Anglican Church Diocese of Sydney

## Kingsford (Pagewood) Land Sale Ordinance 1997

No 49, 1997

**Long Title**

An Ordinance to authorise the sale of land at Pagewood and to provide for the application of the proceeds of sale.

**Preamble**

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of Lot 21 in Section 9 being the whole of the land comprised in Certificate of Title Volume 5103 Folio 56 and known as 17 Wark Avenue, Pagewood (the "Land").

B. The Land is held on trust for the parish of Kingsford (the "Parish") although there are no written trusts.

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient to sell the Land and apply the proceeds of sale in the manner set out in this Ordinance.

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

**Name of Ordinance**

1. This Ordinance is the Kingsford (Pagewood) Land Sale Ordinance 1997.

Declarations of Inexpediency
2. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient to sell the Land but it is inexpedient to apply the proceeds of sale solely for the use or benefit of the Parish or for the same or like purposes as the trusts on which the Land is held.

**Authority to Sell**

3. The Property Trust is authorised to sell the Land within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private contract at such time as it may determine freed from the trusts upon which the Land is held.

**Application of Proceeds**

4. The proceeds of the sale of the Land, after payment of all outgoings to which the Land may be subject and the costs of and incidental to this Ordinance and the sale of the Land, shall be applied as follows -

(a) 5% shall be paid to the National Home Mission Fund for the purposes of that Fund;

(b) 5% shall be paid to the Archbishop of Sydney's Vision 2001 Appeal to be applied to assist a new parochial unit which, if appropriate, could become linked to the Parish for continuing support;

(c) 20% shall be paid to the Glebe Administration Board to be added to the capital of the property held by the Board under the Diocesan Endowment Ordinance 1984; and

(d) the remaining balance shall be invested and the income applied as follows -

(i) 30% of the income shall be capitalised; and

(ii) the balance of the income shall be paid to the churchwardens of Holy Trinity Church Kingsford to be applied for such purposes of the Parish as the parish council of the Parish may determine from time to time other than the payment of the stipend, allowances and benefits of the minister of the Parish.

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

***N.M. CAMERON***
*Chairman of Committees*

I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 8 December 1997.

***M.A. PAYNE***
*Secretary*

I Assent to this Ordinance.

***R.H. GOODHEW***
*Archbishop of Sydney*
19/12/1997