

ST. STEPHEN'S LIDCOMBE SALE ORDINANCE 1977No. 30 1977

AN ORDINANCE to authorise the sale of certain land at Lidcombe and to provide for the application of the proceeds thereof.

WHEREAS

1. The land described in the Schedule hereto is vested in Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee").

B. The said land is church trust property held upon trust to permit the same to be used as a rectory in connection with St. Stephen's Church of England in the Parish of Lidcombe.

C. There is erected upon the said land a building which is being used as a rectory.

D. 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 that the same are hereby varied and it is expedient that the said land be sold and the proceeds applied as hereinafter set forth

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES 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 said land be sold.

2. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time and at such price and upon such terms and conditions as it may determine freed from the trusts upon which the said land is now held.

3. The proceeds arising from the sale or sales hereby authorised after paying thereout the costs of and incidental to this Ordinance and of the sale and conveyance in pursuance thereof and all outgoings and other moneys (secured or unsecured) to which the said land may be subject shall be applied by the Corporate Trustee as follows:-

- 30 (a) In payment of the cost of erection of a new rectory on other church land held by the Corporate Trustee for the sole benefit of the said parish, and
- (b) in payment of the costs of and incidental to the said erection and any prescribed furnishings for which the churchwardens are responsible pursuant to the provisions of the Sydney Church Ordinance 1912 as amended or in repayment of any moneys temporarily borrowed for all or any of such purposes as aforesaid, and
- 35 (c) the balance (if any) shall be invested by the Corporate Trustee and the income arising therefrom shall be added to the principal sum or at the request of a majority of the Parish Council of
- 40 the said parish and with the approval by resolution of the Standing Committee the whole or any part of the principal sum or income shall be released and paid to the Churchwardens of the Church of St. Stephen Lidcombe.

4. Paragraph (d) of clause 3 of the St. Stephen's Lidcombe Sale Ordinance 1975 is hereby deleted and the following new paragraph inserted:-

"(d) towards the cost of erection of a new rectory in the said parish"

5. The St. Stephen's Lidcombe Sale Ordinance 1975 as amended by this ordinance may be cited as "St. Stephen's Lidcombe Sale Ordinance 1975-1977".

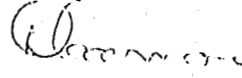
50 6. This ordinance may be cited as "St. Stephen's Lidcombe Sale Ordinance 1977".

SCHEDULE

ALL THAT piece of land situated at Lidcombe in the Municipality of Auburn Parish of Liberty Plains County of Cumberland being part of Lot 3 of Deposited Plan 226846 (Old Systems Title) and containing an area of 757 square metres.

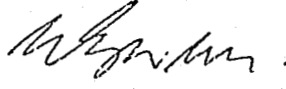
Commencing at a point on the Western side of Mark Street bearing and distant 179° 11' 30" - 40.971 metres from the intersection of that Street with the Southern side of Taylor Street and bounded thence on the East by the Western side of Mark Street aforesaid bearing and distant 179° 11' 30" - 19.812 metres thence on the South by a line bearing and distant 269° 14' 30" - 38.228 metres thence on the West by a line bearing and distant 359° 11' 30" - 19.812 metres, and thence on the North by a line bearing and distant 89° 14' 30" - 38.228 metres to the point of commencement.

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



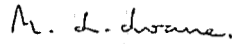
Deputy Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 26th day of September 1977.



Secretary.

I ASSENT to this Ordinance.



Archbishop of Sydney.

26/9/1977