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*St. Mary's Land Sale Ordinance Amendment Ordinance,  
1959.*

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No. 9, 1959.

AN ORDINANCE to vary the trusts upon which certain moneys are held by Church of England Property Trust Diocese of Sydney for the Parish of St. Mary's with Rooty Hill and for such purpose to amend St. Mary's Land Sale Ordinance 1958.

WHEREAS by Ordinance No. 11, 1958 entitled "St. Mary's Land Sale Ordinance 1958" it was provided that the balance of the proceeds of the sale of land described in the first and second Schedules to such Ordinance should be invested in income producing real estate or otherwise as might be approved by Standing Committee and the net income therefrom be paid to the Churchwardens of the Church of St. Mary Magdalene for general Parochial purposes AND WHEREAS it is expedient to allow the said balance to be used towards the erection of the Rectory referred to in the said Ordinance subject however to re-imburement thereof as hereinafter set out NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ORDAINS AND DIRECTS as follows:—

1. This Ordinance may be cited as "St. Mary's Land Sale Ordinance Amendment Ordinance 1959."

2. "St. Mary's Land Sale Ordinance 1958" (hereinafter called the Principal Ordinance) as hereby amended, may be cited as "St. Mary's Land Sale Ordinance 1958-1959."

3. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the balance of the proceeds of sale referred to in the Principal Ordinance are now held it is inexpedient to carry out and observe the same in their entirety and it is expedient that the said trusts be modified or varied as hereby provided.

4. Clause 4 of the Principal Ordinance is hereby amended by deleting the last sentence thereof and inserting in lieu thereof the words and figures following:—

"The balance or so much thereof as may be required shall be paid to the Churchwardens of the Church of St.

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Mary Magdalene in the said Parish to be applied by them in and towards the erection of a Rectory for the said Parish PROVIDED THAT the money so paid shall be repaid to the Corporate Trustee at the rate of not less than One Hundred and Twenty Pounds (£120) per annum. Any money not so applied as aforesaid and moneys repaid by the Parish to the Corporate Trustee shall be invested by the latter in accordance with the provisions of the Investment of Church Trust Property Ordinance 1944 as amended and the income from such investments shall from time to time be added to the capital sum and be treated as capital until the sum applied as aforesaid shall be fully recouped whereupon such sum shall be invested in income-producing real estate or otherwise as may be approved by the Standing Committee and the net income therefrom shall be paid to the said Churchwardens from time to time for general Parochial purposes."

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

H. GORDON S. BEGBIE,  
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 25th day of May, 1959.

W. L. J. HUTCHISON,  
Secretary.

I assent to the Ordinance.

W. G. HILLIARD, Bishop.  
Administrator.

25/5/1959.