
St. Anne's Hammondville Land Sale Ordinance 1968

No. 34, 1968

AN ORDINANCE to authorise the subdivision and sale of certain land at Hammondville in the City of Liverpool to provide for the application of the proceeds of sale and for purposes incidental thereto.

WHEREAS Church of England Property Trust Diocese of Sydney (hereafter called "the Corporate Trustee") is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 10736 Folio 67 more particularly described in the First Schedule hereto AND WHEREAS the said land is held upon trust for the Provisional District of St. Thomas, Moorebank (formerly known as the Provisional District of St. Anne, Hammondville) but no trusts in writing have been declared concerning the same AND WHEREAS the land is Churst Trust property and the Church of St. Anne, Hammondville and a Church hall is erected upon part of the said land 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 in their entirety and it is expedient that the said land be subdivided and part thereof be dedicated to the Council for road purposes pursuant to its requirements for such subdivision being that part described in the first part of the Second Schedule and part thereof be sold being that part described in the second part of the Second Schedule NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY ORDAINS AND RULES as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which that part of the said land as is described in the Second Schedule hereto is held it is inexpedient to carry out and observe such trusts and it is expedient that the said land be now subdivided from the land described in the First Schedule and part thereof dedicated to the said Council and part sold as hereinafter set out.

2. The Corporate Trustee is hereby authorised and empowered:—

- (i) To subdivide the land described in the First Schedule.
- (ii) To dedicate to the Council of the City of Liverpool for road purposes and as a condition of its consent to the said subdivision that piece of land described in the First Part of the Second Schedule be the same a little more or less.

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- (iii) To grant or reserve such drainage covenants (if any) as may be required in connection with the said subdivision.
- (iv) To execute all necessary plans or instruments for the purpose of carrying out and registration of the plan of the said subdivision.
- (v) To sell by public auction or private contract that part of the land described in the Second Part of the Second Schedule at such time or times at such price or prices and upon such terms or conditions as the Corporate Trustee may think fit freed from the trusts upon which the land is now held .

3. The money arising from the said sale or sales shall after paying thereout the costs of and incidental to this Ordinance and of the subdivision and registration of the deposited plan including payment of any money required by the Metropolitan Water Sewerage and Drainage Board in respect of the subdivision and of any filling of soil required by the Council and of the sale and sales and transfer and transfers of the said land pursuant thereto be applied as follows:—

- (i) As to the sum of up to One thousand five hundred dollars (\$1,500) to the Churchwardens of St. Anne's Church, Hammondville if so required by them for the erection of a screen or partition in such Church.
- (ii) A sum of up to Five hundred dollars (\$500) for the provision of a septic toilet system.
- (iii) The balance towards the erection of a new Church in Nuwarra Road, Moorbank to be known as St. Thomas, Moorebank.

4. This Ordinance may be cited as "St. Anne's Hammondville Land Sale Ordinance 1968".

FIRST SCHEDULE

All that piece or parcel of land situated at Hammondville in the City of Liverpool Parish of Holsworthy County of Cumberland containing 2 acres 0 roods 7 perches having a frontage of 373' 8" to Walder Road a splay corner of 19' 11½" and a frontage of 373' 8½" to Stewart Avenue being the whole of the land comprised in Certificate of Title Volume 10786 Folio 67.

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SECOND SCHEDULE

FIRST PART

All that piece or parcel of land situated as aforesaid having a frontage of about 57' to Walder Road by a depth of about 226' 7½" on the east adjoining a reserve comprising Lot 89 D.P. 17681 a rear width of 65' 11" and depth of about 259' 8" on the west being Lot 7 in plan of subdivision prepared by Surveyor H. K. Wright and approved in principal under File Number 23J of the Council of the City of Liverpool.

SECOND PART

All that piece or parcel of land situated as aforesaid being part of the land comprised in Certificate of Title Volume 10736 Folio 67 being Lots 1, 2 and 3 (having a total frontage of about 197' 2" to Stewart Avenue) and Lots 5 and 6 (having a total frontage of 117' 9½" to Walder Street) in the said plan of subdivision approved in principal under File Number 23J of the Council of the City of Liverpool.

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

ATHOL RICHARDSON,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of Synod of the Diocese of Sydney on the 28th day of October, 1968.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

28/10/1968.