

*Sydney Church of England Diocesan Schools (Leura Sale)
Ordinance 1950.*

No. 38, 1950

AN ORDINANCE to authorise the sale of certain land at Leura held on behalf of The Council for the Promotion of Sydney Church of England Diocesan Schools.

WHEREAS:—

- (a) The Council constituted under the Council for the Promotion of Sydney Church of England Diocesan Schools Ordinance 1947 (hereinafter called "the Council") has the control and management of the land at Leura described in the Schedule hereto (hereinafter called "the said land") on which the Council has for some time carried on the Leura Preparatory School for Boys.
- (b) Owing to the acquisition on behalf of the Council of a property at Wentworth Falls there is no further need to carry on the school on the said land and it is therefore expedient to sell it and apply the purchase money in manner hereinafter provided.
- (c) The said land is held by the Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trust) for the purposes mentioned in the first recital but subject to a mortgage to the Bank of New South Wales in pursuance of Ordinances No. 17, 1948 and No. 5, 1949.

Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and directs as follows:—

1. By reason of circumstances subsequent to the creation of the said trusts—

- (a) it is expedient to sell the land mentioned in the Schedule hereto; and
- (b) it has become impossible or inexpedient to carry out the trusts of the property with respect to the purchase money to the extent that such trusts are inconsistent with the provisions of this Ordinance.

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2. The Corporate Trust is hereby directed to sell the land mentioned in the Schedule hereto by public auction or private contract for cash or terms and subject to such terms and conditions as it thinks fit.

3. The moneys derived from the sale of the said land shall be applied in or towards the repayment of the amount secured by mortgage thereof and payment of all costs charges and expenses of and incidental to this Ordinance and of the said sale and the balance thereof shall be paid to the Council and applied by it for the use benefit and purposes of any school for the time being carried on by the Council in such manner as it may from time to time determine.

4. This Ordinance may be cited as the "Sydney Church of England Diocesan Schools (Leura Sale) Ordinance, 1950."

THE SCHEDULE.

The whole of the lands situate at Gladstone Road, Leura, in the Parish of Jamieson, County of Cook, comprised in Certificates of Title Volume 2480 Folio 127 and Volume 2570 Folio 247.

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

W. G. HILLIARD, Bishop.

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 15th day of December, 1950.

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance:

HOWARD SYDNEY.

20/12/1950.