

HAMILTON HALL LEASING ORDINANCE 2020

AN ORDINANCE to authorise the leasing of certain lands at **Hamilton** in the Parish of **Newcastle** in the County of **Northumberland** and to provide for the disposition of the proceeds of that lease.

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 ***Hamilton Hall Leasing Ordinance 2020***.

Background

2. The Trustees of Church Property for the Diocese of Newcastle is the registered proprietor of the Land at Hamilton
3. The Land and all improvements, including the Hall Building on the Land are Church Trust Property.
4. It is expedient that the Hall Building be leased and that the proceeds be applied in the manner set out in this Ordinance.
5. The Synod has conferred on the Diocesan Council the authority to exercise the powers contained in the *Anglican Church of Australia Trust Property Act 1917 (NSW)*.

PART 2 – DEFINITIONS

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

Church Property	means Churches, Rectories, Parish Halls and other buildings vested in the Trustees of Church Property and used for Church purposes.
Hall Building	means the 2-storey building fronting Dixon Street that was previously used as a parish hall.
Land	means the land contained in Folio Identifier 2/1132328 and 3/95210

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PART 3 – LEASE OF LAND

Declaration of Opinion

7. By reason of circumstances which have arisen after the creation of the trusts on which the Land is held, it is expedient that the Hall Building be leased, and the rental income shall be applied in the manner set out in section 10 of the ordinance.

Authority to Lease

8. Subject to the consent of the Bishop, the Land shall be leased for a period of not more than five (5) years with a five (5) year option.

Lease Process

9. The Trustees of Church Property shall execute all necessary leases and do all other things to give full and complete effect to the provisions of this ordinance.

Disposition of proceeds

10. The lease rental proceeds, after payment of the costs incidental to this Ordinance and the lease, are to be paid to the Anglican Parish of Christ Church Cathedral to support the congregation of St Peter's, Hamilton and such other purposes as may be approved by the Cathedral Board.

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

PASSED BY DIOCESAN COUNCIL on the 20th January 2020.



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 3rd day of February 2020 in the Eleventh year of our Consecration.



PRESIDENT

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