

# ANGLICAN CHURCH OF AUSTRALIA

## DIOCESE OF CANBERRA AND GOULBURN

### CHURCH SOCIETY (DECLARATION OF NEW- TRUSTS) ORDINANCE, 1996<sup>1</sup>

#### AN ORDINANCE

To declare the opinion that it is inexpedient to carry out or observe certain trusts and to declare other trusts in their place.

#### RECITALS

1. The Synod of the Diocese is empowered by section 32 of the Anglican Church of Australia Trust Property Act 1917 to declare by ordinance:
  - (a) its opinion that it is inexpedient to carry out or observe any trust to which church trust property is subject; and
  - (b) another trust for the use, benefit or purposes of the Anglican Church of Australia within the Diocese in place of the first mentioned trust.
2. The Synod is empowered by section 40 of the Anglican Church of Australia Trust Property Act 1917 to delegate its powers and functions to such committee, council or other body of persons as it shall appoint for the purpose by or under ordinance.
3. The Synod has, by section 4 of the Anglican Church Property Trust Ordinance 1944 as amended, appointed the Standing Committee of the Synod to exercise its powers and functions under section 32 of the Anglican Church of Australia Trust Property Act 1917 during the recess of the Synod.
4. The Synod, by section 1 of Part 1 of the Church Society Consolidation Ordinance of 1921 as amended, constituted the Church Society Capital Fund as a fund to be held in trust by the Anglican Church Property Trust Diocese of Canberra and Goulburn, to pay the revenue arising therefrom to the Bishop-in-Council, to be applied towards the objects of the Church Society as set out in section 1 of Part 111 of the Ordinance as amended.
5. Changes in circumstances since that trust was established have resulted in more efficacious ways of fulfilling the objects of the Church Society.

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<sup>1</sup> Please note that this is a copy of the original ordinance recorded in the Ordinance books of the Diocese of Canberra and Goulburn. If you have any concern about this ordinance please contact; [rupert.hammond@netspeed.com.au](mailto:rupert.hammond@netspeed.com.au)  
This version of the Ordinance has not been approved by the Chancellor in accordance with section 75 of the Diocesan Legislation Ordinance 2007 and is provided only for information

The Standing Committee of the Synod of the Diocese, in the exercise of the powers conferred on it during a recess of the Synod pursuant to sections 26, 27 and 40 of the Anglican Church of Australia Trust Property Act 1917 (NSW) therefore enacts:

**1. Short title**

- 1.1 This Ordinance may be cited as the Church Society (Declaration of New Trusts) Ordinance 1996.

**2. Declaration Of inexpediency**

- 2.1 The Standing Committee of the Synod declares its opinion that, by reason of circumstances subsequent to the creation of the trust established by section 1 of Part 1 of the Church Society Consolidation-Ordinance of 1921 as amended ("the Trust"), it has become inexpedient to carry out or observe the Trust in so far as the Trust requires that the capital fund be maintained.

**3. Declaration of new trust**

- 3.1 The funds held at the date of this Ordinance by the Anglican Church Property Trust Diocese of Canberra and Goulburn pursuant to the Trust shall henceforth be held in trust by the Property Trust, to be paid over to the Bishop-in-Council at the request of the Bishop-in-Council and applied by the Bishop-in-Council for such purposes of the Diocese that are as nearly as may be the objects of the Church Society set out in section 1 of Part 111 of the Church Society Consolidation Ordinance of 1921 as amended.

**Notes**

Original Ordinance was passed without amendment by Bishop-in-Council on 6 December 1996 and Assented to by Bishop George on 6 December 1996