

# Christ Church Inner West (Five Dock Urban Renewal) Trust Ordinance 2023

No 3, 2023

## Long Title

An Ordinance to vary the trusts on which certain property at Five Dock is held and to establish the Christ Church Inner West (Five Dock Urban Renewal) Trust.

## Preamble

A. The Anglican Church Property Trust Diocese of Sydney (the **ACPT**) is the trustee of the land in folio identifiers 1/ 1258912, 6/17324, 7/17324 and 8/17324 known as 171-179 Great North Road, Five Dock and the site of St Albans Anglican Church, Five Dock (the **Land**).

B. The Land is church trust property held for the purposes of the Parish of Christ Church Inner West on the trusts declared in the *Christ Church Inner West Trust Ordinance 2001*.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is inexpedient to carry out and observe those trusts and it is expedient to vary those trusts in the manner set out in this Ordinance.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

### 1. Name of ordinance

This Ordinance is the Christ Church Inner West (Five Dock Urban Renewal) Trust Ordinance 2023.

### 2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is inexpedient to carry out or observe those trusts and it is expedient that those trusts be varied in the manner set out in clause 5.

### 3. Definitions

(1) In this Ordinance –

“Parish” means the Parish of Christ Church Inner West.

“Trust” means the Land and any proceeds or income arising from the Land.

“Trustee” means the trustee of the Trust from time to time.

“Urban Renewal Pilot Program” means the program of acquisition or development of real property with the consent of the Regional Bishop and a majority of the members of the parish council of parochial units, or the councils of diocesan organisations, as the case may be, under clause 17(2) of the *Anglican Church Growth Corporation Ordinance 2018*.

(2) Any notes in this Ordinance are explanatory only and do not form part of the Ordinance.

### 4. Name of Trust

The Trust is to be known as the Christ Church Inner West (Five Dock Urban Renewal) Trust.

### 5. New trusts

The trusts of the Land are varied so that it is separated from and ceases to comprise part of the capital of the trust fund held under the *Christ Church Inner West Trust Ordinance 2001* and is held for the purposes of the Parish on the trusts set out in this Ordinance.

### 6. Capital of the Land

The Land may be used for one or more of the following purposes –

- (a) a church;
- (b) a residence for the minister, an assistant minister or any person employed by the wardens of a church in the Parish;
- (c) a hall or halls;
- (d) a school (including a preschool) or other place of assembly;
- (e) a development undertaken as part of the Urban Renewal Pilot Program; and
- (f) any purpose incidental to a purpose referred to in paragraph (a), (b), (c), (d) or (e).

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### **7. Income and proceeds of the Trust**

(1) The income and any proceeds of the Trust, after paying all rates, taxes, charges and costs incurred by the Trustee in relation to the Trust, the Land or any transaction with the Land is to be applied in accordance with clause 3 of the *Anglican Church Growth Corporation (Pilot Program Enabling) Ordinance 2020*.

(2) Pending its application, any income of the Trust is to be invested.

### **8. Clarification of effect**

The *Anglican Church Growth Corporation (Pilot Program Enabling) Ordinance 2020* applies notwithstanding the provisions of this Ordinance.

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

R TONG  
Chair of Committee

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 27 March 2023.

B BOUNDS  
Secretary

I Assent to this Ordinance.

KANISHKA RAFFEL  
Archbishop of Sydney

27/03/2023