
St. Mark's Berowra (Mt. Kuring-gai) Land Sale Ordinance
1968

No. 36, 1968

AN ORDINANCE to authorise the sale of certain land at Mt. Kuring-gai in the Shire of Hornsby and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered as proprietor in fee simple of the land comprised in Certificate of Title Volume 8459 Folio 134 more particularly described in the Schedule hereto AND WHEREAS the said land was purchased with finance provided by the Diocese as a site for a Church at Mt. Kuring-gai in the Provisional District of St. Mark, Berowra but no Church has been erected thereon and no trusts in writing have been declared concerning the said land AND WHEREAS by reason of circumstances which have arisen since the acquisition of the said land it is inexpedient to observe the trusts for which it was to be held and it is expedient that the land be now sold NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY ORDAINS AND DIRECTS as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the Schedule hereto is held it is inexpedient to carry out and observe the same and it is expedient that the land be sold.

2. The Corporate Trustee is hereby authorised to sell the said land by public auction or private contract at such time and at such price and upon such conditions as it shall think fit freed from all trusts.

3. The proceeds arising from the said sale shall after paying thereout all outgoings to which the land is subject and the costs of and incidental to this Ordinance and to the sale and transfer of the land pursuant thereto be applied first in repayment of all money owing to the Diocese in respect of the purchase thereof and interest thereon and the balance if any shall be invested by the Corporate Trustee pursuant to the provisions of the Church Trust Property Investment Ordinance 1944 as amended and the capital together with income accruing thereon be applied towards the acquisition of a more suitable site for a Church at Mt. Kuring-gai.

4. This Ordinance may be cited as "St. Mark's, Berowra (Mt. Kuring-gai) Land Sale Ordinance 1968".

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SCHEDULE

All that piece or parcel of land situate at Mt. Kuring-gai in the Shire of Hornsby Parish of South Colah County of Cumberland having a frontage of 50' to Church Street by depth of 236' being Lot 1 in Miscellaneous Plan of Subdivision (R.P.) No. 119000 and the whole of the land comprised in Certificate of Title Volume 8459 Folio 134.

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.

23/10/1968.