
ST PHILIP'S SYDNEY YORK STREET PROPERTY LEASING
ORDINANCE 1988

NO. 1 1988

AN ORDINANCE to vary the trusts of the St Philip's Sydney York Street Property Leasing Ordinance 1966 - 1983.

WHEREAS:

A. The St Philip's Sydney York Street Property Leasing Ordinance 1966 - 1983 ("Principal Ordinance") provides for the Church of England Property Trust Diocese of Sydney to lease certain land and to apply the proceeds in a certain manner.

B. The Principal Ordinance pursuant to Clause 14(f) declares that during the first six months of the calendar year 1987 the Standing Committee, after consulting with the Churchwardens of the Parish of St Philip, Sydney shall determine by ordinance the allocation and distribution of the leasing income after the expiration of that year, namely for the year commencing on 1 January 1988 and thereafter.

C. Representatives of the Standing Committee have consulted with the said Churchwardens and other members of the Parish Council.

D. It is expedient to amend the Principal Ordinance and to vary the trusts upon which the land referred to in the Principal Ordinance is held. Insofar as this Ordinance may vary those trusts the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod hereby **ORDAINS** **DECLARES** **DIRECTS** AND **RULES** as follows:

1. (a) This Ordinance may be cited as the "St Philip's Sydney York Street Property Leasing Variation of Trust Ordinance 1988".

(b) The principal Ordinance as amended by this Ordinance may be cited as "St Philip's Sydney York Street Property Leasing Ordinance 1966" and in any reprint of that Ordinance clause 17 shall be amended accordingly.

2. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held, it is not expedient to carry out and observe the same to the extent (if at all) they are varied as set forth in this Ordinance.

3. The Principal Ordinance is amended as follows:

(a) By substituting the existing clause 14(f) with the following clause:

"14(f) During the calendar year of 1992 the Standing Committee after consultation with the Churchwardens of the Parish of St Philip, Sydney shall determine by Ordinance the allocation and distribution of such income after the expiration of that year for the succeeding 5 years, or such other period as the Standing Committee and the Churchwardens may agree upon."

(b) By inserting after clause 14(h) the following new clause:

"14(i) As to the rent payable by the Lessee for a period of five years from 1 January 1988 less any management and/or administration charges incurred:

(i) Seven sixteenths of such rent to the Churchwardens of the Parish of St Philip Sydney to be applied in their discretion for general parochial purposes. Such proportion of the amount referred to in this sub clause (as determined from time to time by the Churchwardens in their absolute discretion) to the Churchwardens of the Parish of St Philip, Sydney to be applied by them for the establishment of a capital fund the capital and income of which is to be applied to the continuing restoration preservation renovation and maintenance of the church building rectory parish rooms offices and furnishings including the organ;

(ii) Nine-sixteenths to such purposes as are designated from time to time by Ordinance of the Synod PROVIDED THAT the Standing Committee by resolution may act in the place of the Synod in relation to the allocation of income PROVIDED FURTHER that the Parish Council of the said Parish may make recommendations to the Standing Committee in relation to the allocation of the income."

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

E.D. CAMERON
Chairman of Committees

I CERTIFY that this Ordinance was passed by the Standing committee of the Synod of the Diocese of Sydney on the 22nd day of February 1988.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
22 / 2 / 1988