

**SUPPLEMENTARY DEED OF AGREEMENT**

SAINT BERNARD'S COLLEGE, LOWER HUTT

**THIS DEED OF AGREEMENT** is made on the *9<sup>th</sup>* day of *September*  
One thousand nine hundred and eighty-five (1985) **BETWEEN**  
**THE ROMAN CATHOLIC ARCHBISHOP OF THE ARCHDIOCESE OF**  
**WELLINGTON** 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 of the 25th  
day of April 1981, (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  
Saint Bernard's College, Lower Hutt (hereinafter  
referred to as "the School") as an integrated school.
- B** The Proprietor and the Minister are now agreed on  
the need to redescribe the total land, buildings  
and other improvements comprising the Proprietor's  
Land as set out in the First Schedule to the Deed  
of Agreement and to redefine the School Premises as  
described in the Second Schedule to the Deed of  
Agreement by entering into a supplementary 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 Deed of Agreement bearing date the 25th  
day of April 1981, is hereby amended by deleting  
and cancelling the First and Second Schedules.
- 2** **THAT** the Schedules and plan attached to this  
Supplementary Deed of Agreement are hereby substituted  
as the First and Second Schedules defining the  
Proprietor's Land and the School Premises in the  
Deed of Agreement.



3 **THAT** the covenants conditions and restrictions contained and implied in the original deed of agreement shall be read and construed subject to the modifications herein contained but in all other respects the original deed of agreement is confirmed.

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

**SIGNED** by **THOMAS STAFFORD WILLIAMS**  
**THE ROMAN CATHOLIC ARCHBISHOP OF**  
**THE ARCHDIOCESE OF WELLINGTON** and  
sealed with his Seal of Office in  
the presence of:-

*Robertson* + *Thomas S. Williams*  
*Clerk*  
*Richardson Hill*  
*Wellington*

**SIGNED** for and on behalf of  
**HER MAJESTY THE QUEEN** by  
**CEDRIC RUSSELL MARSHALL**  
Minister of Education in the  
presence of:-

*Chambers*

*[Signature]*  
THE CLERK  
SECRETARY  
MINISTER OF EDUCATION  
Parliament Buildings  
Wellington

## FIRST SCHEDULE

Description of total land buildings and other improvements comprising the Proprietor's land of which the School premises form part

### The Proprietor's Land

All that land, School buildings, Residence, Gymnasium and other improvements owned by the Roman Catholic Archbishop of the Archdiocese of Wellington situated at Waterloo Road and Anderson Grove, Lower Hutt, New Zealand being known as St Bernard's College, Caretaker's Residence and St Bernard's School, Lower Hutt and being more particularly described as follows:

- Firstly All that freehold parcel of land containing 3.7364 hectares more or less situate in the City of Lower Hutt being part sections 29 and 32 Hutt District and being also part Lot 1 on Plan A/1927, Lots 38, 39 and part Lots 40 and 41 on Deposited Plan 1377, part Lot 19 on Deposited Plan 11212, Lot 2 and part Lot 3 on Deposited Plan 12082 and Lots 1, 2, 3 and 4 on Deposited Plan 12363 and being all the land in Certificate of Title Volume 58 Folio 1487 (Wellington Registry).
- Secondly All that freehold parcel of land containing 2757m<sup>2</sup> more or less situate in the City of Lower Hutt being part Section 29 Hutt District and being also part Lot 8 on Deposited Plan 12406 and being all the land in Certificate of Title Volume 8B Folio 1162 (Wellington Registry).
- Thirdly All that freehold parcel of land containing 1022m<sup>2</sup> more or less being Lot 1 on Deposited Plan No 1262 and part of section 30 Hutt District and being all the land in Certificate of Title Volume 119 Folio 87 (Wellington Registry).



Fourthly All that freehold parcel of land containing 1029m<sup>2</sup> more or less being Lot 2 on Deposited Plan No 1262 and part of section 30 Hutt District and being all the land in Certificate of Title Volume 142 Folio 296 (Wellington Registry).

Fifthly All that freehold parcel of land containing 560m<sup>2</sup> more or less situated in the City of Lower Hutt being part of Section 29 of the Hutt District and being also Lot 1 on Deposited Plan No 12406 and being all the land in Certificate of Title Volume 491 Folio 155 (Wellington Registry).

There is a debt owing to the Archdiocesan Development Fund of the Roman Catholic Archdiocese of Wellington



SECOND SCHEDULE

Description of land buildings and other improvements comprising the school premises.

THE SCHOOL PREMISES

All that part of the Proprietor's land as is described in the first schedule hereto, shaded in red and in blue on the annexed plan of the Proprietor's land, which plan forms part of this schedule together with all the school buildings and other improvements thereon but excluding the first floor of the building described as Block 34 on the annexed plan.

*Am*

*DW*