



Supreme Court of New South Wales
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TO : Mr Peter Roland, Foott Law & Co
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 DATE : 05 June 2006

TOTAL NO. OF PAGES (including cover sheet): 1

RE: North Coast Children's Home

Dear Peter,

I think we may be going around in circles.

As the Reverend Geoff Foley says whatever the position about the prior site, it does not matter much, as it was sold in 1935.

According to the Foley and your letter the new Keen Street site has stood in the name of the Corporate Trustees since 1935. Either it was Church Trust Property or it was not. If it was, presumably the Corporate Trustees held it on some trust. If it was not they may have held it on trust for the purpose of the unincorporated association. Whatever the position at the present time I cannot see how other property held on other trusts can be the subject of claim, but it may well be the Children's Home land could in some round about way be made available in execution of some judgment. However, the clear position would seem to be that any claim would be barred by the Limitation Act. It is difficult to see how any of the extension of time provisions would apply but I have not given proper thought to them.

Mr Justice Windeyer
 Chancellor