

ANGLICAN CHURCH OF AUSTRALIA

DIOCESE OF GOULBURN

CLERGY TRAINING FUND (DECLARATION OF NEW TRUSTS) ORDINANCE 1996¹

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 (the "1921 Ordinance"), constituted any real or personal property bequeathed, given to or raised for the Clergy Training 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 Clergy Training Fund as set out in section 1 of Part V of the 1921 Ordinance.
5. The Synod also provided, by section 4 of Part 1 of the 1921 Ordinance, that the Bishop Barlow Bequest for Clergy Training and the moneys received for the credit of the Bishop Barlow Memorial Fund for Clergy Training and the Bishop's College Building Fund should form part of the Clergy Training Fund.

¹ 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
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

- 6 Changes in circumstances since the Clergy Training Fund was established have resulted in more efficacious ways of fulfilling the objects of the Fund.

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 Clergy Training Fund (Declaration of New Trusts) Ordinance 1996.

2. Dictionary

- 2.1 In this Ordinance, "the Trust" means the trust established under the title of the Clergy Training Fund by section 1 of Part 1 of the Church Society Consolidation Ordinance of 1921 as amended

3. Declaration of inexpediency

- 3.1 The Standing Committee declares its opinion that, by reason of circumstances subsequent to the creation of the Trust, it has become inexpedient to carry out or observe the Trust.

4. Declaration of new trust

- 4.1 The funds held as a capital fund 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 and applied by the Bishop-in-Council for such purposes of the Diocese that are as nearly as may be the objects of the Clergy Training Fund set out in section 1 of Part V of the Church Society Consolidation Ordinance of 1921 as amended.

Notes

This Ordinance passed without amendment by Bishop-in-Council on 6 December 1996 and assented to by Bishop George on 6 December 1996