

GRAFTON LAND MORTGAGE ORDINANCE 1959

✓

WHEREAS the lands described in the Schedule hereto are vested in the Corporate Trustees of the Diocese of Grafton (hereinafter called "The Corporate Trustees") AND WHEREAS by Ordinances entitled the Grafton Land Mortgage Ordinance 1928 and the Grafton Land Mortgage Amendment <sup>Ordinance</sup> ~~Mortgage~~ 1929 *DA.* the Corporate Trustees were authorised and empowered ~~to~~ to mortgage the said lands as security for repayment of the sums of money advanced thereon AND WHEREAS in pursuance thereof the said lands were duly mortgaged to the Bank of New South Wales and the moneys lent were duly applied in accordance with the provisions of the hereinbefore recited Ordinances AND WHEREAS the said mortgage is still subsisting and in full force and effect and the moneys now owing thereunder to the Bank of New South Wales including interest and other charges amount to approximately Seven hundred and fifty pounds (£750. 0. 0.). AND WHEREAS by an Ordinance entitled the Grafton Land Sale Ordinance 1936 authority was given to sell the said lands with the buildings thereon and to apply the proceeds in manner therein provided AND WHEREAS no sale of the said lands and buildings or any part thereof has been effected AND WHEREAS it is desirable that such lands and buildings should be retained for church purposes and mortgaged in order to provide funds for the purchase of additional lands and the erection or reconstruction of buildings upon any church lands within the Parish of Grafton 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 Section 26 of 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 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:-

1. The Grafton Land Sale Ordinance 1926 and the Grafton Land Sale Ordinance 1936 are hereby repealed but such repeal shall not have the effect of reviving any Ordinance repealed or amended by such Ordinances.

2. The Corporate Trustees are hereby authorised and empowered to mortgage the lands described in the Schedule hereto for any sum or sums of money not exceeding Three thousand pounds (£3000. 0. 0.) including the amount now owing to the Bank of New South Wales as aforesaid and to execute all necessary and proper mortgages or other securities over the said lands to the person or persons company or companies advancing such moneys for securing

I assent to this Ordinance.

...3...

the due repayment of such moneys interest and other charges thereon.

3. The moneys raised by any mortgage under this Ordinance shall be expended in or applied towards the purchase of additional lands with or without buildings thereon and the erection or reconstruction upon any

and proper  
and all  
Parochial  
ch Purposes  
in manner as

*Grafton Land mortgage Ordinance 1959  
Amendment.*

*Delete all the words in Clause 3, after the word "desire" and insert in lieu thereof the words "for Parochial Church Purposes within the Parish of Grafton".*

as "Grafton

*M. B. King*

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 certify that this Ordinance was passed by the Bishop-in-Council on the First day of July, 1959.

*A. E. Singleton*  
Registrar

I assent to this Ordinance.

*Kenneth H. Grafton*  
Bishop

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

*Ray Ganges*  
Chairman of Committees.