

*The Home Mission Society (Tintern Road) Declaration and  
Variation of Trusts and Land Sale Ordinance 1968*

No. 15, 1968.

AN ORDINANCE to declare and vary the trusts and to authorise the sale of certain land at Tintern Road Ashfield and to provide for the application of the proceeds.

WHEREAS the Church of England Property Trust (hereinafter called "the Corporate Trustee") is the registered proprietor in fee simple of the land more particularly described in the Schedule hereto AND WHEREAS such land has been acquired for the purposes of Parish Nursing Homes and/or Hostels in accordance with the provisions of the Home Mission Society Ordinance of 1911 AND WHEREAS the said land is Church Trust Property but no trusts in writing have been declared concerning the same AND WHEREAS it is now expedient to declare the trusts of the said land AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod hereby DECLARES ORDAINS AND DIRECTS as follows:—

1. The land described in the Schedule hereto shall be held by the Corporate Trustee upon trust for the Home Mission Society for the purposes of Parish Nursing Homes and/or Hostels in accordance with the provisions of the Home Mission Society Ordinance 1911.

2. By reason of circumstances subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out the same and observe the same to the extent to which the same are hereby varied and it is expedient that the said land be sold.

3. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time and at such price and upon such terms and conditions as the Home Mission Society and the Corporate Trustee may determine freed from any trusts whatsoever.

4. The proceeds of any sale hereby authorised shall be applied by the Corporate Trustee as follows:—

- (a) In payment of the costs charges and expenses of and incidental to this Ordinance and the sale and transfer hereby authorised.

3

---

*The Home Mission Society (Tintern Road) Declaration and  
Variation of Trusts and Land Sale Ordinance 1968*

---

(b) Subject thereto the balance shall be paid to the Home Mission Society whose receipt shall be a sufficient discharge therefor and which shall apply such moneys in terms of The Home Mission Society Ordinance of 1911.

5. This Ordinance may be cited as "The Home Mission Society (Tintern Road) Declaration and Variation of Trusts and Land Sale Ordinance, 1968".

THE SCHEDULE

All that piece or parcel of land situated in the Municipality of Ashfield Parish of Petersham and County of Cumberland State of New South Wales containing by admeasurement an area of 19½ perches and being Lot 10 of re-subdivision of land in Certificates of Title registered Volume 5356 Folio 15, Volume 2081 Folio 190, Volume 7459 Folio 4 and Volume 6129 Folio 55 and also known as No. 34 Tintern Road, Summer Hill COMMENCING at a point on the eastern side of Tintern Road being the south western corner of Lot 13 Deposited Plan 5694 and bounded thence on the north by line bearing 83 degrees 43 minutes 30 seconds 119' 7" thence on the east by a line bearing 173 degrees 16 minutes 00 seconds 44' 7½" thence on the south by a line bearing 264 degrees 23 minutes 00 seconds 119' 7" thence on the west by the eastern side of Tintern Road bearing 353 degrees 16 minutes 00 seconds 43' 2½" to the point of commencement be the said area and several mentioned dimensions all a little more or less.

---

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

H. G. S. BEGBIE,

Deputy Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 17th day of June, 1968.

F. A. JOHNSON,

Acting Secretary.

I assent to this Ordinance.

MARCUS LOANE,

Archbishop of Sydney.

17/6/1968