education - Diocese of Sydney" in clause 6(c) and insert instead "Anglican Youth and Education Division Diocese of Sydney",
- (d) delete clause 6(d) insert instead -
 - "(d) lastly, the other one half of any such income is to be paid to the said churchwardens for the purpose of maintenance, repair and/or improvement of any properties or improvements thereon held in trust for the parish for which the churchwardens have responsibility."
- (e) delete "31 December 2001" in clause 7 and insert instead "31 December 2006", and
- (f) delete "31 December 2000" in clause 7 and insert instead "31 December 2005".

4. Costs

The costs of and incidental to the promotion of this ordinance incurred by the Churchwardens shall be paid to the Churchwardens from the income referred to in clause 6 of the Principal Ordinance.

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 30 April 2001.

M A PAYNE
Secretary

I Assent to this Ordinance.

R J PIPER
Commissary for the Administrator of the Diocese of Sydney
30/4/2001