

ALL SAINTS PROPERTY TRUST REGULARISATION ORDINANCE 2021

AN ORDINANCE to be known as the All Saints Property Trust Regularisation Ordinance 2021 to regularise the All Saints Property Trust for the Parish of Singleton.

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

PART 1 – PRELIMINARY

Title

- This Ordinance may be cited as the ALL SAINTS PROPERTY TRUST REGULARISATION ORDINANCE 2018.

Definitions

- In this Ordinance, unless there is something in the subject or context which is inconsistent:

All Saints Court	means All Saints Court Retirement Village, 35-45 High Street, Singleton
Diocesan Chief Executive	means the Diocesan Chief Executive of the Anglican Diocese of Newcastle
Diocesan Council	means the Bishop acting with the advice and consent of the Diocesan Council established in accordance with the <i>Diocesan Management Ordinance 2003</i> .
Parish of Singleton	means the Parish of All Saints, Anglican Diocese of Newcastle
Resident Funds	means funds contributed by or held in trust for the residents of All Saints Court
Synod	means the Synod of the Diocese, and includes when the Synod is in recess, the Diocesan Council.
Trustees	means the Trustees of Church Property for the Diocese of Newcastle

PART 2 – OPERATIVE PART

- The real and personal property comprising church trust property detailed in Schedule One forms part of the All Saints Property Trust.
- By reason of circumstances which have arisen after the creation of the trusts upon which the All Saints Property Trust is held, the Diocesan Council has formed the view that it is expedient to carry out and observe those trusts.
- The purposes, aims and objectives for which the trusts upon which the All Saints Property Trust are held are:

This document is a controlled document and is maintained electronically by the Anglican Diocese of Newcastle Document Controller and will become uncontrolled when printed		
Y058	Issue Date: 29 April 2021	Version 1
	Review Date: Not Applicable	Page 1 of 3

ALL SAINTS PROPERTY TRUST REGULARISATION ORDINANCE 2021

- (a) the advancement of religion within the Parish of Singleton;
 - (b) the administration and management of All Saints Court;
 - (c) the provision of social housing including housing for aged people or people with a disability;
 - (d) such other purpose as the Diocesan Council may approve by ordinance or resolution;
 - (e) the support of people who, when they were members of the Anglican Church of Australia within this Diocese or when they were associated with a parish, organisation or other entity associated with the Anglican Church of Australia within this Diocese, experienced abuse by a member or members of the clergy and/or church workers authorised for ministry or work within the Diocese of Newcastle; and/or
 - (f) any purpose incidental to a purpose referred to in paragraphs (a), (b), (c), (d) or (e)
6. Resident Funds held in Trust by the Trustees shall not form part of the All Saints Property Trust.
7. The Parish Council of the Parish of Singleton may appoint a committee of management to assist with the management of All Saints Court with such responsibilities and delegations as the Parish Council determines, including the management of Resident Funds.
8. The Diocesan Chief Executive is authorised to make payments from the Resident Funds held in trust and to distribute capital from the All Saints Property Trust to satisfy any debt owing to a former resident or the Estate of a former resident of All Saints Court upon the request of the Parish Council or committee of management of All Saints Court.
9. The Diocesan Council is authorised to:
- (a) approve transactions on behalf of the All Saints Property Trust by ordinary resolution; and
 - (b) amend or vary Schedule One by ordinary resolution.
10. Any doubt about the implementation or interpretation of this Ordinance shall be resolved by the Bishop. The decision of the Bishop shall be final.

PASSED BY DIOCESAN COUNCIL on the 29th day of April 2021.

This document is a controlled document and is maintained electronically by the Anglican Diocese of Newcastle Document Controller and will become uncontrolled when printed		
Y058	Issue Date: 29 April 2021	Version 1
	Review Date: Not Applicable	Page 2 of 3

ALL SAINTS PROPERTY TRUST REGULARISATION ORDINANCE 2021

SCHEDULE ONE

Real Property:

Lot 1 in Deposited Plan 825755

Accounts held with the Anglican Savings and Development Fund:

INV – 435040242 Balance \$410,055.38

SAV – 00040450 Balance \$882,711.82

This document is a controlled document and is maintained electronically by the Anglican Diocese of Newcastle Document Controller and will become uncontrolled when printed		
Y058	Issue Date: 29 April 2021	Version 1
	Review Date: Not Applicable	Page 3 of 3