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*The Home Mission Society Mortgaging Ordinance 1952.*

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No. 14, 1952.

WHEREAS by a Memorandum of Transfer from Thelma Eva Berriman the whole of the land comprised in Certificate of Title Vol. 6129 Folio 55 Parish of Petersham County of Cumberland was transferred to Church of England Property Trust Diocese of Sydney for the purpose of establishing a home to be used as a hostel by The Home Mission Society in accordance with the provisions of "The Home Mission Ordinance of 1911". AND WHEREAS the Commercial Banking Company of Sydney Limited has agreed to advance the sum of £5,500 by way of Mortgage and to hold as Security the mortgage and the above Certificate of Title and in addition Certificate of Title Vol. 977 Folio 156 and Certificate of Title Volume 5901 Folio 179. AND WHEREAS it is expedient that the power to Mortgage should be granted. AND WHEREAS by a Memorandum of Transfer from Louisa Mary Maud Nash the whole of the land comprised in Certificate of Title Volume 3201 Folio 181 Parish of Concord County of Cumberland, being land situate at Haberfield has been acquired by Church of England Property Trust Diocese of Sydney and a Deposit of £1,000 has been paid thereon. AND WHEREAS it is expedient that the said property should be mortgaged to the said Louisa Mary Maud Nash to an amount not exceeding £2,500. AND WHEREAS the said property has been acquired for the purpose of a residence for the Court Chaplain and such Chaplaincy is under the jurisdiction of The Home Mission Society of the Diocese of Sydney. AND WHEREAS the properties referred to above are Church Trust property. Now the Standing Committee in the name and place of the Synod of the Diocese of Sydney ordains and directs as follows:—

1. By reason of the circumstances subsequent to the creation of the beforementioned Trust it is expedient to mortgage the said lands:—As to the lands comprised in Certificates of Title Volume 977 Folio 156 Volume 6129 Folio 55 Volume 5901 Folio 179 to an amount not exceeding £5,500 and as to the land comprised in Certificate of Title Volume 3201 Folio 181 to an amount not exceeding £2,500 When the power is subsequently exercised such sum and upon such conditions as the Standing Committee shall by resolution determine..

Any renewal of Mortgage or Mortgages shall be deemed to be a subsequent exercise of the said power.

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A document purporting to be certified by the Archbishop or Diocesan Secretary of the said Diocese as a copy of any such resolution shall, in favour of a Mortgagee or any person or corporation claiming under the Mortgage be conclusive evidence that such resolution was duly passed.

2. The proceeds of any Mortgage or Mortgages hereby authorised shall be applied by the Corporate Trustees as follows:—

- (a) in payment of the cost purchase and expenses of and incidental to this Ordinance and such Mortgage or Mortgages executed in pursuance of this Ordinance.
- (b) subject thereto the balance shall be paid to The Home Mission Society (otherwise known as The Church Society of the Diocese of Sydney) whose receipts shall be a sufficient discharge therefor and who shall apply such moneys in terms of The Home Mission Society Ordinance of 1911.

3. This Ordinance may be styled and cited as "The Home Mission Society Mortgaging Ordinance of 1952.

I certify that the Ordinance as printed 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 22nd day of August, 1952.

H. V. ARCHINAL,  
Diocesan Secretary.

I assent to the Ordinance.  
HOWARD SYDNEY.

25/8/1952.