

SUPPLEMENTARY DEED OF AGREEMENT

ST MARY'S COLLEGE, PONSONBY, AUCKLAND

THIS DEED OF AGREEMENT is made on the 14th day of September two thousand and two (2002) 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 "four hundred and sixty (460) pupils" in the 1st line in clause 8 of the Deed of Agreement be deleted from that Agreement and the words "five hundred and fifty (550) pupils" 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.

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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:

(s) Alice M. Bennett Trustee

Frances Hay-Mackenzie Trustee

Kathy Phillips

Signed by **KATHY PHILLIPS**
pursuant to authority delegated by
the Minister of Education acting
on behalf of **HER MAJESTY THE QUEEN**
in the presence of:

Warren Henson
Warren Henson
Public Servant
13a Feist Street
Naenae

W. Henson