
*St. Peter's (Richmond) Resumption Amending and
Supplementing Ordinance 1928.*

No. 11. 1928.

AN ORDINANCE to amend and supplement "The St. Peter's (Richmond) Resumption Ordinance of 1926."

WHEREAS since the taking of lands by the Metropolitan Water Sewerage and Drainage Board a further part of the lands comprised in the Crown Grant as recited in "The St. Peter's (Richmond) Resumption Ordinance of 1926" (hereinafter called the said Ordinance) has been resumed for the purpose of the Richmond to Kurrajong Railway and it is expedient that the said Ordinance should be supplemented by adding thereto power to the Trustees referred to in the said Ordinance to receive from the Railway Commissioners for New South Wales the amount of compensation money agreed to be paid in respect of such resumption AND WHEREAS by Notice of Taking dated the first day of July one thousand nine hundred and twenty-five duly served on the said Trustees the said Railway Commissioners as constructing authority under the provisions of the Public Works Act 1912 gave notice that they had taken and finally appropriated All that piece or parcel of land situate in the Parish of Hara Common County of Cumberland containing by admeasurement one acre three roods more or less and shown on the tracing or plan thereto annexed numbered 4 5 and 6 on the plan and Book of Reference of the said Railway and more particularly described in the Schedule hereto AND WHEREAS the Railway Commissioners have agreed to pay to the said Trustees the sum of one hundred and eighty-seven pounds ten shillings as compensation for such resumed land AND WHEREAS it is expedient that power should be conferred upon the said Trustees to receive the said compensation money in the same manner as they were authorised to receive the compensation money from the Metropolitan Water Sewerage and Drainage Board AND WHEREAS by reason of circumstances subsequent to the creation of the trusts to which the compensation money received from the Metropolitan Water Sewerage and Drainage Board is for the time being subject it is inexpedient to carry out or observe such trusts Now the Standing Committee of the

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Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Church of England 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 in the State of New South Wales or otherwise in the name of the said Synod ordains declares and rules as follows:—

1. That by reason of circumstances subsequent to the creation of the hereinbefore mentioned trusts it has become inexpedient to carry out or observe the said trusts.

2. That the said Trustees or other the Trustees or Trustee for the time being of the said Church Trust properties are hereby authorised to receive from the Railway Commissioners of New South Wales the amount of compensation agreed to be paid by them in respect of the resumption of the land comprised in the Schedule hereto or in the event of the said respective compensation moneys and interest being paid into Court the said Trustees or Trustee are authorised to receive the same from the Master in Equity with all interest due thereon and the receipt of the Trustees or other the Trustees or Trustee for the time being of the said Church Trust properties shall effectually discharge the person paying the same from being concerned to see if the application of the said moneys or being answerable for the loss or misapplication thereof.

3. The said Trustees are hereby authorised to give and execute an effectual Conveyance of the said land comprised in the Schedule hereto.

4. Clause 4 of the said Ordinance is hereby repealed and in lieu thereof the following is hereby enacted namely—The said Trustees are hereby authorised to apply the compensation money received by them from the Metropolitan Water and Sewerage and Drainage Board and also the compensation money to be received by them from the Railway Commissioners of New South Wales in and towards the payment of all costs charges and expenses of the said Trustees of and incidental to the said resumption not

otherwise provided for by the Public Works Act and this Ordinance and secondly one half of the net proceeds in and towards repairs and additions to St. Peter's Church Richmond and the Rectory at Richmond attached thereto and the balance to be invested in terms of Clause 5 of the said Ordinance and the income therefrom to be paid to the Churchwardens for the time being to be administered in accordance with the Sydney Church Ordinance 1912.

5. The provisions of Clause 5 of the said Ordinance shall also apply to the moneys received from the Railway Commissioners for New South Wales and the accumulations of income arising therefrom.

6. The provisions of Clause 7 of the said Ordinance shall also apply to the compensation moneys to be received from the said Railway Commissioners.

7. This Ordinance shall be styled or cited as "St. Peter's (Richmond) Resumption Amending and Supplementing Ordinance 1928."

THE SCHEDULE HEREINBEFORE REFERRED TO.

All that piece or parcel of land situate in the town of Richmond Parish of Ham Common County of Cumberland and State of New South Wales being part of Church Lands commencing at a point on the eastern boundary of the Church Lands forming also the western boundary of Chapel Street bearing 19 degrees 14 minutes and distant 352.5 links from the south eastern corner of the aforesaid Church Lands and bounded thence by a line bearing and distant 290 degrees 00 minutes 30 seconds 947.1 links to a point on the south western boundary of the Church Lands aforesaid thence by part of that boundary bearing and distant 310 degrees 19 minutes 30 seconds 489.7 links thence by lines as follow bearing and distant 117 degrees 8 minutes 161.5 links 110 degrees 00 minutes 30 seconds 1244.1 links to the eastern boundary of the Church Lands aforesaid thence by part of that boundary bearing and distant 109 degrees 14 minutes, 150 links to the point of commencement be the said several dimensions all

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a little more or less containing an area of 1 acre 2 roods 37 perches or thereabouts and numbered 4 5 and 6 on the Proclaimed Plan of the Richmond to Kurrajong Railway.

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

W. J. G. MANN,
Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this twenty-fifth day of June, 1928.

C. R. WALSH,
Secretary.

I assent to this Ordinance,

JOHN CHARLES SYDNEY.

28th June, 1928.