

SPRINGWOOD ORDINANCE 1981

No. 29 1981

AN ORDINANCE to authorise the mortgaging of certain land and to make provision for the application from the proceeds thereof.

WHEREAS:

- A. Church of England Property Trust Diocese of Sydney (hereinafter called the "Property Trust") is the registered proprietor of the land described in the Schedule hereto.
- B. The said land is church trust property held on trust for the Church of England in Australia in the Parish of Springwood.
- C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held, it is expedient that the said land be mortgaged.

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

1. By reason of circumstances subsequent to the creation of the trusts on which the land described in the Schedule hereto is held, it is expedient that the said land be mortgaged.
2. The Property Trust is hereby authorised and empowered to mortgage from time to time the whole or any part of the land described in the Schedule hereto for the purpose of borrowing such sum as may have been last approved by the Standing Committee by resolution thereof. Any amount borrowed on the security of any mortgage granted pursuant to this Ordinance shall be paid to the churchwardens of the church building known as Christchurch, Springwood and shall be applied by them in or towards meeting the whole or any part of the following:-

- (a) the cost of extending the said church building,
- (b) the cost of erecting a new hall on land held upon trust for the said Parish,
- (c) ^{repaying} ~~repay~~ the whole or any part of the amount borrowed on the security of any mortgage previously granted pursuant to this Ordinance.

3. _____ Any document purporting to be certified by the Archbishop or the Diocesan Secretary of the said Diocese as a copy of any resolution of the Standing Committee passed pursuant to Clause 2 shall, in favour of a mortgagee, or any person claiming under a mortgage granted pursuant to this Ordinance, be conclusive evidence that such resolution was duly passed and, except where a subsequent certificate pursuant to this clause has been delivered to such mortgagee or person, be conclusive evidence that such resolution was the last resolution passed by the Standing Committee pursuant to this Clause.

4. _____ Whilst any money is secured by any mortgage granted pursuant to this Ordinance, the said churchwardens, in every statement of assets prepared pursuant to Clause 41 of the Sydney Church Ordinance 1912 (as amended) shall disclose the amount so secured on the last day of the financial year to which the statement of assets relates.

5. _____ This Ordinance may be cited as "Springwood Ordinance 1981"

SCHEDULE

The land comprised in Certificates of Title Volume 2867 Folio 167, Volume 9297 Folio 5, ~~and~~ Volume 7206 Folio 160, Volume 8114 Folio 172, Volume 8114 Folio 176 and Volume 9272 Folio 53.

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

Doane

.....
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the *8th* day of *August* 1981.

W. J. ...

.....
Secretary.

I ASSENT to this Ordinance.

31/8/1981

M. L. Doane

.....
Archbishop of Sydney.

