

ST. PETER'S BURWOOD EAST SALE ORDINANCE 1978NO. 24 1978

AN ORDINANCE to vary the trusts of certain land at Croydon in the Municipality of Burwood to authorise the sale of such land 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 2619 Folio 249 more particularly described in the Schedule hereto AND WHEREAS pursuant to the St. Peter's Burwood East Mortgage Ordinance, 1956 the said land is church trust property held upon trust to permit the same to be used as a Parsonage in connection with the Church of England in the Parish of St. Peter Burwood East 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 to the extent to which the same are hereby varied 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 Diocesan of Sydney in the name and place of such Synod HEREBY DECLARED 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 to the extent to which the same are hereby varied and it is expedient that the land be sold as hereinafter set out.
2. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time or times at such price and upon such terms and conditions as the Corporate Trustee determines freed from the trusts upon which it is now held.
3. 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 sale;



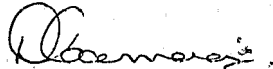
- (b) secondly, to meet the costs of the purchase or construction of a new rectory (parsonage) and all costs incidental thereto including the payment of rentals for alternative accommodation for the incumbent for the time being of St. Peter's Burwood East and pending such payment the capital sum shall be invested by the Corporate Trustee and the income derived therefrom shall be capitalised.
- (c) thirdly, any residue shall be paid to the churchwardens for the time being of St. Peter's Burwood East for such purposes as shall be determined by resolution of the parish council of the said parish.

4. This Ordinance may be cited as "St. Peter's Burwood East Sale Ordinance 1978".

SCHEDULE

ALL THAT piece or parcel of land situate in the Municipality of Burwood Parish of Concord and County of Cumberland being part of Lot 9 Section 1 in Deposited Plan No. 760 and comprising the whole of the land in Certificate of Title Volume 2619 Folio 249 and subject to reservations and conditions contained in original Crown Grant.

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



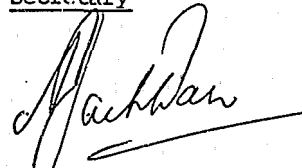
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 31st day of July 1978.



Secretary

I ASSENT to this Ordinance.



Commissary
Archbishop of Sydney

31/7/1978