

## SUPPLEMENTARY DEED OF AGREEMENT

### ST MARY'S COLLEGE, PONSONBY, AUCKLAND

THIS DEED OF AGREEMENT is made on the ~~11<sup>th</sup>~~ <sup>1<sup>st</sup></sup> day of ~~December~~ <sup>February</sup> two thousand and ~~eleven~~ (2011) BETWEEN ST MARY'S COLLEGE AUCKLAND LIMITED a body Corporate registered under the Religious Charitable and Education Trusts Act 1957 (hereinafter with its 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 11th day of November 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 Mary's College, Ponsonby** 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 "eight hundred (800) pupils" in the 1<sup>st</sup> line in clause 8 of the Deed of Agreement be deleted from that Agreement and the words
  - i. "850 students from January 2011
  - ii. 900 students from January 2012
  - iii. 950 students from January 2013
  - iv. 1000 students from January 2014The non-preference roll is to remain at 5% of the maximum roll." Be substituted therefor.
2. 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.

  
A.M.F.

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

**THE COMMON SEAL OF ST MARY'S COLLEGE  
AUCKLAND LIMITED**

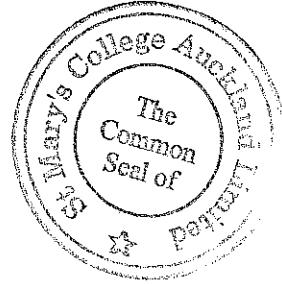
was hereunto affixed  
in the presence of:

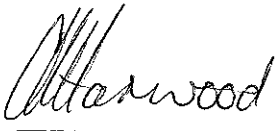
  
.....  
PAUL P. KEANE

DIRECTOR  
Trustee


A. m. Fisher  
.....  
A. m. Fisher

Trustee  
Director



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Signed by **JEREMY WOOD**  
Group Manager, Education, Curriculum  
& Performance Early Childhood &  
Regional Education, Ministry of Education  
pursuant to authority delegated by  
the Minister of Education acting  
on behalf of **HER MAJESTY THE QUEEN**  
in the presence of:

  
Claire Callard  
Assistant Advisor  
Wellington

  
A.M.F.