

ST. JOHN'S DEE WHY WITH BROOKVALE AMENDING ORDINANCE 1984

NO. 44 1984

An ordinance to vary the trusts and to provide for the application of moneys held pursuant to the St. John's Dee Why with Brookvale Sale Ordinance 1975.

5 WHEREAS by the St. John's Dee Why with Brookvale Sale Ordinance 1975 (hereinafter called the "Principal Ordinance") certain moneys are held by the Anglican Church Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") upon trust for the Parish of St. John Dee Why with Brookvale (hereinafter called the "Parish") AND WHEREAS the Parish Council of the said Parish has resolved to purchase the whole of the land described in the Schedule hereto (hereinafter called the "Land") AND
10 WHEREAS the Land will upon completion of the purchase be Church Trust property within the meaning of the Anglican Church Trust Property Act, 1917 as amended and held for the sole benefit of the Parish of St John Dee Why with Brookvale 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
15 as follows:-

1. This ordinance may be cited as the "St. John's Dee Why with Brookvale Amending Ordinance 1984".
2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the moneys are held it is
20 inexpedient to carry out and observe the same to the extent to which the same are hereby varied.
3. Clause 3 of the Principal Ordinance is amended by omitting all of the words after "Standing Committee" in item (c) and by inserting instead the following new items

25 "(d) In payment to each of the Anglican Parishes of Beacon Hill and Manly Vale the greater of five percent of the balance moneys and any accretion thereto and the sum of

FIVE THOUSAND EIGHT HUNDRED DOLLARS (\$5,800) to be used for the purposes of the said Parishes.

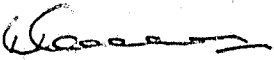
7 (e) In the purchase of the land and improvements known as 21 Blackwood Road, North Curl Curl being the whole of the land comprised in Lot 30 Section 2 in Deposited Plan 5748 Certificate of Title Volume 2078 Folio 87 for the sum of NINETY ONE THOUSAND DOLLARS (\$91,000) and in
35 payment of all costs and disbursements associated with such purchase.

(f) As to the balance including any accumulated income in part payment of the costs of renovating the improvements on the land referred to in sub paragraph (e) hereof, and
40 thereafter by payment to the Churchwardens of St. John's Church, Dee Why for meeting the cost of repairing and maintaining the buildings held upon trust for the Parish.

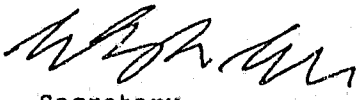
SCHEDULE

All that piece or parcel of land situated in the Shire of Warringah County of Cumberland Parish of Manly Cove being Lot 30 of Section 2 in Deposited Plan 5748 and being the whole of the land comprised in Certificate of Title Volume 2078 Folio 87 together with the improvements erected thereon known as No. 21 Blackwood Road, North Curl Curl.


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


Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the nineteenth day of November 1984.


Secretary

I ASSENT to this Ordinance.


Archbishop of Sydney
19 / 11 / 1984