

SUPPLEMENTARY DEED OF AGREEMENT

ST BERNADETTE'S SCHOOL, HORNBY

THIS DEED OF AGREEMENT is made on the 23rd day of July two thousand and ten (2010) between **THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF CHRISTCHURCH** 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, one thousand nine hundred and eighty two (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 **St Bernadette's School, Hornby** as an integrated school (hereinafter referred to as "the school").

B The Proprietor and the Minister wish to vary the Deed of Agreement to replace the Plan attached to the Second Schedule with a new Plan 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 hundred and seventy five (175) as a temporary increase, pending the Minister's approval of the proposed area strategy for Rolleston/Lincoln. If the area strategy is approved, the Minister will consider making this increase to the maximum roll permanent" in the 5th line in clause 8 of the Deed of Agreement be deleted from that Agreement and the words "the maximum roll of the school shall be one hundred and seventy five (175) students" be substituted therefore.

3. **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 the year first
hereinbefore written.

Signed by **BARRY JONES**
the Roman Catholic Bishop
of the Diocese of Christchurch
and sealed with his Seal of Office
in the presence of :



Signed by Jeremy Wood, Group Manager,
Schools & 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 :



~~Sama Kashanli~~
Assistant Adviser
Wellington

**CERTIFICATE OF NON-REVOCATION
OF DEED OF DELEGATION**

I, PATRICK JOHN BEBAN of Christchurch, in New Zealand, Diocesan Financial Administrator hereby certify:-

1. That by Deed dated 22nd August 2007 **BARRY PHILIP JONES** of Christchurch in New Zealand, Roman Catholic Bishop of the Diocese of Christchurch, in exercise of the powers contained in Section 23 of the Roman Catholic Bishops Empowering Act 1997 appointed me his Delegate on the terms and subject to the conditions set out in the said Deed.

2. That the Deed delegates the power to me to execute any Deeds or documents, whether or not intended for registration under the Land Transfer Act 1952 and its amendments.

3. That at the date hereof I have not received any notice of information of the revocation of that appointment by the death of the said **BARRY PHILIP JONES** or otherwise.

SIGNED at Christchurch this 28th day of May 2010


