

ST. ANDREW'S ROSEVILLE SALE ORDINANCE 1979

No. 13 1979

AN ORDINANCE to authorise the sale of certain land and buildings known as No.3 Bancroft Avenue, Roseville and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the registered proprietor of the whole of the land in Certificate of Title Volume 1845 Folio 244 more particularly described in the Schedule hereto AND WHEREAS the said land is church trust property within the meaning of the Church of England Trust Property Act 1917 as amended held upon trust for the sole benefit of the Parish of St. Andrew Roseville AND WHEREAS it is expedient that the land be now sold and the proceeds applied as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY DECLARES ORDAINS DIRECTS AND RULES as follows:-

1. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time at such price and upon such terms and conditions as the Corporate Trustee determines freed from the trusts upon which it is now held. The proceeds arising from the said sale shall be applied as follows:-

- (a) First in the payment of the costs of and incidental to this Ordinance and the sale and transfer pursuant thereto;
- (b) Secondly to meet the costs and expenses of and incidental to the demolition of existing buildings and improvements on the whole of the land registered in the name of the Corporate Trustee comprised in Certificate of Title Volume 1845 Folio 243 and known as No. 1 Bancroft Avenue, Roseville;
- (c) Thirdly the construction of a new and substitute rectory together with all fixtures and fittings therein ^{upon} the said land comprised in Certificate of Title Volume 1845 Folio 243 and known as No. 1 Bancroft Avenue, Roseville including the repayment of any loan owing by the said Parish raised for the purpose of such construction of such new rectory.

- (d) Fourthly in or towards the renovation and extension of the existing church building and/or parish hall within the said parish; and
- (e) As to any balance of such proceeds for such purpose or purposes as shall be approve by resolution of Standing Committee at the request of the Parish Council of the said Parish.

2. This Ordinance may be cited as "St. Andrew's Roseville Sale Ordinance 1979."

SCHEDULE

ALL THAT piece or parcel of land situate at Roseville in the Shire of Ku-Ring-Gai Parish of Gordon and County of Cumberland containing 1 rood 8-3/4 perches or thereabouts being Lot 4 of Section C in Deposited Plan 5035 and part of the site of a 1' reserve on another plan being Deposited Plan No.2966 and being the whole of the land comprised in Certificate of Title Volume1845 Folio 244 subject to covenant in Transfer No.476948 and subject to easement to drain water created by Transfer No. K862509 affecting part of the land shown as site of proposed easement to drain water 3' wide on plan lodged with the said Transfer.

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

Deveron

Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 23rd day of April 1979.

[Signature]

Secretary

I ASSENT to this Ordinance

M. L. Downes

Archbishop of Sydney

23/4/1979