

CASTLE HILL ORDINANCE 1986

NO. 64, 1986

AN ORDINANCE to authorise an easement for Electricity purposes over certain land at Castle Hill in the Shire of Hornsby.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (hereinafter called the "Property Trust") is the registered proprietor of the land described in the First Schedule hereto.

B. The said land is held upon trust for the Anglican Church of Australia in the Parish of Castle Hill pursuant to clause 3(2) of the Castle Hill Ordinance No. 41, 1982.

C. A sub station has been erected on part of the land described in the First Schedule hereto by the Prospect County Council and the County Council is desirous of obtaining an easement for electricity purposes as more fully set out in the Second Schedule hereto.

D. By reason of the circumstances subject to the creation of the Trusts upon which the said land is held, it is expedient that authority be given to the Property Trust to execute a Transfer granting Easement in favour of the Prospect County Council and in such terms as are set out in the Second Schedule hereto.

NOW 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. This Ordinance may be cited as the "Castle Hill Ordinance 1986".
2. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said land is held it is inexpedient to carry out and observe the same to the extent authorised by this Ordinance.
3. The Property Trust is hereby authorised to execute a Transfer granting an Easement for electricity purposes shown as proposed Easement for Electricity purposes on land being part of the land comprised in the First Schedule hereto, and with the terms of the Easement being more fully set out in the Second Schedule hereto.

FIRST SCHEDULE

ALL THAT land being Lot 11 in Deposited Plan No. 733800 and being the whole of the land comprised in Certificate of Title Identifier 11/733800.

SECOND SCHEDULE

Terms of Easement for Electricity Purposes

Full and free right leave liberty and licence for the Transferee and its successors to install all necessary equipment for electricity purposes (including transformers and underground transmission mains, wires, and cables) together with the right to come and go for the purpose of

inspecting, maintaining, repairing, replacing and/or removing such equipment and every person authorised by the Transferee to enter into and upon the servient tenement or any part thereof at all reasonable times and to remain there for any reasonable time with surveyors, workmen, vehicles, things or persons and to bring and place and leave thereon or remove therefrom all necessary materials, machinery, implements and things provided that the Transferee and the persons authorised by it will take all reasonable precautions to ensure as little disturbance as possible to the surface of the servient tenement and will restore the surface of the servient tenement and will restore that surface as nearly as practicable to its original condition.

Note: The Transferee is the Prospect County Council.

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 15th day of December 1986.

W.G.S. GOTLEY
Secretary

I ASSENT to this Ordinance.

DONALD ROBINSON
Archbishop of Sydney
15/12/1986