

SUPPLEMENTARY DEED OF AGREEMENT

ST JOSEPH'S SCHOOL, WAIHI

THIS DEED OF AGREEMENT is made on the 24th day of *September* One thousand nine hundred and ninety-one (1991) BETWEEN THE ROMAN CATHOLIC BISHOP OF THE DIOCESE OF HAMILTON 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 14th day of February 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 Joseph's School, Waihi 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 Proprietor's Land and the School Premises as defined in the First and Second Schedules to 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 14th day of February 1982 is hereby amended by deleting and cancelling the First and Second Schedules and annexed Plan.

2. THAT the Schedules and Plan attached to this Supplementary Deed of Agreement are hereby substituted as the First Schedule defining the Proprietor's Land and the Second Schedule defining the School Premises 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 EDWARD RUSSELL GAINES
THE ROMAN CATHOLIC BISHOP OF
THE DIOCESE OF HAMILTON

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

David Beccaria
8. Herbert Rd.
Hamilton.

Edward Russell Gaines



SIGNED by ERIC PEDERSEN
Senior Manager, National Operations
Ministry of Education pursuant
to authority delegated by the
Minister of Education acting on
behalf of HER MAJESTY THE QUEEN
in the presence of:

Judith Manchester
Liaison Officer
53 Cronick Tce
Wellington 5

Eric Pedersen

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 and other improvements owned by The Roman Catholic Bishop of the Diocese of Hamilton, situate at Waihi, New Zealand, delineated in green on the annexed plan, being known as Saint Joseph's School, Waihi and being more particularly described as follows:

FIRST all that Freehold parcel of land containing 4047 square metres more or less being Section 107 Town of Waihi and being all the land in Certificate of Title Volume 22C folio 351 (South Auckland Registry).
Subject to Section 8 Mining Act 1971.

Subject to Section 168A Coal Mines Act 1925.

SECONDLY all that Freehold parcel of land containing 4046 square metres more or less being Section 106 Town of Waihi and being all the land in Certificate of Title Volume 25B folio 884 (South Auckland Registry)

Subject to Section 8 of the Mining Act 1971.

Subject to Section 168A of the Coal Mines Act 1925.

THIRDLY all that Freehold parcel of land containing 1077 square metres more or less being Section 105D Town of Waihi and being all the land in Certificate of Title Volume 25B folio 883 (South Auckland Registry)

Subject to Section 8 of the Mining Act 1971.

Subject to Section 168A of the Coal Mines Act 1925.

FOURTHLY all that freehold parcel of land containing 829 square metres more or less being Section 105C Town of Waihi situated in Block XVI Ohinemuri Survey District and being all the land in Certificate of Title Volume 22A folio 35 (South Auckland Registry).

+ 69.

Subject to Section 8 of the Mining Act 1971.

Subject to Section 168A of the Coal Mines Act 1925.

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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 Block C together with a reservation in favour of that excepted portion of full rights of access inter se and of ingress and egress to and from that excepted portion from and to Mueller Street, Waihi.

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