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*St. Martin's South Kensington Ordinance 1932.*

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No. 3. 1932.

AN ORDINANCE to authorise Mortgage of certain land situated at Sturt Street South Kensington in the County of Cumberland such land being more particularly described in the Schedule hereto and to provide for the application of the proceeds thereof.

WHEREAS by Crown Grant dated the Eighteenth day of October One thousand nine hundred and ten Volume 2098 Folio 42 the Church of England Property Trust Diocese of Sydney (hereinafter called the said Trust) is the registered Proprietor of the land therein and in the Schedule hereto described AND WHEREAS the land in the said Schedule is Church Trust Property AND WHEREAS there is a Rectory and Hall on the land described in the Schedule hereto and it is deemed desirable to remove the said Hall to another part of the said land and erect a Church on the said land and for that purpose it is expedient to Mortgage the land in the said Schedule Now the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Church of England Trust Property Act 1917 and the "Land Ordinance Procedure and Delegation of Powers Ordinance 1926" and in pursuance of the powers vested in the said Synod by the constitutions for the management and good government of the Church of England within the State of New South Wales or otherwise in the name and place of such Synod ordains declares directs rules and determines as follows:—

1. By reason of the circumstances hereinbefore mentioned it is expedient to obtain from time to time an advance or advances of money not exceeding in the aggregate the sum of One thousand eight hundred pounds (£1800) upon the security of the land and the buildings erected and to be erected thereon such land being described in the Schedule hereto.

2. That the land mentioned in the Schedule hereto may be Mortgaged to secure the repayment of the money so authorised to be borrowed as aforesaid.

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3. That the amount or amounts so to be raised shall be paid to the said Trust and applied as follows:—

- (a) In payment of the costs of and incidental to this Ordinance and any Mortgage or Mortgages executed in pursuance of the powers hereby conferred.
- (b) The balance shall be paid to the Rector and Churchwardens for the time being of the Church of St. Martin's Kensington (whose receipt shall be a sufficient discharge) and applied by them for the purposes of removing the present hall to another portion of the said land and in and towards erecting a new Church on the said land.

4. That the said land in the Schedule may be Mortgaged from time to time for the purpose of raising any sum or sums of money with which to discharge or renew the Mortgage or Mortgages now authorised or any Mortgage or Mortgages substituted therefor and any interest accrued due in respect thereof. Provided that after the expiration of five years from the date of the said first Mortgage the renewals of the said first Mortgage shall be for such sum or sums as the Standing Committee may from time to time by resolution direct and in the absence of other direction by the Standing Committee the first renewal shall be for One thousand five hundred pounds (£1,500) and subsequent renewals shall be on the basis of a reduction of the principal amount at the rate of not less than One hundred pounds (£100) per annum.

5. This Ordinance shall be styled and cited as "The St. Martin's South Kensington Ordinance 1932."

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THE SCHEDULE REFERRED TO.

All that piece or parcel of land containing by admeasurement 2 roods situated in the Municipality of Randwick County of Cumberland and being Portion 387 and being the whole of the land comprised in Crown Grant dated the Eighteenth day of October One thousand nine hundred and ten Volume 2098 Folio 42,

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

A. J. GOULD,

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this Thirtieth day of May, 1932.

C. R. WALSH,

Registrar.

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

9th June, 1932.