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*St. Thomas' Enfield Land Sale, 1923.*

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AN ORDINANCE to authorise the sale of certain lands situated in the Borough of Enfield Parish of Concord County of Cumberland near Sydney more particularly described in the First Schedule hereto.

WHEREAS by Certificate of Title under the provisions of the Real Property Act and dated the twenty-first day of July One thousand nine hundred and two Registered Volume 1414 Folio 8 the Church of England Property Trust Diocese of Sydney (hereinafter designated "the said Trustee") is the registered proprietor of the land described in the said Certificate of Title and in the First Schedule hereto AND WHEREAS by Declaration of Trust dated the twenty-eighth day of October One thousand nine hundred and two the said Trustee declared that it held the land described in the said Certificate of Title upon trust to permit a Church Chapel School or Hall to be erected on the said land to be subject to the regulations (so far as they may be applicable) contained in "The Sydney Church Ordinance" or in any other Ordinance to be passed by the Synod of the Diocese of Sydney altering or modifying the first mentioned Ordinance AND WHEREAS the land described in the First Schedule hereto is not now required for the purposes to which by the said recited Declaration of Trust it was devoted and it is expedient to sell and dispose of the same AND WHEREAS by an Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth entitled the "Church of England Trust Property Act 1917" (No. 21) it was enacted that during the recess of the Synod a Committee Council or other body of persons appointed for that purpose by Ordinance of Synod might in place of such Synod exercise such of the powers and functions referred to in the said Act as should be determined by Ordinance of the Synod AND WHEREAS by an Ordinance of the Synod passed in the year One thousand nine hundred and eighteen the Standing Committee was appointed for the purpose of exercising and accordingly might during the recess of the Synod of the Diocese exercise in the place of such Synod all or any of the powers and functions and do and make all or any of the things referred to in sections twenty-six to thirty-one (inclusive) constituting Part VI. of the said Act Now the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers in

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that behalf conferred upon it by the said Act and Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales and by the "Church of England Trust Property Act 1917" or otherwise in the name and in place of such Synod ordains directs and rules as follows:—

1. By reason of circumstances subsequent to the creation of the trust firstly hereinbefore recited it is inexpedient to observe the Trust and it is expedient to sell the said land described in the First Schedule hereto.

2. The land described in the First Schedule hereto may at any time hereafter be sold and absolutely disposed of freed from any trust existing in respect of the same either in one lot or in parcels by public auction or private contract at such price or prices for cash or on terms and subject to any stipulations or conditions as to title or otherwise which may be deemed proper with power for the said Trustee to buy in at any sale by auction and to rescind or vary any contract for sale and to enter into any new contracts for the sale of such land and for any of the purposes aforesaid to execute and do all such deeds assurances and things as the said Trustee shall think fit and with full power for the said Trustee to dedicate lay out and make through or over the said land such roads streets ways and other works as to the said Trustee may seem necessary or proper.

3. The said Trustee of the said land is hereby authorised and empowered to sell by public auction or private contract or to demolish take down and remove from the said land all or any of the buildings now erected thereon.

4. The proceeds arising from the said sale or sales shall be paid to the said Trustee and after payment thereof of the costs charges expenses of and incidental to this Ordinance and of the said laying out or dedication of streets sale or sales and the transfer or transfers of the said land and the taking down and removal of the said buildings if not sold shall be applied by the said Trustee in purchasing land situated in Daisy Street Enfield which said land is described in the Second Schedule hereto and which said land is to be held upon trust to permit a Church Chapel School or Hall to be erected on the said land to be subject to the regulations (so far as they may be applic-

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able) contained in the Sydney Church Ordinance 1912 or in any other Ordinance to be passed by the Synod of the Diocese of Sydney altering or modifying the first mentioned Ordinance and the balance thereof shall be applied in and towards the erection of a Church Chapel School or Hall upon the said land described in the Second Schedule hereto.

5. This Ordinance shall be styled and cited as the "St. Thomas' Enfield Land Sale Ordinance 1923."

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THE FIRST SCHEDULE HEREINBEFORE REFERRED TO.

All that piece or parcel of land situated at the corner of Burwood Road and George's River Road in the Borough of Enfield Parish of Concord County of Cumberland containing 3 roods 25 perches or thereabouts and being the whole of the land comprised in Certificate of Title dated 21st July 1902 Registered Volume 1414 Folio 8.

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THE SECOND SCHEDULE HERE'NBEFORE  
REFERRED TO.

All that piece or parcel of land situated in Daisy Street Enfield Borough of Enfield Parish of Concord County of Cumberland having a frontage of about 80 feet to Daisy Street by a depth of 120 feet and being part of the land comprised in Certificate of Title Registered Volume 3248 Folio 72 and being Lots 25 and 26 on a Plan deposited at the Land Titles Office No. 9297.

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I hereby certify that this Ordinance was passed in Committee.

24th September, 1923.

F. B. BOYCE,  
*Chairman of Committee.*

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this twenty-fourth day of September, 1923.

C. R. WALSH,  
*Secretary.*

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

5th October, 1923.