

ST. SAVIOUR'S PUNCHBOWL WITH ST. MATTHEW'S  
BEVERLY HILLS NORTH SALE ORDINANCE 1976

No. 3 1976

AN ORDINANCE to vary the trusts and to authorise the sale of certain land at Beverly Hills North and to provide for the application of the proceeds thereof.

WHEREAS Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") is the registered proprietor of the whole of the land comprised in Certificate of Title Volume 6159 Folio 228 more particularly described in the Schedule hereto (hereinafter called "the land") AND WHEREAS the land is church trust property held for the benefit of the Parish of St. Saviour's Punchbowl with St. Matthew's Beverly Hills North (hereinafter called "the Parish") but no trusts in writing have been declared concerning the same AND WHEREAS there is erected on the land a dwelling house known as The Curatage 15 Shorter Avenue Beverly Hills North AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land is held it is inexpedient to carry out and observe the same to the extent to which the same are hereby varied and it is expedient that the land be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney HEREBY DECLARES ORDAINS RULES AND DIRECTS as follows:-

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

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

3. The proceeds arising from the sale of the land after paying thereout the costs of and incidental to this Ordinance and of the transfer in

pursuance thereof and all outgoings to which the said land may be subject shall be applied:

- (a) in and towards payment of the costs of erecting a new clergy residence at the corner of Shorter Avenue and Penshurst Road Beverly Hills North on part of Lot 1 in Deposited Plan No. 15284 comprised in Certificate of Title Volume 4477 Folio 99, and
- (b) as to any surplus thereafter remaining in such manner as may be requested by a majority of the Parish Council of the Parish and approved by the Standing Committee.

4. This Ordinance may be cited as "St. Saviour's Punchbowl with St. Matthew's Beverly Hills North Sale Ordinance 1976".

SCHEDULE

ALL THAT parcel of land in the Municipality of Canterbury and State of New South Wales having a frontage of about 60 feet to Shorter Avenue Beverly Hills North and a depth of about 92 feet 6 inches, being Lot B in plan annexed to Transfer No. F17726 and being the whole of the land comprised in Certificate of Title Volume 6159 Folio 228.

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

D. Cameron  
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 23rd day of February 1976.

W.G.S. Gotley  
Secretary

I ASSENT to this Ordinance.

M.L. Loane  
Archbishop of Sydney  
23 / 2 / 1976