

## SUPPLEMENTARY DEED OF AGREEMENT

### SACRED HEART COLLEGE, GLEN INNES, AUCKLAND

THIS DEED OF AGREEMENT is made on the 28<sup>th</sup> day of May  
Two thousand and nine (2009) BETWEEN THE NEW ZEALAND MARIST  
BROTHERS TRUST BOARD a "Body Corporate" (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 30<sup>th</sup> day of March, one thousand nine hundred and eighty three (1983) 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 **Sacred Heart College, Glen Innes, Auckland** 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 8 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 the words "one thousand and forty (1040) pupils with the non-preference roll remaining at 48" in the 6th line in clause 8 of the Deed of Agreement be deleted from that Agreement and the words "one thousand two hundred and twenty (1220) pupils with the non-preference roll remaining at 5% of the maximum roll" be substituted therefor.
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.

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

**THE COMMON SEAL OF THE  
NEW ZEALAND MARIST BROTHERS  
TRUST BOARD**

Was affixed by and in the presence of:

P. Haride Trustee

T. G. Kostello Trustee

*OR P. Kethley*

Signed by <sup>BAC</sup> Beverley P. Kethley <sup>BAC</sup>  
Group Manager, Schools and Student 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:

*W. Osmar*  
Assistant Adviser  
Implementation Planning  
Schools and Student Support