
Rooty Hill with Mt. Druitt (Lamb Street Plumpton)
Declaration of Trust and Land Sale Ordinance 1966

No. 40, 1966.

AN ORDINANCE to declare the trusts of certain land at Lamb Street and Rooty Hill Road Plumpton to authorise the sale of such land and to provide for the application of the proceeds.

WHEREAS the Church of England Property Trust Diocese of Sydney is the registered proprietor of the land comprised in Certificate of Title Volume 8495 Folio 160 more particularly described in the first part of the Schedule hereto AND WHEREAS the said land is Church Trust property held for the benefit of the Provisional District of Rooty Hill with Mt. Druitt but no trusts in writing have been declared concerning the same AND WHEREAS the said land has been subdivided for road widening purposes AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied and it is expedient that part of the said land being lots 4 and 12 as more particularly described in the second part of the Schedule hereto be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney HEREBY DECLARES ORDAINS AND DIRECTS as follows:-

1. By reason of circumstances which have arisen subsequent to the trusts upon which the land described in the second part of the Schedule hereto is held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied and it is expedient that the said land hereto be sold.

2. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time or times and such price or prices and upon such terms and conditions as the Parish Council of the said Provisional District and the Corporate Trustee may determine freed from any trusts whatsoever.

3. The proceeds arising from the sale of the said land, after paying thereout the costs of and incidental to this Ordinance and of the sale and transfer in pursuance thereof and all outgoings to which the said land may be subject, shall be paid to the Churchwardens for the said Provisional District to be used for parochial purposes.

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4. Subject as aforesaid the land described in the first part of the Schedule hereto shall be held by the Corporate Trustee upon trust 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 Provisional District of Rooty Hill with Mt. Druitt.

5. This Ordinance may be cited as "Rooty Hill and Mt. Druitt (Lamb Street Plumpton) Declaration of Trust and Land Sale Ordinance 1966."

SCHEDULE

FIRST PART

ALL THAT piece or parcel of land in the Municipality of Blacktown Parish of Rooty Hill and County of Cumberland being the residue of Lot 9 in Deposited Plan No. 3115 and being the whole of Lot 1 of Section 2 in Deposited Plan No. 5172 and being the whole of the land comprised in Certificate of Title Volume 8495 Folio 160.

SECOND PART

ALL THAT piece or parcel of land situate in the Municipality of Blacktown being Lots 4 and 12 in Deposited Plan No. 224034 having a frontage of 76 links to Rooty Hill Road a depth on the north of about 50 links on the south of about 67 links containing an area of about 8 perches and being part of the land comprised in Certificate of Title Volume 8495 Folio 160.

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

H. G. S. BECBIE,

Deputy Chairman of Committees.

I certify that the Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 19th day of December, 1966.

W. L. J. HUTCHISON,

Secretary.

I assent to this Ordinance.

MARCUS LOANE,

19/12/1966.

Archbishop of Sydney.