

## Grafton Land Sale Ordinance, 1936.

WHEREAS the lands described in the Schedule hereto are vested in the Corporate Trustees of the Diocese of Grafton. AND Whereas by an Ordinance intituled the Grafton Land Mortgage Ordinance 1928 and by a subsequent amending Ordinance intituled the Grafton Land Mortgage Amendment Ordinance 1929 the said Trustees were authorised and empowered to mortgage the said land in the same or sums of money named therein. And the said Trustees did so mortgage the said land to the Bank of New South Wales and did thereupon receive upon loan from the said Bank the sum of Two thousand five hundred pounds (£2500) and did apply the said sum in accordance with the provisions of the hereinbefore recited Ordinances. AND Whereas by reason of circumstances set forth in the petition to bring in this Ordinance it is expedient that the land described in the Schedule hereto be sold. AND Whereas by the Church of England Trust Property Act 1917 it was enacted that during the recess of the Synod of a Diocese a Committee Council or other body of persons appointed for that purpose by Ordinance might in the place of such 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 the Diocese. AND Whereas by an Ordinance of the Synod of the Diocese of Grafton passed in the year 1934 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 such Act Section 26 thereof as may be done by the Synod. NOW 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 Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions 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:—

### DECLARATION OF OPINION.

1. It has become and is inexpedient to carry out or observe the particular trust or trusts upon which the portion or portions of land comprised in the Schedule hereto was or were granted or conveyed and is or are held and it is expedient to sell the same.
2. The Grafton Land Mortgage Ordinance 1928 and the Grafton Land Mortgage Amendment Ordinance 1929 are hereby repealed but such repeal shall not be held to revive any Ordinance repealed or supplemented by the said Ordinances.

**POWER TO SELL.**

3. It shall be lawful under and by virtue of the powers aforesaid to sell the said piece or pieces of land described in the Schedule hereto or any one or more of them or any part or parts thereof together with the building or buildings thereon by auction or by private contract and for such sum or sums as may be determined by the Corporate Trustees of the Diocese of Grafton.

4. The Corporate Trustees of the Diocese of Grafton are hereby authorised to execute and do all necessary deeds conveyances transfers 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.

5. The nett moneys arising from any such sale shall be paid to the Bank of New South Wales until the amount of the mortgage and accrued interest thereon outstanding shall be fully satisfied and the mortgage discharged. The balance of the moneys from any such sale shall after provision has been made for costs and charges relating thereto shall be held by the said Trustees in manner following:—That is to say to be applied with the consent of the Grafton Cathedral Council for the purpose of the improvement of the grounds and/or buildings associated with the Grafton Parish Hall.

**SHORT TITLE.**

6. This Ordinance may be cited as the "Grafton Land Sale Ordinance 1936."

**THE SCHEDULE.**

All those pieces or parcels of land containing by ad-measurement one acre, more or less, situated in the County of Clarence, Parish of Great Marlow, and City of Grafton, and being allotments numbers 5 and 6, of Section Number 9.

I hereby certify that this Ordinance was passed by the Bishop-in-Council this ninth day of June, 1936.

WILL. E. KING, Secretary.

I assent to this Ordinance,

JOHN WILLIAM GRAFTON,  
Bishop.

Date, June 17, 1936.

GRAFTON LAND SALE ORDINANCE 1936.

51.

WHEREAS the lands described in the schedule hereto are vested in the Corporate Trustees of the Diocese of Grafton AND Whereas by an Ordinance intituled the Grafton Land Mortgage Ordinance 1928 and by a subsequent amending Ordinance intituled the Grafton Land Mortgage Amendment Ordinance 1929 the said Trustees were authorised and empowered to mortgage the said land in the sum or sums of money named therein. And the said Trustees did so mortgage the said land to the Bank of New South Wales and did thereupon receive upon loan from the said Bank the sum of Two thousand five hundred pounds (£2500) and did apply the said sum in accordance with the provisions of the hereinbefore recited Ordinances. AND Whereas by reason of circumstances set forth in the petition to bring in this Ordinance it is expedient that the land described in the Schedule hereto be sold AND Whereas by the Church of England Trust Property Act 1917 it was enacted that during the recess of the Synod of a Diocese a committee council or other body of persons appointed for that purpose by ordinance might in the place of such 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 1934 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 such Act Section 26 thereof as may be done by the Synod NOW 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 Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions 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:-

DECLARATION OF OPINION.

1. It has become and is inexpedient to carry out or observe the particular trust or trusts upon which the portion or portions of land comprised in the Schedule hereto was or were granted or conveyed and is or are held and it is expedient to sell the same.
2. The Grafton Land Mortgage Ordinance 1928 and the Grafton Land Mortgage Amendment Ordinance 1929 are hereby repealed but such repeal shall not be held to revive any Ordinance repealed or supplemented by the said Ordinances.

POWER TO SELL.

3. It shall be lawful under and by virtue of the powers aforesaid to sell the said piece or pieces of land described in the Schedule hereto or any one or more of them or any part or parts thereof together with the building or buildings thereon by auction or by private contract and for such sum or sums as may be determined by the Corporate Trustees of the Diocese of Grafton.
4. The Corporate Trustees of the Diocese of Grafton are hereby authorised to execute and do all necessary deeds conveyances transfers 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.
5. The nett moneys arising from any such sale shall be paid to the Bank of New South Wales until the amount of the mortgage and accrued interest thereon outstanding shall be fully satisfied and the mortgage discharged. The balance of the moneys from any such sale shall after provision has been made for costs and charges relating thereto ~~shall~~ be held by the said Trustees in manner following:- That is to say to be applied with the consent of the Grafton Cathedral Council for the purpose of the improvement of the grounds and/or buildings associated with the Grafton Parish Hall.

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I hereby certify that this Ordinance was passed by the bishop-in-council this ninth day of June, 1936.

*William Purton*  
Bishop  
Secretary.  
I assent to this Ordinance,  
June 17<sup>th</sup> 1936.