

## DECLARATION OF TRUST – PORT MACQUARIE PARISH

**DECLARATION OF TRUST** made the 12<sup>th</sup> day of April 2018 and amended on the 28<sup>th</sup> day of July 2022 and subsequently on 2<sup>nd</sup> day of **February 2023** by the Corporate Trustees of the Diocese of Grafton (hereinafter called “the Trustees”) pursuant to section 19 of the Anglican Church of Australia Trust Property Act 1917 and section 164 of the Grafton Diocesan Governance Ordinance 2008.

### WHEREAS

- a. The Trustees hold certain monies and commercial properties upon trust for the Parish of **Port Macquarie** in trust accounts known as the **Dick Trust**. These monies and properties were a bequest from the estate of the late Ken Dick.
- b. Within the Dick Trust there is a term deposit labelled **Hayward House** which are funds set aside for maintaining the fabric of the heritage listed St Thomas’ Anglican Church on Hay Street, Port Macquarie.
- c. The Trustees hold certain monies upon trust for the Parish of **Port Macquarie** arising from the sale of a property at 13 **Sandy Close**, Port Macquarie. These funds are held in trust for the purchase of clergy housing for the Parish of Port Macquarie.
- d. The Trustees hold certain monies upon trust for the Parish of **Port Macquarie** in a trust account known as **Glebe Completion**. The purpose of these funds is not specified.
- e. The Trustees hold certain monies upon trust for the Parish of **Port Macquarie** in a trust account known as the **Estate of Hilton Pepper**. These funds are held in trust for the general charitable purposes of the Parish of Port Macquarie.
- f. It is expedient for the Trustees to amalgamate the above trusts, with the exception of the Hayward House funds, into a single trust known as the **Port Macquarie Parish Endowment (incorporating the Ken Dick Trust)**.
- g. Subsequent to the amalgamation of the above trusts, the Trustees received certain monies from the **Estate of Jill Winifred Harler** for the general purposes of St Thomas Church at 50 Hay Street Port Macquarie NSW 2444 which have been added to the **Port Macquarie Parish Endowment (incorporating the Ken Dick Trust)**.
- h. The terms of the **Port Macquarie Parish Endowment (incorporating the Ken Dick Trust)** supersede and replace any terms or conditions of the individual amalgamated trusts.

**NOW THIS DEED WITNESSETH** as follows:

The monies held, after defraying all liabilities, costs, charges and expenses is declared to be held and applied by the Trustees in the manner following, that is to say:

- a. The said monies are vested in and administered by the said Trustees and will known as the **Port Macquarie Parish Endowment (incorporating the Ken Dick Trust)**.
- b. The net amount of the **Port Macquarie Parish Endowment (incorporating the Ken Dick Trust)** shall be held in trust for the general purposes of the Parish of **Port Macquarie**.

THE COMMON SEAL of THE CORPORATE )  
TRUSTEES OF THE DIOCESE OF GRAFTON )  
was hereunto affixed in the presence of: )

*A. Grafton*  
Trustee

*[Signature]*  
Secretary

+ *Murray Grafton*  
Trustee

