

ST CUTHBERT'S RETIREMENT LIVING COMPLEXES INC LAND SALE ORDINANCE 2006

Ordinance number 5 of 2006

An Ordinance to provide for the sale of certain lands held by St Cuthbert's Retirement Living Complexes Inc, a body incorporated under the *Anglican Church of Australia (Bodies Corporate) Act 1938*.

Preamble

WHEREAS the property described in the Schedule hereto are vested in the St Cuthbert's Retirement Living Complexes Inc, a body incorporated under the *Anglican Church of Australia (Bodies Corporate) Act 1938*;

AND WHEREAS St Cuthbert's Retirement Living Complex Inc is empowered under its constitution to do certain things, but is not given a power of sale of real property held by it;

AND WHEREAS by the *Anglican Church of Australia Trust Property Act of 1917*, the *Anglican Church of Australia (Bodies Corporate) Act 1938* and the *Church Trust Property Ordinance 1934* Bishop-in-Council is empowered during a recess of Synod to exercise certain powers of Synod including the powers conferred by Part VI of the first said Act; and sections 6 (2) and 9 (3) of the second Act.

AND WHEREAS such recess now exists Bishop-in-Council in pursuance of such powers and in the name of the Synod ordains directs and rules as follows:

Opinion

1. It has become and is expedient, in the view of the Board of St Cuthbert's Retirement Living Complexes Inc, by reason of circumstances subsequent to the creation of the trusts, if any relating to the lands described in the schedule hereto to sell the same.

Authority to Sell

2. St Cuthbert's Retirement Living Complexes Inc in which the said lands are vested is hereby authorised and empowered to sell by whatever means it considers prudent and appropriate the said lands.
3. The money arising out of such sale shall be received by St Cuthbert's Retirement Living Complexes Inc, after provision has been made for all costs charges and expenses relating to the sale, and the money so received shall be used by St Cuthbert's Retirement Living Complexes Inc for such of its purposes as the Board shall decide in its absolute discretion.

Short Title

This Ordinance may be cited as the St Cuthbert's Retirement Living Complexes Inc Land Sale Ordinance 2006.

Schedule

ALL THAT piece or parcel of land at 48 Thomson Street, Tweed Heads, NSW., known as St Cuthbert's Lodge.

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


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Chairman of Committees

I hereby certify that the Ordinance was passed by Bishop-in-Council on 27th April 2006.


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Registrar

I assent to this Ordinance.


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Bishop