

The Upper Orara (Joint Church Use) Ordinance 1997

No 3 of 1997

AN ORDINANCE to authorise the joint use of church trust property at Upper Orara.

PREAMBLE

WHEREAS:

- A. The Corporate Trustees of the Diocese of Grafton are the registered proprietors of the land (the "Land") contained in Certificate of Title Volume 1817 Folio 113, being the land on which the Church of All Saints, Upper Orara is located.
- B. The Land is held on trust for the purposes of the Anglican Church of Australia Diocese of Grafton in the Provincial District of The Orara Valley although there are no written trusts.
- C. By Section 32B of the Trust Property Act the synod of the diocese may, by ordinance, make provision for use of church trust property by a church of another denomination.
- D. By the Church Trust Property Ordinance 1934 - 1995, Bishop-in-Council has during the recess of synod power to make ordinances under Section 32B.
- E. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient that the trusts be varied to permit joint use of the Land with the church of another denomination.

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

SHORT TITLE

1. This Ordinance may be cited as the Upper Orara (Joint Church Use) Ordinance 1997.

DECLARATION AS TO VARIATION

2. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held it is expedient that the trusts be varied as provided in this ordinance.

AUTHORITY TO LICENCE

3. The Corporate Trustees of the Diocese of Grafton may licence the Land or part or parts thereof to the proper authorities of the Uniting Church of Australia or such other church or another denomination as may be determined by resolution of the Bishop-in-Council on such terms and conditions as may be determined from time to time by the Corporate Trustees of the Diocese of Grafton after consultation with the minister and churchwardens of the Church of All Saints, Upper Orara.

ASSENT

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

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Chairman of Committees

I certify that this Ordinance was passed by Bishop-in-Council on 7th May, 1998.

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Registrar

I assent to this Ordinance.

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Bishop.