
*St. Paul's Canley Vale Declaration of Trusts and
Mortgaging Ordinance 1963*

No. 29, 1963.

AN ORDINANCE to authorise the mortgaging of certain land at Canley Heights in the Municipality of Fairfield and purposes incidental thereto.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) is the purchaser referred to in a certain contract of sale dated 8th July, 1963 made between John Bernard Lester Burford and Theresa Burford (hereinafter called the Vendors) as vendors of the one part and the Corporate Trustee as Purchaser of the other part for the purchase of the land and premises described in the Schedule hereto for the sum of Five thousand five hundred Pounds (£5,500) AND WHEREAS the said contract provides that as to the sum of Two thousand Pounds (£2,000) part of the said purchase money the same shall be secured to the Vendors by a first mortgage over the said land for a term of five (5) years with the right for the mortgagor on any quarter day to repay the said principal sum or any part thereof in multiples of Five Hundred Pounds (£500) with interest payable quarterly calculated on quarterly balances at the rate of Eight Pounds Ten Shillings (£8/10/0) per centum per annum reducible to Seven Pounds Ten Shillings (£7/10/0) per centum per annum upon payment within fourteen days of the respective due dates AND WHEREAS the said land and premises are being acquired by the Corporate Trustee for the sole benefit of the Provisional District of St. Paul's Canley Vale upon the trusts hereinafter mentioned AND WHEREAS in order to implement and carry into effect the terms of the said recited contract it is necessary to authorise the Corporate Trustee to enter into and execute the mortgage referred to therein NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY ORDAINS RULES AND DIRECTS as follows:—

1. The Corporate Trustee is hereby empowered to mortgage the land described in the schedule hereto for the purpose of securing to the Vendors referred to in the said recited contract the sum of Two Thousand Pounds (£2,000) upon the terms and conditions contained in the said contract.

*St. Paul's Canley Vale Declaration of Trusts and
Mortgaging Ordinance 1963*

2. (i) The Corporate Trustee is also hereby authorised to subsequently mortgage the said land for such sum not exceeding the balance then owing under the mortgage hereby firstly authorised for the purpose of discharging such mortgage, subject to such terms and conditions as Standing Committee shall by resolution determine.
- (ii) A document purporting to be certified by the Archbishop or the 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.

3. The land described in the said Schedule shall subject to any mortgage subsisting be held by the Corporate Trustee UPON TRUST to permit the same to be used for a Church Parsonage or Parish Hall or partly for one and partly for another or others of such purposes in connection with the Church of England in Australia at Canley Heights in the Provisional District of St. Paul's Canley Vale or any Provisional Parish or Parishes into which it may be subsequently turned.

4. The Churchwardens for the time being of St. Paul's Canley Vale shall within seven days of the holding of the Annual Vestry Meeting during such time as any money is owing to any Mortgagee pursuant to this Ordinance cause an account to be forwarded to the Diocesan Secretary giving details of the original amount borrowed, the amounts paid off and the balance owing.

5. This Ordinance may be cited as "St. Paul's Canley Vale Declaration of Trusts and Mortgaging Ordinance 1963."

SCHEDULE

All that piece or parcel of land containing one acre and one-quarter perch situate at Canley Heights in the Municipality of Fairfield, Parish of St. Luke and County of Cumberland having a frontage of 84 feet to Canley Vale Road by a depth of 520 feet (all dimensions being a little more or less) and being Lot A in plan annexed to Memorandum of Transfer No. F 468744 and being the whole of the land comprised in Certificate of Title Volume 6381 Folio 98.

*St. Paul's Canley Vale Declaration of Trusts and
Mortgaging Ordinance 1963*

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

J. R. L. JOHNSTONE,

Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 30th day of September, 1963.

W. L. J. HUTCHISON,

Secretary.

I assent to this Ordinance.

HUGH SYDNEY.

30/9/1963.

Archbishop of Sydney.