

BELLINGEN MORTGAGE ORDINANCE 1970

AN ORDINANCE

TO direct the Mortgaging of Church lands at Bellinghen.

PREAMBLE

WHEREAS the lands described in the schedule hereto are vested in the Corporate Trustees of the Diocese of Grafton AND WHEREAS by the Church of England Trust Property Act of 1917 and the Church Trust Property Ordinance of 1934 the Bishop-in-Council is empowered during a recess of Synod to exercise certain powers of Synod including the powers conferred by Part VI of the said Act, AND WHEREAS such recess now exists the Bishop-in-Council in pursuance of such powers and in the name of the Synod ordains directs and rules as follows:

OPINION

1. It has become and is expedient, by reason of circumstances subsequent to the creation of the trusts relating to the lands described in the schedule hereto to charge and mortgage the same.

POWER TO CHARGE AND MORTGAGE

2. The Corporate Trustees are hereby authorised and empowered to charge and mortgage the lands described in the Schedule hereto for any sum or sums of money not exceeding Fifteen thousand dollars (\$15,000.00) and to execute all necessary and proper charges, mortgages or other securities over the said lands to the person or persons company or companies advancing such moneys for securing the due repayment of such moneys interest and other charges thereon.

APPLICATION OF PROCEEDS

3. The proceeds of any mortgage shall be applied:

- (a) When the power is first exercised in payment of the costs of and incidental to this Ordinance and of any charges or mortgages executed in pursuance thereof and the balance towards the erection of the Parish Hall at Bellinghen.
- (b) When the power is subsequently exercised on the discharge of any existing charge or mortgage the costs of and incidental thereto and of such new charge or mortgage.

4. ~~(e)~~ Any Mortgagee advancing moneys to the Corporate Trustees pursuant to the provisions of Sub-clause 3 (a) of this clause is hereby authorised to pay the same to the ~~Church Wardens~~ *Parochial Council* of the Anglican Parish of Bellinghen.

SHORT TITLE

5. This Ordinance may be cited as the Bellinghen Mortgage Ordinance 1970.

SCHEDULE

ALL THOSE pieces or parcels of land situated in the Town of Bellinghen Parish of South Bellinghen, County of Raleigh as follows:

Lot	Section	Reference to Title	Area
2	7	Volume 535 Folio 174	2 roods
1	7	Volume 535 Folio 173	1 acre

EXCEPTING THEREOUT land resumed for public road by notice in Government Gazette dated the 4th September, 1925.

I certify that this Ordinance was passed by the Bishop-in-Council on the 11th June, 1970.

R. Tester

Registrar

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

J. Seacal

Chairman of Committees

I assent to this Ordinance.

Robert Grafton