

SYDNEY CHURCH OF ENGLAND GIRLS' GRAMMAR SCHOOLS
ASSISTANCE ORDINANCE 1974 AMENDING ORDINANCE 1975

No. 28, 1975.

AN ORDINANCE to provide further assistance for certain schools and to vary trusts upon which certain church trust property is held.

WHEREAS

A. By virtue of the Sydney Church of England Girls' Grammar Schools Assistance Ordinance 1974 (hereinafter called "the Principal Ordinance") certain moneys forming part of the trust fund described therein are held upon the trusts set forth in clause 5 of that Ordinance.

B. Arrangements are in hand to enable the schools at Darlinghurst and Cremorne, managed by the Council constituted by the Sydney Church of England Girls' Grammar School Management Ordinance 1974 to be conducted in 1976 and in subsequent years.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said trust fund is held, it is inexpedient to carry out and observe the same

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

1. (1) This Ordinance may be cited as "Sydney Church of England Girls' Grammar Schools Assistance Ordinance 1974 Amending Ordinance 1975".

(2) The Principal Ordinance as amended by this Ordinance may be cited as "Sydney Church of England Girls' Grammar Schools Assistance Ordinance 1974-1975".

2. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said trust fund is held, it is inexpedient to carry out and observe the said trusts to the extent that the said trusts are hereby varied.

3. The Principal Ordinance is hereby amended as follows:-

(a) by the omission of the word "and" in paragraph (i) of clause 1(1),

(b) by the insertion of the following paragraphs at the end of clause 1(1):-

"(k) the term 'Darlinghurst Council' means the council or corporation or other body which manages the Darlinghurst School in 1976 and 1977, and

(l) the term 'Redlands Council' means the council or corporation or other body which manages the Redlands School in 1976 and 1977."

(c) by the insertion of the words "Subject to clauses 7 and 8 hereof" before the words "The trust fund" in clause 5(1),

(d) by the insertion of the following clause as clause 7:-

"7 (1) If the aggregate of all moneys received by or payable to the Darlinghurst Council in respect of tuition provided at the Darlinghurst School in 1976 and 1977 is less than the outgoings incurred by the Darlinghurst Council in the course of providing such tuition, the Secretariat shall make good such deficiency but only to the extent hereinafter authorised.

(2) If the aggregate of all moneys received by or payable to the Redlands Council in respect of tuition provided at the Redlands School in 1976 and 1977 is less than the outgoings incurred by the

Redlands Council in the course of providing such tuition, the Secretariat shall make good such deficiency but only to the extent hereinafter authorised.

(3) The term 'outgoings' in subclauses (1) and (2) of this clause shall include all debts which are written off but shall not include any interest, the repayment of moneys borrowed nor any outgoing unnecessarily incurred.

(4) The Secretariat may apply up to Fifty thousand dollars (\$50,000) from the trust fund in making good any deficiency described in subclause (2) hereof.

(5) The Secretariat shall apply the whole of so much of the trust fund as is not applied pursuant to paragraphs (a) to (d) of clause 5(1), pursuant to subclause (4) of this clause and pursuant to clause 8 hereof in making good any deficiency described in subclause (1) hereof.

(6) The Secretariat is hereby authorised and empowered to enter into any deed of indemnity with the Darlinghurst Council whereby the Secretariat indemnifies the Darlinghurst Council in respect of any deficiency which it is directed to make good to the extent authorised by this clause.

(7) The Secretariat is hereby authorised and empowered to enter into any deed of indemnity with the Redlands Council whereby the Secretariat indemnifies the Redlands Council in respect of any deficiency which it is directed to make good to the extent authorised by this clause."

(e) by the insertion of the following clause as clause 8:-

"The Secretariat is hereby authorised to lend Forty-five thousand dollars (\$45,000) to The Council for the Promotion of Sydney Church of England Diocesan Schools, free of interest, for the purpose of enabling that Council to acquire Loquat Valley School."

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

D. Cameron
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 15th day of September, 1975.

W.G.S. Gotley
Secretary

I ASSENT to this Ordinance.

W.L. Loane
Archbishop of Sydney
15/9/1975