

SUPPLEMENTARY DEED OF AGREEMENT

VIARD COLLEGE, PORIRUA

THIS DEED OF AGREEMENT is made on the *13th* day of *March* One thousand nine hundred and ninety eight (1998) BETWEEN **THE ROMAN CATHOLIC ARCHBISHOP OF THE ARCHDIOCESE OF WELLINGTON** a "Corporation Sole" (hereinafter with his successors referred to as "the Proprietor") of the first part and **HER MAJESTY THE QUEEN** acting by and through the Minister of Education (hereinafter referred to as "The Minister") of the second part.

WHEREAS

- A** By Deed of Agreement bearing date the 21st day of July 1981 as varied by any subsequent supplementary agreements (hereinafter referred to as "the Deed of Agreement"), the Minister and the Proprietor pursuant to section 7(2) of the Private Schools Conditional Integration Act 1975 established **Viard College, Porirua** as an integrated school (hereinafter referred to as "the School").
- B** The Proprietor and the Minister are now agreed on the need to change the class of the school to a **Years 7 to 13 school** consequent upon the closure of the **attached Intermediate Department of the School** pursuant to section 7(9) of the Private Schools Conditional Integration Act 1975.

NOW THIS DEED OF AGREEMENT WITNESSETH THAT IT IS HEREBY COVENANTED AGREED AND DECLARED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

- 1 THAT the Integration Agreement be amended as follows :
- 2 By deleting from **Recital B** the words "Form Three (III) to Form Seven (VII) with Intermediate Department attached" and substituting the words "Years 7 to 13" therefor.
- 3 By deleting **Clause 8** and substituting the following Clause therefor: "The combined maximum rolls of Viard College and the attached Intermediate Department totalled seven hundred and ten (710) pupils as at the 24th February 1998. It is agreed by and between the parties hereto that the maximum roll of the school shall be seven hundred and ten (710) pupils."
- 4 By deleting from **Clause 23** the words "Form Three (III) to Form (VII) with attached Intermediate Department" and substituting the words "Years 7 to 13" therefor.
- 5 By deleting **Clause 17** of the Deed of Agreement.
- 6 By deleting from line 14 of **Clause 18** of the Deed of Agreement the words "the Form III to Form VII section of".
- 7 By deleting the **Fifth Schedule** to the Deed of Agreement.

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8 THAT the covenants conditions and restrictions contained and implied in the Deed of Agreement shall be read and construed subject to the modifications herein contained but in all other respects the Deed of Agreement is confirmed.

IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written.

**SIGNED BY THOMAS STAFFORD WILLIAMS
THE ROMAN CATHOLIC ARCHBISHOP
OF THE ARCHDIOCESE OF WELLINGTON**
and sealed with his Seal of Office
in the presence of

Thomas S. Williams

*John O'Neill
Deputy for Education
89 Hobson St
Wellington*

Signed by **KATHY PHILLIPS**
pursuant to authority delegated by
the Minister of Education acting
on behalf of **HER MAJESTY THE QUEEN**
in the presence of:

Kathy Phillips

[Signature]
*adviser
Wellington*