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**SUPPLEMENTARY DEED OF AGREEMENT
ST PATRICK'S SCHOOL, NAPIER**

THIS DEED OF AGREEMENT is made on the 17th day of August
One thousand nine hundred and ninety eight (1998) BETWEEN THE ROMAN
CATHOLIC BISHOP OF THE DIOCESE OF PALMERSTON NORTH a Corporat-
ion 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 28th day of September, One thousand nine hundred and eighty two (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 Patrick's School, Napier** (formerly known as Marist Brothers School, Napier) as an integrated school (hereinafter referred to as "the School").
- B** The Proprietor and the Minister are now agreed on the need to amend 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:**

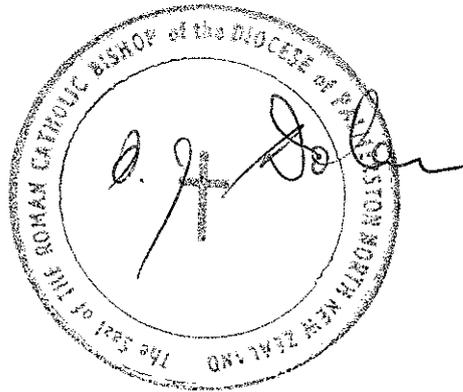
- 1.** **TO** replace the First and Second Schedules to the Deed of Agreement with new Schedules.
- 2.** **THAT** the Plan attached to the Second Schedule of the Deed of Agreement be deleted and replaced by the Plan attached hereto.

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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 **OWEN JOHN DOLAN**,
the Roman Catholic Coadjutor Bishop
of the Diocese of Palmerston North, and
sealed with his seal of Office
in the presence of:



Margaret Broderick

SIGNED by **KATHY PHILLIPS**

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

Anne Revonskivi

*Adviser
Wellington*

SCHEDULE

New First Schedule

"FIRST SCHEDULE

ST PATRICK'S SCHOOL, NAPIER

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 Palmerston North situate in Riverbend Road, Napier, being known as **St Patrick's School, Napier**, and being more particularly described as follows and delineated in green on the plan forming part of the **Second Schedule** hereto.

All that freehold parcel of land containing 3.6452 hectares more or less situate in the City of Napier being Lot 1 on Deposited Plan No. 7623 and part Lot 184 on Deposited Plan No. 7756 which said parcel of land comprises portion of the Ahuriri Lagoon and being all the land in Certificate of Title Volume 157 Folio 109 (Hawkes Bay Registry)

SUBJECT TO:

1. Fencing covenant contained in Transfer No. 85106 (affects Lot 1, Plan 7623 only).
2. K.4744 Memorandum of Acceptance - the within land fronting Tripoli Street is exempted from the Provisions of Section 128 of the Public Works Act 1928 subject to a condition as to the building line.
3. Fencing covenants contained in Transfers 86611, 86781 and 129861 (affects part Lot 184 Plan 7756 only).

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APPURTENANT HERETO:

Drainage rights over part Lot 210 Plan 8434 (part C.T. HB 43/215) granted in and by Transfer No. 122571.

There are debts owing by the Proprietor to:

1. The Central Diocesan Development Fund of Palmerston North.
2. Ichthus Ltd.
3. The Catholic Education Common Fund."

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SCHEDULE

New Second Schedule

"SECOND SCHEDULE

Description of land, buildings and other improvements comprising the school premises.

The School Premises:

All that land, buildings and other improvements owned by the Roman Catholic Bishop of the Diocese of Palmerston North situate in Riverbend Road, Napier, being known as the Proprietor's land as described in the First Schedule hereto, delineated in red on the annexed plan of the Proprietor's land, which forms part of this Schedule, **TOGETHER** **WITH** all the School buildings and other improvements thereon."

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