



# ONSLow MAINTENANCE TRUST STATUTE 2024

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Whereas:

- (a) the Trustees of the Diocese of North West Australia hold certain personal property on trust for the Parish of Exmouth / Onslow in the Diocese and
- (b) it is convenient to clarify the trusts on which the Trustees hold the said property,

the Diocesan Council of the Diocese of North West Australia resolves as follows:

### **Name**

1. This is the *Onslow Maintenance Trust Statute 2024*.

### **Definitions and Interpretation**

2. In this Statute, the following terms have the meanings given in this section.

**Diocese** means the Anglican Diocese of North West Australia;

**Diocesan Council** means the council constituted under the Diocesan Council Statute 1961.

**Parish** means the parish of Exmouth / Onslow in the Diocese.

**Trustees** means the Trustees of the Diocese of the Diocese of North West Australia as provided by the Anglican Church of Australia (Diocesan Trustees) Act 1888 (WA) (as amended) and cognate legislation and constituted under the Diocesan Trustees Statute 1961

**Trust Fund** means the personal property which the Trustees hold on trust for the Parish.

### **Name of the Trust Fund**

3. The Trust Fund is to be known as the Onslow Maintenance Trust.

### **Objects of the Trust Fund**

4. Subject to the terms of this Statute, the Trustees hold the Trust Fund upon trust for the purposes of maintaining the church building and grounds of St Nicholas Onslow.

## **Capital of the trust fund**

5. The capital of the Trust Fund may be applied by the Trustees for one or more of the following purposes –
- (a) repairs, maintenance and improvements to the church building and grounds of St Nicholas Onslow;
  - (b) purchase of equipment and supplies to enable the upkeep of the church building and grounds of St Nicholas Onslow;
  - (c) the payment of any rates, taxes or charges incurred in relation to the Trust Fund.

## **Application of the income of the Trust Fund**

6. The income of the Trust Fund, after paying all taxes and charges incurred by the Trustees in relation to the Trust Fund, is to be capitalised.

## **Commencement**

7. This Statute commences on the date of assent to this Statute.

## **Regulations**

The Synod or Council of the Diocese may from time to time make, amend or repeal regulations (e.g. policies and procedures) not inconsistent with the provisions of this Statute providing for records arising out of or incidental to the operation of this Statute and for all or any of the purposes, whether general or to meet particular cases, which may be convenient for the administration of this Statute or which may be necessary or expedient to carry out the overriding purposes of this Statute.

## **Related Legislation**

*Diocesan Trustees Statute 1961*

## **Responsibilities**

### **Review**

The Synod or Council of the Diocese will review the operation of this Statute on or before six years after its commencement.

### **Records management**

The Registry maintains all records relevant to administering this Statute using its recordkeeping system.