

ROBERTSON LAND SALE ORDINANCE 1989

No. 44, 1989

AN ORDINANCE to vary the trusts of land at Robertson in the Shire of Wingecarribee, Parish of Yarrawa and County of Camden to permit the same to be sold and to provide for the application of the proceeds thereof.

WHEREAS

A. ANGLICAN CHURCH PROPERTY TRUST DIOCESE OF SYDNEY (hereinafter called the "Corporate Trustee") is the registered proprietor of the whole of the land comprised in Land Grant Volume CCXXIV Folio 231 more particularly described in the Schedule hereto (hereinafter called "the land").

B. The land is Church Trust Property within the meaning of Anglican Church of Australia Trust Property Act, 1917 (as amended) held for the purposes of the Anglican Church in the Diocese of Sydney and the Parish of Robertson but no evidence of trusts having been declared in writing has been found.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts it is inexpedient to carry out and observe the same to the extent that they are hereby varied and it is expedient to sell the land.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod **HEREBY ORDAINS DECLARES DIRECTS AND RULES** as follows.

1. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same and it is inexpedient to deal with or apply such property or any part thereof for the same or like purposes and it is expedient that such trusts be varied and that the land be sold.

2. The Corporate Trustee is hereby authorised to sell the land within three (3) years after the date of assent to this ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement in one or more lots and for such price or prices and subject to such terms and conditions, as to the Corporate Trustee, may seem appropriate.

3. (1) The proceeds arising from the sale of the land after paying out the costs of and incidental to this Ordinance and the costs of and incidental to the sale shall be paid by the Corporate Trustee to the churchwardens of the Parish of Robertson and applied by them towards the costs of alterations and extensions to the rectory of the Parish provided that any of the proceeds not so used shall be applied by the churchwardens towards the costs of extensions to the church of St John Robertson;

(2) Pending the application set out in sub-clause 1 of this clause the Corporate Trustee shall invest the nett proceeds and capitalise the income.

4. This ordinance may be cited as the "Robertson Land Sale Ordinance 1989".

FIRST SCHEDULE

ALL THAT piece or parcel of land at Robertson in the Shire of Wingecarribee, Parish of Yarrawa and County of Camden being portion 117 and being the whole of and land in land Grant Volume CCXXIV Folio 231.

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

E. D. CAMERON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on this 30th day of October 1989.

W. G. S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney

30/10/19