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*St. Stephen's Port Kembla, Sale Ordinance 1937.*

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No. 16, 1937.

AN ORDINANCE to authorise the sale of certain land situate at corner of Wentworth Road and Church Street Port Kembla and to provide for the application of the proceeds thereof.

WHEREAS Frank Hope Dangerfield Alderton formerly of Port Kembla but now of Drummoyne Clerk in Holy Orders and Donald Cameron formerly of Port Kembla but now of the State of Queensland Chemist are the surviving registered proprietors as joint tenants of a parcel of land situated at the corner of Wentworth Road and Church Street near Port Kembla in the Municipality of Central Illawarra Parish of Wollongong and County of Camden containing 1 rood 1 perch or thereabouts being Lots 17 and 18 of Section 3 on Deposited Plan in the Registrar-General's Office Sydney No. 5868 and being the whole of the land comprised in Certificates of Title registered respectively Volume 2559 Folio 229 and Volume 2246 Folio 21 (hereinafter referred to as the "said land").

AND WHEREAS the said land is Church Trust property and held for the use and on behalf of the Church of England in the Parish of Kembla at Port Kembla.

AND WHEREAS the trusts of the said land have not been declared in writing.

AND WHEREAS it is expedient to vest the said land in the Church of England Property Trust Diocese of Sydney (hereinafter referred to as the "Corporate Trustees").

AND WHEREAS by reason of circumstances subsequent to the creation of the trusts of the said land it has become expedient to sell the same and to apply the proceeds in or towards discharging the debt owing upon the Parish Hall erected upon part of the land comprised in Certificate of Title Registered Volume 3235 Folio 233 and in manner hereinafter appearing

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod Ordains and Declares as follows:—

1. By reason of circumstances subsequent to the creation of the trusts of the said land it is expedient to vest the same in the Corporate Trustees and to sell the same.

2. The Synod hereby consents to the said land being vested and the same is hereby vested in the Corporate Trustees.

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3. The Corporate Trustees are hereby empowered to sell the said land or any portion or portions thereof at any time hereafter and from time to time by public auction or private contract either in one lot or several lots at such price or prices and upon such terms and conditions as the Corporate Trustees may deem expedient.

4. The proceeds of any such sale or sales shall stand charged with the payment of all outgoings properly chargeable against the said land and all costs charges or expenses of and incidental to this Ordinance and the said sale or sales and subject thereto shall be applied by the Corporate Trustees firstly in or towards discharging the debt or debts owing upon the Parish Hall recently erected upon part of the land comprised in Certificate of Title Registered Volume 3235 Folio 233 and secondly any balance in the hands of the Corporate Trustees shall be invested upon fixed deposit in any banking company carrying on business within the State of New South Wales or in any one of the investments for the time being allowed by law of any of the States of the Commonwealth of Australia for the investment of trust funds and the Corporate Trustees may from time to time vary or release any of such investments and the income arising therefrom shall be paid to the Rector and Churchwardens for the time being of the Church of St. Stephen Port Kembla (whose receipt shall be a sufficient discharge therefor) to be used by them for such general purposes in connection with the said parish as the said Rector and Churchwardens may from time to time determine.

5. This Ordinance may be styled or cited as St. Stephen's Port Kembla Sale Ordinance 1937.

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

J. A. I. PERRY,  
Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this First day of November, 1937.

H. V. ARCHINAL,  
Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

3rd November, 1937.