

SUPPLEMENTARY DEED OF AGREEMENT

POMPALLIER COLLEGE, WHANGAREI

THIS DEED OF AGREEMENT is made on the ^{16th} day of June
One thousand nine hundred and ninety seven (1997) BETWEEN THE ROMAN
CATHOLIC BISHOP OF THE DIOCESE OF AUCKLAND a "Corporation Sole"
(hereinafter with its 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 30th day of June 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 **Pompallier 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 change the class of the school to a **Years 7 to 13 school** consequent upon the closure of **Pompallier Intermediate School, Milford, 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 "Three (III) to Form Seven (VII) with an attached Intermediate Department" and substituting therefor the words "Years 7 to 13" therefor.
- 3 By deleting **Clause 8** from the Deed of Agreement and substituting the following Clause therefor: "The combined rolls of **Pompallier College** and **Pompallier Intermediate School** were 550 pupils as at the 1st day of March 1997. It is agreed by and between the parties hereto that the maximum roll of the school shall be six hundred and thirty (630) pupils."

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

C H J
P/S

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".

- 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.

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

**THE COMMON SEAL of BISHOP PATRICK DUNN
THE ROMAN CATHOLIC OF AUCKLAND**
was hereunto affixed by and in the presence of:

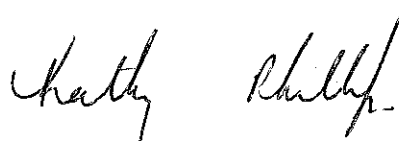


..... Trustee

..... Trustee

Wharaka
Nail Lawrence
9A/7A Federal Str,
Auckland.

Signed by **KATHY PHILLIPS**
Senior Manager, National Operations
Ministry of Education pursuant to
authority delegated by the Minister
of Education acting on behalf of
HER MAJESTY THE QUEEN
in the presence of:



Charlotte Hughes Johnson
Advisor
36 Hanover Street
Wellington