Private Act.

An Act to alter the Trusts of Saint Andrew's Church, Walkerville.

[Assented to, November 20th, 1919.]

WHEREAS the Right Reverend Arthur Nutter Thomas, of Adelaide, Doctor in Divinity, Bishop of Adelaide, and William Pope, of Adelaide, Solicitor, are the present trustees duly appointed by virtue of the Church of England Succession Act, of that piece of land containing half an acre or thereabouts, being the north-eastern moiety of section 71, in the Village of Walkerville, on which Saint Andrew's Church is erected: And whereas the trusts of the said Church were declared by a certain instrument, dated the 12th day of March, 1853 (hereinafter called "the Trust Deed"), under the hands and seals of the Right Reverend Augustus Short, Bishop of Adelaide, and Joseph Gould, of the Para, farmer, and which provided, inter alia, that if at any future time it might be deemed advisable to alter, amend, or add to the trusts thereof, a General Meeting of the seatholders should be held for that purpose, as therein directed; but it was by the said Trust Deed provided that sections 1, 2, 3, 4, 5, and 14 thereof should not in any case be altered, or varied, or any extension, or amendment made, which should in any way affect the same: And whereas at a General Meeting of the seatholders of the said Church, duly convened and held at Walkerville on the 12th day of December, 1918, it was unanimously resolved by the seatholders of the said Church then present, that the trustees be requested to apply for an Act to amend the said Trust Deed, particularly in the matter of letting seats or pews:

Be it therefore Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:—

1. This Act may be cited for all purposes as the "Saint Andrew's Church. Walkerville, Alteration of Trusts Act."

2. In
2. In this Act, unless the context otherwise requires, “Church” means Saint Andrew’s Church, Walkerville.

3. On the coming into operation of this Act—

(a) The functions and powers heretofore vested by the Trust Deed in the seatholders of the Church shall cease, and shall devolve upon, and be exercisable by the vestry of the Church, and

(b) The Trust Deed shall be, and the same is hereby amended, by inserting therein the following additional clauses:

2A. The Vestry shall consist of the Minister, the Churchwardens, and such adult members of the congregation of the Church, as shall have signed the Vestry Roll, after declaring themselves to be bona fide members of the Church, formerly styled the United Church of England and Ireland, and now styled the Church of England in Australia and Tasmania, and of no other religious denomination: Provided, however, that it shall be lawful for the Vestry, from time to time, to amend its constitution and style if it thinks fit, by resolution carried by the votes of three-fourths at the least of those present, and entitled to vote, at a Vestry Meeting, and confirmed by a resolution carried by the votes of three-fourths at the least of those present, and entitled to vote, at a subsequent Vestry Meeting, both such Meetings having been duly convened for the purpose in such manner as the Minister and Churchwardens may direct.

2B. It shall be the duty of the Churchwardens of the Church to prepare and have the custody of the said Roll, and to enter therein the names of every applicant for enrolment, if in the opinion of the Churchwardens the said applicant is eligible for such enrolment.

4. Notwithstanding anything contained in the Trust Deed, it shall be lawful for the Vestry of the Church, from time to time, by resolution carried by the votes of three-fourths at the least of those present, and entitled to vote at a Vestry Meeting, to alter, revoke, or add to any of the provisions of the Trust Deed, as well as originally contained therein, and as amended by this Act: Provided that clauses 1 and 2 of such Trust Deed shall be open to formal amendments only, and such as are, or may be resolved by the Vestry, necessary to bring the title of the Church of England into conformity with the style and title as used and authorised by the Synod of the Church of England in the Diocese of Adelaide.

5. A
5. A Certificate under the hand of any person purporting to be
the Chairman of any Meeting of the Vestry, that any resolution was
passed thereat shall be conclusive evidence that the same was duly
passed, and that such meeting was duly convened and held.

In the name and on behalf of His Majesty, I hereby assent to
this Bill.

H. L. GALWAY, Governor.