



Supreme Court of New South Wales
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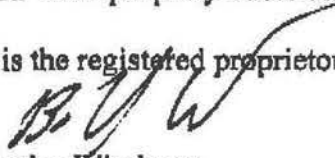
RE: North Coast Children's Home

Dear Peter,

The Land Sale Ordinance is interesting. If the land was not Church Trust Property as the recitals indicate then there was presumably no power in Synod or Bishop-in-Council to direct the Corporate Trustees by ordinance to deal with the land.

Was the new site purchased in the name of the Corporate Trustees? If it was then they continued to act as if it were Church Trust property. The Corporate Trustees had no power to act as private trustees for some public purpose. However, whatever they did would not make Church Trust property liable for the proposed claims.

Who is the registered proprietor of the land now? How did that happen?


 Mr Justice Windeyer
 Chancellor