
*Sydney Church of England Finance and Loans Board
(Bundeena Land) Sale Ordinance 1972*

No. 14, 1972

AN ORDINANCE to authorise the sale of certain land at Bundeena in the Shire of Sutherland and to provide for the application of the proceeds.

WHEREAS:—

- A. Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") is registered as proprietor of an estate in fee simple of the land comprised in Certificates of Title Volume 10115 Folios 118 and 119 more particularly described in the Schedule hereto (hereinafter referred to as "the said land").
- B. The said land is church trust property within the meaning of Church of England Trust Property Act 1917 having been purchased with moneys provided by Sydney Church of England Finance and Loans Board (hereinafter called "the Board") as a possible site for a church centre.
- C. The said land was at the time of purchase and is now situated in the Parish of St. John Sutherland and the Parish Council of the said Parish has informed the Board that the land is not required by the Parish.
- D. The said land is held for the sole benefit of the Board by reason of its having furnished all moneys for the purchase thereof and expenses connected therewith but no trusts in writing have been declared concerning the same.
- E. All rates and other outgoing in respect of the said land have been paid since the date of purchase by the Board.
- F. By reason of circumstances which have arisen subsequent to the acquisition of the said land and the creation of the trusts upon which the same is held it is inexpedient to carry out and observe the same and 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 Diocese of Sydney in the name and place of such Synod HEREBY DECLARES RULES ORDAINS AND DIRECTS as follows:—

1. 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 and it is expedient that the said land be sold.

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2. The Corporate Trustee is hereby empowered to sell the said land in one or more parcels by public auction or private contract at such time and such place and upon such terms and conditions as it shall think fit freed from all trusts.

3. The proceeds arising from the sale or sales after paying all outgoings to which the said land is now subject and the costs of and incidental to this Ordinance and the sale or sales transfer or transfers pursuant thereto shall be paid to the Board and applied in the manner following:—

- (a) First in recoupment of all moneys expended by the Board in connection with the said land.
- (b) Secondly the balance towards the general work of the Board.

4. This Ordinance may be cited as "Sydney Church of England Finance and Loans Board (Bundeena Land) Sale Ordinance 1972".

SCHEDULE

ALL THOSE pieces or parcels of land at Bundeena in the Shire of Sutherland Parish of Wattamolla County of Cumberland being Lots 118 and 119 in Deposited Plan No. 226578 and being respectively the whole of the land comprised in Certificates of Title Volume 10115 Folios 118 and 119.

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

ATHOL RICHARDSON,
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 24th day of April, 1972.

W. L. J. HUTCHISON,
Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

24/4/1972.