

THE OAKS VESTING AND VARIATION OF TRUSTS ORDINANCE 1983

NO. 41 1983

AN ORDINANCE to vest certain property in Anglican Church Property Trust Diocese of Sydney and to authorise the variation of trusts in connection thereto.

WHEREAS

5 A. The land described in the First Schedule hereto (hereinafter called "the land) and the investment described in the Second Schedule hereto (hereinafter called "the investment") are held upon the trusts expressed in Indenture of Conveyance Number 128 Book 194 namely "for the erection
10 thereon of a church for the use of the members of the Church of England within the colony of New South Wales and subject thereto upon such trusts and to and for such uses trusts ends intents and purposes as the Bishop of Sydney for the time being shall deem proper and beneficial for the interests of the said members of the Church of England".

B. Erected upon the land is the Church of St. Luke, The Oaks and a Parish Hall.

15 C. The Bishop of Sydney for the time being is the trustee of the land and the investment.

D. It is appropriate that the Bishop of Sydney cease to be the Trustee of the land and the investment and that the land and the investment be vested in Anglican Church Property Trust Diocese of Sydney.

20 E. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the land and the investment are held it is inexpedient to carry out and observe the same to the extent that the same are hereby varied.

25 NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod hereby

ORDAINS DIRECTS DECLARES AND RULES as follows:-

1. Consent is hereby given to the land and the investment vesting in Anglican Church Property Trust Diocese of Sydney.

30 2. By reason of the circumstances which have arisen subsequent to the creation of the trusts upon which the land and the investment are held it is inexpedient to carry out and observe the same and it is expedient that such trusts be varied as hereinafter set out.

35 3. The land shall henceforth be held upon trust for a:-

(a) church;

(b) residence for a minister, assistant to the minister or person employed by the churchwardens;

(c) hall or halls;

40 (d) school or other place of assembly;

or partly for one of another or others or those purposes in connection with the Anglican Church of Australia within the Diocese of Sydney for the sole benefit of the Parish or other ecclesiastical district of The Oaks or any parish or other ecclesiastical district into which it may subsequently be
45 formed or of which it may form a part.

4. The investment shall be paid to the churchwardens for the time being of St. Luke's Church, The Oaks, and applied by them towards the costs of the renovations reconstruction
50 repair and maintenance of St. Luke's Church.

5. This Ordinance may be cited as "The Oaks Vesting and variation of Trusts Ordinance 1983".

THE FIRST SCHEDULE

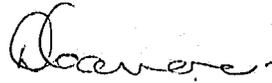
ALL THAT piece or parcel of land at The Oaks in the Shire of Wollondilly Parish of Weromba and County of Camden being Lot Number 3 and the Land in Conveyance Registered No. 128 Book 194 excepting thereout Lot 8 in D.P. 262004.

THE SECOND SCHEDULE

ALL THOSE monies held by Anglican Church Property Trust Diocese of Sydney in a fund styled "St. Luke, The Oaks - Department of Main Roads Resumption 1982".

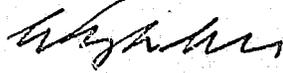
W *D*

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



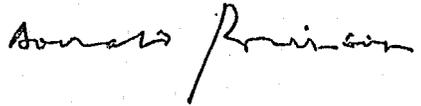
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 21st day of ~~November~~ 1983.



Secretary

I ASSENT to this Ordinance.



Archbishop of Sydney
21 / 11 / 1983