

SUPPLEMENTARY DEED OF AGREEMENT

ST BRENDAN'S SCHOOL, HERETAUNGA

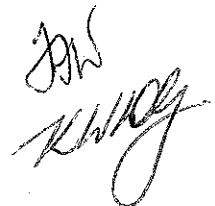
THIS DEED OF AGREEMENT is made on the 21st day of March One Thousand nine hundred and ninety (1990) BETWEEN THE ROMAN CATHOLIC ARCHBISHOP OF THE ARCHDIOCESE OF WELLINGTON a Corporation Sole (hereinafter with his successors referred to as "the Proprietor") of the first part and HER MAJESTY THE QUEEN acting 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 the 1st day of October 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 St Brendan's School, Heretaunga as an integrated school (hereinafter referred to as "the School").
- B The Proprietor and the Minister are now agreed on the need to redefine the School Premises as defined in the First and Second Schedules 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 Deed of Agreement bearing date the 1st day of October 1981 is hereby amended by deleting and cancelling the First and Second Schedules and the Plan annexed to the Second Schedule.

A handwritten signature in black ink, appearing to be 'JWS' followed by a stylized surname, located in the bottom right corner of the page.

2. THAT the Schedules and Plan attached to this Supplementary Deed of Agreement are hereby substituted as the First and Second Schedules in the Deed of Agreement.

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 THOMAS STAFFORD WILLIAMS
THE ROMAN CATHOLIC ARCHBISHOP OF
THE ARCHDIOCESE OF WELLINGTON

and sealed with his seal of office
in the presence of:

+ Thomas S. Williams

P. Gallagher
Catholic Education Office
22-24 Hill Street
Wellington

SIGNED by KEREHI WAIARIKI DICK GRACE

District Manager, Ministry of Education
Central South Region pursuant to
authority delegated by the Minister of
Education acting on behalf of

K.W. Dymally

HER MAJESTY THE QUEEN in the presence of:

Simon Ha
26 Kentucky St
Upper Hill

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, Residence, School Buildings and other improvements owned by the Roman Catholic Archbishop of the Archdiocese of Wellington, situate at Palmer Crescent, Heretaunga, Upper Hutt, New Zealand, being known as St. Brendan's School, Heretaunga, and being more particularly described as follows and delineated in green on the plan forming part of the Second Schedule hereto:

FIRSTLY: All that freehold parcel of land containing 4014m² more or less situate in the Borough of Upper Hutt being also Lots 2, 3 and 4 on Deposited Plan No.7699 and being all the land in Certificate of Title Volume 396 Folio 285 (Wellington Registry).
SUBJECT TO: 1. Fencing Agreement in Transfer 197518
2. Mortgage 341130.1 to Housing Corporation.

SECONDLY: All that freehold parcel of land containing 4047m² more or less situate in the Borough of Upper Hutt being part of Section 96 Hutt District and being also Lot 1 on Deposited Plan No.7699, and being all the land in Certificate of Title Volume 362 Folio 30 (Wellington Registry).
SUBJECT TO: Mortgage 341130.1 to Housing Corporation.

THIRDLY: All that freehold parcel of land containing 1960m² more or less being part of Section 96 Hutt District and being Lot 2 on Deposited Plan No. 4596 and being all the land in Certificate of Title Volume 270 Folio 155 (Wellington Registry).
SUBJECT TO: Mortgage 341130.1 to Housing Corporation.

FOURTHLY: All that freehold parcel of land containing 1037m² more or less situate in the Borough of Upper Hutt being part Section 96 of the Hutt District and being also Lot 39 on Deposited Plan 1690 and being all the land in Certificate of Title Volume 64 Folio 661 (Wellington Registry).
SUBJECT TO: Mortgage 341130.1 to Housing Corporation.

*JWS
KWD*

FIFTHLY: All that freehold parcel of land containing 1037m² more or less being part Section 96 Hutt District and being Lot 40 on Deposited Plan 1690 and being all the land in Certificate of Title Volume 264 Folio 77 (Wellington Registry).
SUBJECT TO: 1. Fencing Covenant on Transfer 113880
2. Mortgage 341130.1 to Housing Corporation.

SIXTHLY: All that freehold parcel of land containing 569m² more or less situate in the Borough of Upper Hutt being part Section 96 Hutt District and being also Lot 2 on Deposited Plan 26403 and being all the land in Certificate of Title Volume D3 Folio 308 (Wellington Registry).
SUBJECT TO: 1. Fencing covenant on Transfer 113880.
2. Mortgage 341130.1 to Housing Corporation.

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

*JWS
KWG*

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 described in the First Schedule hereto, delineated in red 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 SAVE AND EXCEPT Blocks E and F and the land immediately surrounding the same more particularly delineated in blue on the annexed plan TOGETHER WITH a reservation in favour of the non-integrating areas more particularly delineated in blue on the annexed plan of full rights of access inter se and of ingress and egress to and from those areas over the access thereto shaded yellow on the annexed plan from and to Palmer Crescent, Heretaunga.

*John
Kwong*