

ST LUKE'S LIVERPOOL ORDINANCE 1991

No 48, 1991

AN ORDINANCE to vary the trusts on which certain property is held.

WHEREAS

A. The Property Trust is the trustee of certain property held upon trust to apply the income in accordance with the St. Luke's Liverpool Lease Ordinance (No. 2) 1976-1989.

B. By reason of circumstances which have arisen subsequent to the creation of the said trust it is expedient that the same be varied to the extent provided by this Ordinance.

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 as follows:

1. (1) This Ordinance may be cited as "St. Luke's Liverpool Ordinance 1991".
(2) The St Luke's Liverpool Lease Ordinance (No. 2) 1976-1989 is hereinafter called the "Principal Ordinance".
(3) The Principal Ordinance as amended by this Ordinance may be cited as "St Luke's Liverpool Ordinance 1976-1991".

2. By reason of circumstances which have arisen subsequent to the creation of the trusts hereinbefore referred to it is inexpedient to carry out and observe the same to the extent that the same are hereby varied.

3. The following clauses are substituted for clause 9 of the Principal Ordinance:

"9. So much of the said income as is derived on and from 1 January, 1992 and before 1 January, 1997 shall be applied as follows:

- (a) Twenty per centum (20%) per annum shall be paid to the churchwardens for the time being of the Church of St Luke Liverpool to be applied to the maintenance of the ministry (excluding the rector's stipend) and the relief of need and distress.
- (b) Fifteen per centum (15%) per annum shall be paid to the said churchwardens and appropriated to a special account to be applied towards:
 - (i) the restoration, maintenance and repair of and in effecting improvements to the church, the buildings, and the grounds of St Luke Liverpool;
 - (ii) the repayment of moneys borrowed and applied towards such restoration, maintenance and repair of and in effecting improvements; or
 - (iii) the payment of interest payable on such moneys.
- (c) Twenty-Five per centum (25%) per annum shall be applied to Sydney Diocesan Secretariat and applied for such purposes as may be determined by the Synod.
- (d) Five per centum (5%) per annum shall be paid to Moore Theological College Council as shall be determined by the Synod to be applied for the purposes of Moore Theological College.
- (e) Thirty per centum (30%) per annum shall be paid to Parramatta Anglican Regional Council as shall be determined by the Synod to be applied from time to time as the said Council may determine.
- (f) Five per centum (5%) per annum shall be capitalised.

10. The provisions of clause 9 shall be reviewed during the year 1996 and any amendments to the said provisions arising out of such review shall take effect on and from 1 January, 1997. The Corporate Trustee shall not distribute any income derived on or from 1 January, 1997 until such time as such a

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distribution has been authorised by an ordinance passed after such review. The provisions contained in clause 9 shall not be taken as a precedent."

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

E.D. Cameron
Deputy Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 28th day of October 1991.

W.G.S. Gotley
Secretary

I ASSENT to this Ordinance.

Donald Robinson
Archbishop of Sydney
28/10/1991