

SUPPLEMENTARY DEED OF AGREEMENT

Francis Douglas Memorial College

THIS DEED OF AGREEMENT is made on the 5th day of *January* two thousand and nine (2009) between the **TRUST BOARD OF THE BROTHERS OF CHRISTIAN SCHOOLS IN NEW ZEALAND** hereinafter 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 8th day of June 1982 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 **Francis Douglas Memorial College School, New Plymouth** (hereinafter referred to as "the School") was established as an integrated school.
- B** The Proprietor and the Minister are now agreed to vary 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 CONVENANTED AGREED AND DECLARED BY AND BETWEEN THE PARTIES HERETO AS FOLLOWS:

1. **THAT** the Fifth Schedule to the Deed of Agreement be deleted and replaced by the new Fifth Schedule attached hereto be substituted therefore.
2. **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.

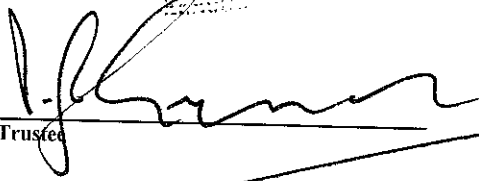


IN WITNESS WHEREOF of these present have been executed the day and year first hereinbefore written.

SIGNATURES:


**THE COMMON SEAL OF
TRUST BOARD OF THE BROTHERS OF
CHRISTIAN SCHOOLS IN NEW ZEALAND**
was hereunto affixed
in the presence of:




Trustee



Signature of witness


Office Secretary

Occupation

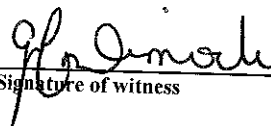

Wellington

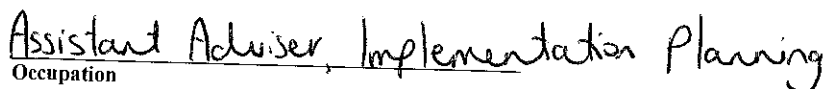
City/town of residence

Signed by **KATHY PHILLIPS**
GROUP MANAGER
Ministry of Education, pursuant
to authority delegated by
the Minister of Education acting
on behalf of **HER MAJESTY THE QUEEN**

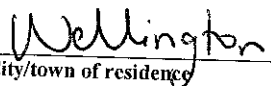

Kathy Phillips

in the presence of :


Signature of witness


Assistant Adviser, Implementation Planning

Occupation


Wellington

City/town of residence



FIFTH SCHEDULE
FRANCIS DOUGLAS MEMORIAL COLLEGE, NEW PLYMOUTH

**RESUME OF THE HISTORICAL AND TRADITIONAL CONNECTIONS BETWEEN
THE ORDER AND THE SCHOOL**

- 1.0 FRANCIS DOUGLAS MEMORIAL COLLEGE was established in New Plymouth in 1959 by the De La Salle Brothers in conjunction with the Archbishop of Wellington. From its inception the College has been directed by and largely or partially staffed by the De La Salle Brothers. A community of these Brothers has always lived on the College site and taught at the College and its hostel.

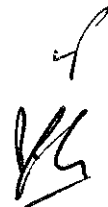
The De La Salle Brothers are an international Religious Order who bring a distinguishing spirit to the educational process prevailing at the College. *The Rule of the De La Salle Brothers as published in 1705 stated:*

The end of the Institute is to give a Christian education to children and it is for this purpose that the Brothers keep schools, that, having the children under their guidance from morning until evening, they may teach them to lead good lives, by instructing them in the mysteries of our holy religion and by inspiring them with Christian maxims, and thus give them an education which suits their needs

This statement reflected the self-awareness of the Institute just 25 years after St John Baptist de La Salle invited the first teachers into his home. In doing so he thus took the definitive step in the formation of a community of laymen committed to the education of those young boys of his native city, Rheims, who were "abandoned and far from salvation" because the circumstances of their parents did not allow them to pay for teachers. De La Salle's schools gave special consideration to the sons of artisans the poor but were open to all who wished to come.

In 1686 the teachers, who had associated themselves as a community with others of like mind, assumed the title of "Brother" to signify the relationship that would henceforth mark their relationship with each other and their perception of their role as "older brothers" to the children whom God had confided to their care. By 1694 a first group of 12 Brothers took a foundation vow of Association for the rest of their lives. As their Community grew, De La Salle and this pioneer group developed a clearly articulated spirituality, philosophy, and proven methods of education which were to have an enduring influence in the history of Catholic education

When De La Salle died in 1719 there were 100 Brothers in France and one who had been dispatched to establish a foundation in Rome. In spite of its ensuing growth and the public recognition of its importance, the Institute,



along with all other Congregations, was suppressed during the French Revolution. Since its rebirth in France in 1805 with Napoleon's support, it has become international, attaining its maximum membership of 16,000 members in the 1960s when it was to be found in well over 80 different countries. Currently there are just under 6,000 Brothers in eighty-one countries, while there are over 72,000 lay partners working in Lasallian schools and institutions.

2.0 This Lasallian spirit which and inspiration, evident in the aims and objectives set out in the College's prospectuses down to the day of the date, hereof, have their foundation in the Rules and Constitutions of the De La Salle Brothers which provide guidance for the lives of the Brothers who belong to the Institute. A strong link is thus established between the spirit that inspires the De La Salle Brothers and the spirit which inspires the education provided at the College. In more recent times this spirit has been given expression in the development of La Sallian Associates which is a grouping of individuals who support and live the Lasallian ethos and charism.

Lasallian schools are Catholic schools committed to a vision of education which is characterised by:

- *An ethos which takes its inspiration from the person of Jesus Christ and the values of the Gospel as expressed in the traditions and teachings of the Catholic Church;*
- *A recognition of God's presence in the school and in all those associated with it*
- *A curriculum which is overtly religious, inclusive, student-centred, planned, practical, outward looking and contemporary, with a special concern for the poor and marginalised.*
- *Structures and relationships which reflect the understandings that staff are as brothers and sisters to one another, and older brothers and sisters to their students, while students are as brothers and sisters to each other;*
- *A continuing effort to build a spirit of community among all those associated with the school;*
- *Systems and structures to ensure outcomes of the highest professional standards*
- *Staff who demonstrate a high level of commitment to the Lasallian educational philosophy and spirituality;*
- *A demonstrated fidelity to the story, educational philosophy and spirituality of St John Baptist de La Salle.*

3.0 The De La Salle Brothers are associated with Francis Douglas Memorial College, New Plymouth, in the same way that they are associated with De La Salle College, Mangere East, Auckland.

4.0 This resume shall not be construed as adding to or amending the special character of the school as defined in Clause 5 of this agreement.

