

DIOCESE OF GRAFTON.

THE LISMORE LAND MORTGAGE ORDINANCE 1934  
FURTHER AMENDING ORDINANCE. 1939

94

WHEREAS it is expedient to continue and to supplement the powers conferred by the Lismore Land Mortgage Ordinance 1934 as amended by the Lismore Land Mortgage Ordinance 1934 Amending Ordinance 1939 and for that purpose further to amend the said Ordinance AND WHEREAS by an Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth intituled "Church of England Trust Property Act 1917," 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 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 the 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 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 other wise in the name and in the place of such Synod ordains directs and rules as follows :-

SHORT TITLE.

1. This ordinance may be cited as "The Lismore Land Mortgage Ordinance 1934 Further amending Ordinance 1939"

A M E N D M E N T.

2. The Lismore Land Mortgage Ordinance 1934 as amended by the Lismore Land Mortgage Ordinance 1934 Amending Ordinance 1939 is further amended by the insertion of the following words next after the words "Every mortgage" in Section 1 thereof, that is to say :- "To a person or persons."

3. The said Ordinance is also further amended by the insertion next after the words of Section 1 thereof contained in the Lismore Land Mortgage Ordinance 1934 and before the words added to the said section by the Lismore Land Mortgage Ordinance 1934 Amending Ordinance 1939 of the following words, that is to say :-

"But every or any such mortgage to a corporate body or company advancing such moneys as aforesaid may in addition to or in substitution for all or any of the said covenants and power contain a covenant that default in payment shall be made and that all statutory and other powers of the mortgagee shall be exercisable immediately or at any time thereafter if the mortgagor shall not upon demand made in the manner prescribed by such mortgage pay the whole of the moneys for the time being thereby secured at the time and place and in manner prescribed by such mortgage."

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

*Arthur B. Cross*

Chairman of Committees.

I certify that this Ordinance was passed this fifth day of December 1939.

*W. King*

Secretary to the Council.

*W. King*