

NEWCASTLE GRAMMAR SCHOOL LEASE CONSOLIDATION ORDINANCE 2019

AN ORDINANCE to authorise the consolidation of the leases granted to the School into one registerable instrument.

BE IT THEREFORE Ordained by the Diocesan Council of the Diocese of Newcastle as follows: -

PART 1 – PRELIMINARY

Title

1. This Ordinance may be cited as the *Newcastle Grammar School Lease Consolidation Ordinance 2019*.

PART 2 – DEFINITIONS

2. In this Ordinance, unless the contrary intention appears:

Land	means the land contained in Folio Identifier 1/198891 being 60 Newcomen Street, Newcastle.
School	means Newcastle Grammar Schools Limited

PART 3 – CONSOLIDATION OF LEASE AND LICENCE AGREEMENTS

Authority to Trustees

1. The Trustees is authorised to consolidate the Lease and Licence into one registerable instrument.
2. The Trustees is hereby authorised to execute and do all acts and things necessary to give full and complete effect to the provisions of this ordinance according to its true intent and meaning.

Amendment to Newcastle Episcopal Residence Leasing Act (Variation of Trust)
Ordinance 2017

3. The Newcastle Episcopal Residence Leasing Act (Variation of Trust) Ordinance 2017 is amended as follows:

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- (a) the Schedule is repealed and new Schedule is inserted in its place to read:

“Folio Identifier 1/198891 being 60 Newcomen Street, Newcastle”

- (b) clause 2 is repealed and new clause 2 is inserted in its place to read:

“The Trustees of Church Property is hereby authorised to grant to Newcastle Grammar Schools Limited a new lease for the lands described in the Schedule (including the Cathedral Hall and Verger’s Cottage) to replace any existing lease and licence and for the balance the current term provided that a new lease shall

a. allow the School two options to renew the lease for a further period of 25 years;

b. provide the School with the first right of refusal to purchase the land in the event that the Synod or the Diocesan Council approve an Ordinance which is assented to by the Bishop for the sale of the land, and

provided further that no other covenant, agreement or provision contained in the lease or licence may be amended without the express agreement of the Bishop in writing.

I HEREBY CERTIFY the Ordinance as printed is in accordance with the Ordinance as reported.

PASSED BY DIOCESAN COUNCIL on the **28th** day of **March 2019**.



Mrs Linda Wilson
Secretary, Diocesan Council

THE ASSENT of Peter Derrick James Stuart, Bishop of the Diocese was given to the above Ordinance on the **28th** day of **March 2019** in the Tenth year of our Consecration.



PRESIDENT

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PART 4- ORDINANCE ADMINISTRATION

Effective from	28 March 2019
Approved by	Diocesan Council
Policy Owner	Diocesan Council
Policy Administrator	Chief Operating Officer
Application	Members of Diocesan Council and Trustees
Last review date	28 March 2019
Next review date	Two years after the dated the document enters into force
Version	1
File reference	Y 006
Published externally	Yes

Table of Amending Instruments

Date	Instrument and Date of Commencement

Related Documents

Synod (Delegation of Powers) Ordinance 2009
The Church Trust Property Ordinance 1929

Anglican Church of Australia Trust Property Act 1917

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