

SUPPLEMENTARY DEED OF AGREEMENT

ST MICHAEL'S SCHOOL, TAITA

THIS DEED OF AGREEMENT is made on the *Seventh* day of *August*
One thousand nine hundred and ninety-one (1991) 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 21st day of
April 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 Michael's School,
Taita 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 21st day
of April 1981 is hereby amended by deleting and
cancelling the First Schedule and the Plan annexed to
the Second Schedule.

2. THAT the Schedule and Plan attached to this Supplementary Deed of Agreement are hereby substituted as the First Schedule defining the Proprietor's Land and the Plan annexed to 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 THOMAS STAFFORD WILLIAMS
THE ROMAN CATHOLIC ARCHBISHOP OF
THE ARCHDIOCESE OF WELLINGTON

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

P. Gallagher
Catholic Education Office
22-28 Hill St
WELLINGTON

+ *Thomas S. Williams*

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 Crenick Terrace
Wellington 5

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, Church, residence, school buildings and other improvements owned by the Roman Catholic Archbishop of the Archdiocese of Wellington situate at Cooper Street, Taita, New Zealand, being known as St Michael's Church and Presbytery and St Michael's School, Taita, 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 2.0271 hectares more or less situate in the City of Lower Hutt being Lot 2 on Deposited Plan 66573 and being all the land in Certificate of Title Volume 34D Folio 285 (Wellington Registry)

SUBJECT TO

- (1) The reservations and conditions imposed by Section 59 of the Land Act 1948
- (2) K.40840 pipeline Certificate under Section 26 Housing Act 1955 relating to pipelines for the passage of sewage over the within land serving Lots 781 and 782 DP 15389
- (3) 929256.5 Mortgage to the Housing Corporation
- (4) B.062279.3 Easement Certificate pursuant to Section 90A Land Transfer Act 1952

There are debts owing by the Proprietor to:

- (1) The Archdiocesan Development Fund of the Roman Catholic Archdiocese of Wellington
- (2) The Housing Corporation of New Zealand

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