

SUPPLEMENTARY DEED OF AGREEMENT

ST JOHN'S SCHOOL, MAIRANGI BAY, AUCKLAND

THIS DEED OF AGREEMENT is made on the 4th day of October two thousand and five (2005) BETWEEN **THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF AUCKLAND** a Corporation Sole (hereinafter with his successors referred to as "the Proprietor") of the first part and **THE SOVEREIGN IN RIGHT OF NEW ZEALAND** 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 9th day of September 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 John's School, Mairangi Bay, 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 "three hundred and twelve (312) pupils" in the 4th line in clause 8 of the Deed of Agreement be deleted from that Agreement and the words "three hundred and thirty seven (337) pupils" be substituted therefor.
- 2 **THAT** the words "five percent (5%) of the total roll" in the 8th line of clause 10(b) be deleted from the Agreement and the words "fifteen (15) pupils out of the total roll" 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 year first hereinbefore written.

**SIGNED BY BISHOP PATRICK DUNN
THE ROMAN CATHOLIC BISHOP OF
THE DIOCESE OF AUCKLAND**

and sealed with his Seal of Office
in the presence of:



**C A EMMETT
Secretary
Auckland**



Signed by **KATHY PHILLIPS**
pursuant to authority delegated by
the Minister of Education acting
on behalf of **THE SOVEREIGN
IN RIGHT OF NEW ZEALAND**
in the presence of:



Mark Deser
Aduro
Ngata