

No. 34 1980

AN ORDINANCE to authorise the sale of certain land at Richmond, and to vary the trusts on which certain other land at Richmond is held.


WHEREAS:

- A. Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is the owner in fee simple of the land described in the schedule hereto which land is hereinafter called "the said land".
- B. The said land is held upon trust for St. Peter's Church of England at Richmond.
- C. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held, it is expedient that the said trusts be varied to the extent (if at all) hereinafter provided and it is expedient that the said land be sold.
- D. The Corporate Trustee is the trustee of the land (which land is hereinafter called "the other land") described in the second schedule of the St. Peter's Richmond Land Sale Ordinance 1965 on trust to sell the same and apply the proceeds in accordance with Clause 3 of that ordinance.
- E. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the other land and all moneys held from time to time on trust to be applied in accordance with Clause 3 of the said ordinance are held, it is expedient that the said trusts be varied to the extent (if at all) hereinafter provided.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS DIRECTS AND RULES as follows:-

1. This ordinance may be cited as "St. Peter's Richmond Sale Ordinance 1980".



30 2. (1) By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held, it is inexpedient to carry out and observe the same to the extent (if at all) that the same are hereby varied and it is expedient that the said land be sold.

35 (2) The Corporate Trustee is hereby empowered to sell the said land by private treaty or public auction and for such price and on and subject to such terms and conditions as may seem appropriate to the Corporate Trustee. The proceeds from such sale shall be applied in meeting all outstanding rates charged on the said land, all costs of such sale and all costs in
40 connection with this ordinance and the balance then remaining shall be invested by the Corporate Trustee pending any application pursuant to Clause 4 of this ordinance.

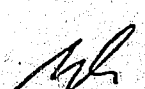
45 3. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the other land and any moneys held from time to time on trust to be applied in accordance with Clause 3 of the said Ordinance, it is expedient that the said trusts be varied and that the other land and any such moneys be held on trust to be applied in accordance with Clause 4 hereof.

50 4. All moneys directed to be applied in accordance with this clause (together with any income which accrues thereon) shall be applied by the Corporate Trustee at the request of a majority of the members of the Parish Council of the Parish of Richmond in or towards all or any of the following:-

55 (a) the maintenance repair and improvement of buildings situated within the said Parish and held on trust for the said Parish,

(b) the erection of new buildings on land within the said Parish and held on trust for the said Parish including, but without limiting the generality of the foregoing, a new hall on land adjacent to the building known as St. Peter's Church.

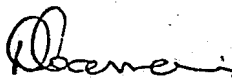
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SCHEDULE

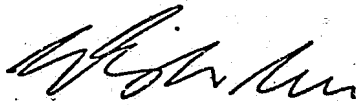
ALL THAT piece of parcel of land containing by admeasurement THIRTY TWO ACRES ONE ROOD more or less situate in the District of Evan in the County of Cumberland in the State of New South Wales bounded on the South side by land of Sabina Stack commencing on the Hawkesbury River and extending to Yellow Monday's Lagoon and bearing by Compass East twenty degrees North thence on the East by that Lagoon the width of the said portion being a line bearing North twenty degrees West seven chains and forty five links thence on the North side by the land of the representatives of Joseph and Clara Hempstead bearing by Compass West twenty minutes South from the said Lagoon to the Hawkesbury River and thence on the West side by that River to the point of commencement (which parcel of land was by an Indenture dated the thirtieth day of September One thousand eight hundred and fifty four made between George Matcham Pitt of the one part and Peter Joseph Hough (sometimes called Peter Hough) of the other part conveyed and assured to the said Peter Joseph Hough and his heirs to such uses as he should by any deed or deeds appoint and in default thereof to the use of the said Peter Joseph Hough his heirs and assigns forever) excluding thereout an area of eleven acres one rood conveyed by the said Sampson Jonathan Pearce to the Nepean Sand and Gravel Company by deed of the seventeenth day of November One thousand nine hundred and twenty four Registered Number 100 Book 1367.

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 3rd day of November 1980.



 Secretary

I ASSENT to this ordinance



 Archbishop of Sydney