

THE UPPER MACLEAY NO 1 TRUST

VARIATION OF TRUST ORDINANCE 1996.

AN ORDINANCE to vary a Trust known as the Upper Macleay No. 1 Trust in certain particulars.

PREAMBLE

WHEREAS the Upper Macleay No. 1 Trust was commenced on the 3rd September, 1984 for the express purpose of providing assistance in paying of rent for a minister for the Upper Macleay within the Parish of Kempsey in the Diocese of Grafton AND WHEREAS the capital and accumulated interest are held by The Corporate Trustees of the Diocese of Grafton AND WHEREAS by resolution of the Kempsey Parochial Council it is considered that by reason of circumstances subsequent to the creation of the said Trust it has become inexpedient to carry out the said Trust for the sole purpose for which it was created AND WHEREAS by the Anglican Church of Australia Trust Property Act 1917 and The Church Trust Property Ordinance of 1934 the Bishop-in-Council is empowered during recess of Synod to exercise certain powers of Synod including the powers conferred by Section 32 of the said Act AND WHEREAS such recess now exists:

NOW THEREFORE the Bishop-in-Council in pursuance of such powers and in the name of the Synod directs and rules as follows:

OPINION

1. It has become and is inexpedient, by reason of circumstances subsequent to the creation of the said Trust, to carry out the said Trust for the sole purpose for which it was created.

VARIATION OF TRUST

2. (a) In lieu of the said Trust it is hereby declared that the funds held together with any interest further accrued since that date less any payments made in accordance with the original Trust, shall henceforth be held by The Corporate Trustees on trust for the purpose of maintaining the Church of St. Thomas, Willawarrin.


(b) The interest accrued, and yet to accrue, on the Trust may be withdrawn from time to time for such maintenance purposes as Bishop-in-Council shall approve in writing.

SHORT TITLE

3. This Ordinance may be cited as the "Upper Macleay No. 1 Trust, Variation of Trust Ordinance 1996".

ASSENT

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


.....
Deputy Chairman of Committees

I certify that this Ordinance was passed by Bishop-in-Council on the fourteenth day of November, 1996.


.....
Registrar

I assent to this Ordinance.


.....
Bishop.