

SUPPLEMENTARY DEED OF AGREEMENT

LISTON COLLEGE, AUCKLAND

THIS DEED OF AGREEMENT is made on the 8th day of July One thousand nine hundred and ninety-seven (97) BETWEEN THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF AUCKLAND 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 28th day of January 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 established **Liston College, Auckland** 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 **Liston Intermediate School, Auckland**, 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 an attached Intermediate Department" and substituting the words "Years 7 to 13" therefore.
- 3 By deleting **Clause 8** from the Deed of Agreement and substituting the following Clause therefor : "The combined rolls of **Liston College** and **Liston Intermediate School** were 567 pupils as at the 1st day of March 1996. It is agreed by and between the parties hereto that the maximum roll of the school shall be five hundred and ninety (590) pupils".

By deleting from **Clause 9** the words "and (d).

By deleting from **Clause 23** the words "Form Three (III) to Form Seven (VII) with an attached Intermediate Department" and substituting therefor the words "Years 7 to 13".

By deleting from **Clause 30** the words "(d) and"

- 4 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.

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[Handwritten signatures]

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

SIGNED BY PATRICK DUNN
THE ROMAN CATHOLIC BISHOP OF
THE DIOCESE OF AUCKLAND
and sealed with his seal of
Office in the presence of:

+ Patrick J. Dunn

Neil Hawes

Neil Hawes
9A 137 Federal St;
Auckland

Michael Jerker
for

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:

Charlotte Hughes-Johnson

36 Hanover Street
Wellington
Adviser