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DIOCESE OF GRAFTON.THE BISHOP • IN • COUNCIL.THE NORTH COAST CHILDREN'S HOME LAND SALE ORDINANCE, 1935.

WHEREAS the lands described in the Schedule hereto were by Memorandum of Transfer No. A989711 vested in Thomas Somerville, Francis Henry Bartlett, and Deane French as joint tenants, as survivorship, and the said Thomas Somerville, Francis Henry Bartlett and Deane French by Declaration of Trust dated the ninth day of March, 1934, declared that they were seized and possessed of such lands for the purpose of the North Coast Children's Home.

AND WHEREAS IT WAS INTENDED that the said lands should be acquired for the establishment thereon of a temporary home for children, and that upon the acquisition of a site upon which a permanent home for children might be established, such lands should be sold and disposed of

AND WHEREAS pursuant to the said Declaration of Trust a Caveat No. A989712 was entered by the Registrar General

AND WHEREAS by virtue of Application No. B-208742, the Corporate Trustees of the Diocese of Grafton are now, pursuant to Section 14 of the Real Property (Acquisition) Act 1924, registered as the proprietors of an estate in fee simple in the said lands

AND WHEREAS the said lands do not and never did belong to the said Corporate Trustees of the Diocese of Grafton and have not been and never were intended to be held as Church Property, and were vested in the said Corporate Trustees as Trustees for the said Children's Home

AND WHEREAS lands (hereinafter referred to as the new site) have been acquired upon which it is proposed to erect a permanent Children's Home (such new site being situated in Kean Street, Lismore) and the lands described in the Schedule hereto are no longer of use for the purpose of a Children's Home

AND WHEREAS by a resolution passed at a meeting of the Executive Committee of the said North Coast Children's Home held in Lismore on the twenty-first day of June, 1935, it was resolved that consequent upon the acquisition of the new site and the proposed establishment thereon of a permanent Children's Home, the lands described in the Schedule hereto are of no further use and that the same be sold and the proceeds of sale applied towards the purchase price of the new site and the establishment thereon of a permanent home.

AND WHEREAS by an Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth intituled "Church of England Trust Property Act 1917, No. 31" it was enacted that during the recess of Synod a committee council or other body of persons appointed for that purpose by Ordinance might in the place of such Synod of the Diocese exercise such of the powers and functions and do and make such of the things referred to in the said Act as should be determined by Ordinance of the Synod of such diocese.

AND WHEREAS by an Ordinance of the Synod of the Diocese of Grafton passed in the year 1934 the Bishop-in-Council was appointed for the purpose of exercising and might accordingly during the recess of such Synod of the said Diocese exercise in the place of such Synod any or all of the powers and functions and do and make any or all of the things referred to in such Act Section 35 thereof as may be done by the Synod NOW the Bishop-in-Council of the Synod of the Diocese of Grafton in pursuance of the powers in that behalf conferred upon it by the said Act and Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales and by the "Church of England Trust Property Act 1917" or otherwise in the name and place of such Synod ordains directs and rules as follows:—
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1. The corporate Trustees shall sell the said land described in the Schedule hereto, with the appurtenances, either by public auction or by private contract, together or in lots, and upon such terms as they may think proper, for such price or prices as they shall think fit.

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2. THE PURCHASE moneys obtained and raised by such sale or sales shall be received by the Corporate Trustees and applied by them in or towards:

- a. acquiring the new site; or
- b. establishing thereon a permanent Childrens' Home, and completing and furnishing the same; or
- c. partly for one and partly for the other of the purposes aforesaid.

3. THIS ORDINANCE may be cited and known as "The North Coast Childrens' Home Land Sale Ordinance, 1935."

THE SCHEDULE HEREBY REFERRED TO.

All THAT Piece or parcel of land situated on the corner of Leicester and Maiden Streets, Town and Parish of Lisnare, County of Kenu, containing by measurement 2 rods 84 perches, being part of allotments 8 and 9 of Section 28, and being the whole of the land comprised in Certificate of Title dated 1st. May, 1922, registered Volume 2447, Folio 6.

I hereby certify that this Ordinance was passed by the Bishop-in-Council this 9th day of July, 1935.

Will. S. King,
Secretary.

I assent to this Ordinance.

John William Grafton,

Date. July 11th, 1935.

Bishop of Grafton.

I certify that the Ordinance as printed above is a copy of the ordinance as passed by the Bishop-in-Council.

John William Grafton
Bishop of Grafton.