
*St. Matthew's Merrylands West Vesting and Land Sale
Ordinance 1971*

No. 7, 1971

AN ORDINANCE to vest and to authorise the sale of certain land at Arcadia Street, Merrylands West and to provide for the application of the proceeds.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is registered as proprietor of the land comprised in Certificate of Title Volume 1205 Folio 63 more particularly described in the First Part of the Schedule hereto and also of the land comprised in Certificate of Title Volume 1050 Folio 174 more particularly described in the Second Part of the Schedule hereto AND WHEREAS by virtue of Certificate of Title Volume 7515 Folio 240 Thomas Spendlove Wadds, William Holley and Donald Eric Messer are registered as proprietors of an estate in fee simple as joint tenants of the land described in the Third Part of the Schedule hereto AND WHEREAS the said lands described in the Schedule hereto are church trust property held for the sole benefit of the Provisional District of St. Matthew Merrylands West but no trusts in writing have been declared concerning the same AND WHEREAS it is expedient that the said land described in the Third Part of the Schedule be vested in the Corporate Trustee AND WHEREAS there is erected on the land described in the Second Part of the Schedule hereto the Church known as St. Matthew's Merrylands West AND WHEREAS no evidence of the consecration of the said Church has been found AND WHEREAS it has become inexpedient to use the same as a Church of the Church of England in Australia AND WHEREAS it is expedient that the said lands described in the Schedule hereto 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 ORDAINS DECLARES AND DIRECTS as follows:—

1. The land described in the Third Part of the Schedule hereto shall be and the same is hereby vested in the Corporate Trustee.
2. The Corporate Trustee is hereby empowered to sell the lands described in the Schedule hereto by public auction or private auction or private contract at such time or times and at such price and upon such terms and conditions as the Corporate Trustee determines freed from the trusts upon which they are now held.
3. The proceeds arising from the sale of the said lands after paying thereout the costs of and incidental to this Ordinance and of the sale or sales and transfers in pursuance thereof and all outgoings to which the said lands may be subject including such amounts as

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may be owing to the Sydney Church of England Finance and Loans Board and the Parish of St. Anne Merrylands shall be paid to the Churchwardens of St. Matthew's Church Merrylands West and applied towards the costs of purchasing another more suitable site and erecting a new Church and buildings thereon.

4. This Ordinance may be cited as "St. Matthew's Merrylands West Vesting and Land Sale Ordinance 1971".

SCHEDULE

FIRST PART

ALL THAT piece or parcel of land situated near Merrylands in the Parish of St. John and County of Cumberland containing twenty-four perches or thereabouts being Lots 108 to 110 inclusive Arcadia Street contained in Certificate of Title Volume 1205 Folio 63.

SECOND PART

ALL THAT piece or parcel of land situated at Holroyd in the Parish of St. John and County of Cumberland containing thirty-two perches or thereabouts being Lots 111 to 114 inclusive Arcadia Street contained in Certificate of Title Volume 1050 Folio 174.

THIRD PART

ALL THAT piece or parcel of land situated near Merrylands in the Municipality of Holroyd Parish of St. John and County of Cumberland being Lots 115 to 117 inclusive Arcadia Street contained in Certificate of Title Volume 7515 Folio 240.

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

ATHOL RICHARDSON,

Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 3rd day of May, 1971.

W. L. J. HUTCHISON,

Secretary.

I ASSENT to this Ordinance.

A. JACK DAIN,

Commissary.

3/5/1971.