
Wollongong Hostel Ordinance 1954.

No. 17, 1954.

AN ORDINANCE to vary the trusts of certain land at Wollongong and for other purposes.

WHEREAS by Indenture of Conveyance made the tenth day of September one thousand nine hundred and twenty four between Ernest Langford Sutton of the one part and Church of England Property Trust Diocese of Sydney (hereinafter called the Church Property Trust) of the other part Registered No. 52 Book 1360 the lands described in the Schedule hereto were conveyed unto the said Church Property Trust Upon Trust to permit the same to be used as a Hostel for Girls under the auspices of the Church of England in Wollongong to be called the "Church of England Hostel for Girls" and to be subject to the provisions of the Sydney Church Ordinance 1912 or any other Ordinance of the Diocese of Sydney for the time being in force and applicable to the said land.

AND WHEREAS the said property is no longer required to be used as a Hostel for Girls.

AND WHEREAS the said property is "Church Trust Property" held for the sole benefit of the Parish of St. Michael's Wollongong.

AND WHEREAS it is impossible or inexpedient to carry out and observe such trusts and it is expedient to vary the same.

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

1. By reason of circumstances subsequent to the creation of the *hereinbefore* mentioned trusts to which the said land is for the time being subject it has become impossible or inexpedient to carry out or observe such trusts and it is expedient to vary the same.

2. The said lands shall henceforth be held upon trust for the purposes of the Church of England in the Parish of St. Michael's Wollongong to permit the same to be used for such purposes within the said Trust as the Rector and the Churchwardens for the time being of the said Parish with the approval of the Archbishop of Sydney shall from time to time determine.

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3. By reason of circumstances subsequent to the creation of the trusts it is expedient to mortgage or let the said land.

4. The Church Property Trust with the approval of the Rector and Churchwardens of the said Parish and of the said Standing Committee is hereby empowered to mortgage from time to time the land described in the Schedule hereto for the purpose of repairing, altering, maintaining or rebuilding the said property.

5. The Church Property Trust with the approval of the Rector and Churchwardens of the said Parish and of the Archbishop of Sydney is hereby empowered to permit the use of the whole or any part of the said property for or in connection with the purposes of the said parish or may let the said property from time to time for any term not exceeding five years.

6. The rents issues and profits shall be paid to the Rector and Churchwardens for the time being of the said Parish of St. Michael's Wollongong (whose receipt shall be a sufficient discharge for the same) and be applied by them in the manner following:—

- (a) In payment of the costs of and incidental to this Ordinance and to the mortgaging and/or leasing of the said property.
- (b) In payment of all costs charges and expenses of and incidental to the management and control of the said property including the payment of Rates and Taxes repairs and alterations.
- (c) In repayment of any moneys borrowed under the authority of this Ordinance including interest.
- (d) And the balance if any shall be applied for the benefit of the Parish of St. Michael's Wollongong from time to time for such purposes within the trust in such manner as the Rector and the Churchwardens for the time being of the Parish shall from time to time determine.

7. The Rector and Churchwardens for the time being of the said Parish shall within seven days from the date of the holding

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of the Annual Vestry Meeting forward to the Diocesan Secretary an audited statement giving details of the financial transactions respecting this property during the previous financial year.

8. This Ordinance may be cited as the "Wollongong Hostel Ordinance 1954."

THE SCHEDULE HEREINBEFORE REFERRED TO.

Commencing at a point on the East side of Kembla Street distant six feet South from its intersection with the West side of Corrimal Street and bounded thence on the West by the East side of Kembla Street bearing South Two hundred and forty eight feet to the North West corner of allotment Two aforesaid Section thence on the South by the North side of that allotment bearing North Fifty six degrees forty minutes East One hundred and thirty nine feet East by the West side of that Street bearing North Thirty three degrees twenty minutes West Two hundred and six feet six inches thence on the North by a curved line Westerly to the point of commencement and being the whole of the land comprised in Conveyance Registered No. 52 Book 1360.

I certify that the Ordinance as typed is in accordance with the Ordinance as passed.

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 on the 28th day of June, 1954.

H. V. ARCHINAL,
Diocesan Secretary.

I assent to this Ordinance.
HOWARD SYDNEY,
Archbishop of Sydney.

1/7/1954.