

West Wollongong Land Sale Ordinance 2011

No 8, 2011

Long Title

An Ordinance to permit the sale of certain land at West Wollongong and to provide for the application of the proceeds of sale.

Preamble

A. Anglican Church Property Trust Diocese of Sydney (the "Property Trust") is the registered proprietor of the land contained in folio identifier 41/27723 and known as 3 Therry Street West Wollongong (the "Land").

B. The Land is church trust property and forms part of the property of the West Wollongong Trust which under the West Wollongong Trust Ordinance 2003 is held on trust for the purposes of the parish of West Wollongong (the "Parish").

C. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and that the proceeds be applied in the manner set out in this Ordinance.

The Standing Committee of the Synod of the Diocese of Sydney Ordains as follows.

1. Name

This Ordinance is the West Wollongong Land Sale Ordinance 2011.

2. Declarations

By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Land be sold and that the proceeds be applied in the manner set out in clause 4.

3. Power of Sale

The Property Trust is authorised to sell the Land at any time within 3 years after the date of assent to this Ordinance and thereafter only with the consent of the Standing Committee given by resolution whether given before or after that date.

4. Application of the Proceeds of Sale

(1) Subject to clause 4(2) the Property Trust is directed that it may make the following payments from the capital of the West Wollongong Trust –

- (a) first, the costs of and incidental to this Ordinance and the sale of the Land,
- (b) second, in payment of goods and services tax (as defined in A New Tax System (Goods and Services Tax) Act 1999) payable in connection with the sale, and
- (c) the balance in and towards the costs of and incidental to the purchase of the residential property known as 49 Staff Street Wollongong.

(2) No payment is to be made under clause 4(1) until the Land has been sold and the proceeds of sale paid to the Property Trust.

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

R TONG
Deputy Chairman of Committees

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I Certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on 2 May 2011.

R WICKS
Secretary

I Assent to this Ordinance.

PETER F JENSEN
Archbishop of Sydney
03/05/2011