
St. Philip's Camperdown Sale Ordinance 1963

No. 38, 1963.

AN ORDINANCE to authorise the sale of St. Philip's Church Camperdown and land appurtenant thereto and to provide for the application of the proceeds of such sale.

WHEREAS by Indenture of Conveyance dated 16th December 1869 made between John Culbert of the first part James Roberts of the second part and the Reverend Robert Taylor John Booth Jones Robert Fowler and Henry Vickers as Trustees for the purposes therein mentioned of the third part Registered No. 320 Book 117 the land described in the Schedule hereto was conveyed to the said Trustees their heirs and assigns for ever upon trust to permit the same to be used for religious purposes in connection with the Church of England and to erect thereon a Mission or other house or building or buildings for the purpose AND WHEREAS by Deed of Consent dated 15th August 1898 Registered No. 274 Book 626 the said Robert Taylor being the sole continuing Trustee of the said land consented to the same becoming and being vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) subject to any encumbrances liens and interests then subsisting and subject to the trusts in the said Indenture of Conveyance expressed and contained or to so much of the same as were then subsisting undetermined and capable of taking effect AND WHEREAS there is now erected on the said land the church known as St. Philip Camperdown AND WHEREAS the said Church was consecrated on 24th June 1930 AND WHEREAS the said land and church is situated in the Parish of St. Stephen's Newtown AND WHEREAS by reason of the decrease of the number of members of the Church of England residing in the neighbourhood of the said church the same is not now needed for Divine Worship and by reason thereof and of other circumstances which have since occurred it has become inexpedient to continue to use the same as a Church and it is expedient that the said church and the land upon which it is erected described in the said Schedule be sold and the proceeds applied as hereinafter provided NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES RULES AND ORDAINS as follows:-

1. By reason of circumstances which have arisen subsequent to the trusts upon which the land described in the Schedule hereto

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and the church of St. Philip Camperdown erected thereon is held it is inexpedient to carry out and observe such trusts and it is expedient that the said land and church be sold.

2. The Corporate Trustee is hereby authorised to sell the said land at such time, at such price and upon such terms and conditions as it shall think fit freed from the trusts and the Order of Consecration of the said church.

3. The proceeds arising from the sale of the said land and buildings shall after paying thereout all outgoing to which it may be subject and the expenses of and incidental to this Ordinance and the sale and conveyance in pursuance thereof be applied in manner following that is to say:-

First in repayment of the balance owing in respect of the debt on St. Stephen's Newtown Parish Hall. Secondly towards the repair of St. Stephen's Church and Rectory and reimbursement of any moneys provided by or on behalf of the Diocese for such repairs and thereafter any balance shall be invested by the Corporate Trustee in accordance with the provisions of the Investment of Church Trust Property Ordinance or any amendment thereof and the income paid from time to time to the Churchwardens of the abovementioned church for general parochial purposes.

4. This Ordinance may be cited as "St. Philip's Camperdown Sale Ordinance 1963."

SCHEDULE

All that piece or parcel of land situate in the Parish of Petersham County of Cumberland in the Colony of New South Wales being allotment Number Ten B of original Lot fifteen of the Camperdown Estate bounded on the north east by the Camperdown Road (now known as Church Street) thirty two feet on the north west by a Road (now known as Hampshire Street) seventy five feet three inches on the south west by a roadway thirty two feet and on the south east by a line of seventy five feet three inches to the Camperdown Road.

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

ATHOL RICHARDSON,
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 25th day of November, 1963.

W. L. J. HUTCHISON,
Secretary.

I assent to this Ordinance.

25/11/1963.

HUGH SYDNEY,
Archbishop of Sydney.