

MENTARY DEED OF AGREEMENT

EXCELLERE COLLEGE, WHANGAREI

THIS DEED OF AGREEMENT is made on the 5th day of April two thousand and sixteen (2016) BETWEEN **THE NEW ZEALAND CHRISTIAN PROPRIETORS' TRUST** (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 3rd day of September 2008 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 **Excellere College, Whangarei** as an integrated school (hereinafter referred to as "the School").
- B** The Proprietor and the Minister are now agreed on the need to amend Clause 5 of the Deed of Agreement 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** in Clause 5, paragraph three of the Special Character statement be deleted and the words "The Special Character of the school is determined by the Christian beliefs, values and lifestyle of the Christian church as determined by the board of Whangarei Christian Education Trust, and is to be upheld in word and fulfilled in practice by staff who are recognised by the Whangarei Christian Education Trust as qualified ministry team members" be substituted therefor.
- 3. 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.



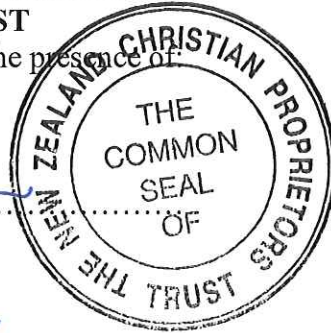
IN WITNESS WHEREOF these presents have been executed the day and year first hereinbefore written.

The Common Seal of
THE NEW ZEALAND CHRISTIAN PROPRIETORS' TRUST

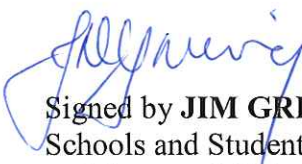
was hereunto affixed in the presence of:


.....
Trustee


.....
Trustee




Lyn Scott
Personal Assistant
52A cacia Avenue
CHRISTCHURCH BOT.

 4/4/2016

Signed by **JIM GREENING**, Group Manager,
Schools and Student Support, Sector Enablement
and Support, Ministry of Education pursuant to
authority delegated by the Minister of Education
acting on behalf of **HER MAJESTY THE QUEEN**
in the presence of:

Alana Boyle
Senior Advisor
Wellington
