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CLIFTON LEASE ORDINANCE 1953.

WHEREAS the lands described in the Schedule hereto together with residence and other improvements thereon known as "Clifton" (hereinafter referred to as "the said lands") are vested in the Corporate Trustees of the Diocese of Grafton (hereinafter called "the said Trustees") AND WHEREAS it is expedient that the said lands be subdivided and leased for business and other purposes AND WHEREAS by Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth entitled "Church of England Trust Property Act, 1917, No. 21" it was enacted that during the recess of the Synod a Committee Council or other body of persons appointed for that purpose by Ordinance might in place of the Synod of the Diocese exercise such of the powers and functions and do and make such of the things referred to in the said Act as should be determined by Ordinance of the Synod of such Diocese AND WHEREAS by an Ordinance of the Synod of the Diocese of Grafton passed in the year One thousand nine hundred and thirty-four the Bishop-in-Council was appointed for the purpose of exercising and might accordingly during the recess of such Synod of the said Diocese exercise in the place of such Synod any or all of the powers and functions and do and make any or all of the things referred to in the said Act as may be done by the Synod AND WHEREAS such Synod is now in recess NOW THEREFORE the Bishop-in-Council of the Synod of the Diocese of Grafton in pursuance of the powers in that behalf conferred upon it by the said Act and the said Ordinance and in pursuance of the powers vested in the said Synod by the constitution for the management and good government of the Church of England within the State of New South Wales and by the "Church of England Trust Property Act 1917" or otherwise in the name and in the place of such Synod ordains, directs and rules as follows:-

OPINION

1. It has become and is inexpedient to carry out or observe

the particular trust or trusts upon which the said lands is or are held and it is expedient to sub-divide the same and to lease the whole or any part or parts thereof for business or other purposes.

POWERS TO LEASE:

2. The said land may be sub-divided and the whole or any part or parts thereof may be demised free from the trusts aforesaid at any time and from time to time for terms not exceeding Ten years at any one time. The Lease or Leases shall provide that there shall be a condition of re-entry by the said Trustees for non-payment of rent within a reasonable time to be therein specified or upon the breach or non-performance or non-observance of any covenants therein contained and further such lease or leases shall be subject to such covenants conditions and agreements as the said Trustees deem proper.

3. The said Trustees are hereby authorised to accept the surrender of any such lease or leases from time to time.

4. No Lessee of the said lands or any part or parts thereof under the powers hereby conferred shall be bound or concerned to enquire whether such powers shall have been duly and properly exercised or be affected by any notice to the contrary.

5. The said Trustees are hereby authorised to execute and do all necessary deeds leases assurances and other instruments acts and things for giving full and complete effect to the provisions of this Ordinance according to its true intent and meaning and to lease and assure the said lands or any part or parts thereof to a lessee of the same or to any sub-lessee thereof by his direction.

6. The rents profits and income payable in respect of any such lease or leases shall be paid to the said Trustees and shall be applied by them in the first place in or towards the costs of and incidental to the obtaining of this Ordinance subdivision of the said lands and the granting of the said leases and subject

thereto shall be applied for such purpose or purposes as the Synod shall direct.

SHORT TITLE:

7. This Ordinance may be cited and known as "The Clifton Lease Ordinance 1953".

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SCHEDULE REFERRED TO:

ALL THOSE ~~10 1/4~~ acres or thereabouts situate near the Town of Port Macquarie in the County of Macquarie and being the whole of the lands comprised in Deed of Conveyance dated 15th. day of May 1943 between John Hibbard Senior of the one part and Leslie Macquarie Bassingthwaite and Leila Lindsay of the other part Registered No. 776 Book 1930 .

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

Rapraey
.....
Chairman of Committees

I hereby certify that the Ordinance was passed by the Bishop-in-Council on the 12th March, 1953.

D. E. Singleton
.....
Registrar

I assent to this Ordinance

Thomas Pearce Gordon
.....
Bishop