

SUPPLEMENTARY DEED OF AGREEMENT

ST PETER CHANEL SCHOOL, OTAKI

THIS DEED OF AGREEMENT is made on the 4<sup>th</sup> day of April One Thousand nine hundred and ninety (1990) 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 27th day of August 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 Peter Chanel School, Otaki 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 School Premises as defined in the First and Second Schedules 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 Deed of Agreement bearing date the 27th day of August 1981 is hereby amended by deleting and cancelling the First and Second Schedules and the Plan annexed to the Second Schedule.



2. THAT the Schedules and Plan attached to this Supplementary Deed of Agreement are hereby substituted as the First and Second Schedules 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 Street*  
*Wellington*

+ *Thomas S. Williams*

SIGNED by KEREHI WAIARIKI DICK GRACE  
District Manager, Ministry of Education  
Central South Region pursuant to  
authority delegated by the Minister of  
Education acting on behalf of  
HER MAJESTY THE QUEEN in the presence of:

*K. W. Grace*

*M. J. Lee*  
*26 Kentucky St*  
*Upper Hut*

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, Presbytery, School Buildings and other improvements owned by the Roman Catholic Archbishop of the Archdiocese of Wellington situated at Convent Road, Otaki, New Zealand, being known as St Peter Chanel School and Church, Otaki, 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 7.9925 ha more or less situate in the provincial district of Wellington known as Pukekaraka No. 5 on the public map of the Waitohu survey district, deposited in the Office of the Chief Surveyor at Wellington and being all the land in Certificate of Title Volume 58 Folio 38.

SUBJECT TO

Restriction - Inalienable and to be held in trust for the Roman Catholic Church in New Zealand as a burial ground and church site in perpetuity.

SECONDLY: All that freehold parcel of land containing 1.4163 ha more or less situate partly in Block IX of the Waitohu Survey District and partly in the Borough of Otaki and being Waitohu Section 11A and being all the land in Certificate of Title Volume 829 Folio 26.

THIRDLY: All that freehold parcel of land containing 2836m<sup>2</sup> more or less situate in the Borough of Otaki being Lot 1 and Part Lot 2 on Deposited Plan 16604 and Lot 1 on Deposited Plan 44700 and being all the land in Certificate of Title Volume 16B Folio 1317.

SUBJECT TO (1) Section 351 D (3) Municipal Corporations Act 1954.  
(2) Building Line condition in Memorandum of Acceptance K 33095 (Affects Lot 1 and Part Lot 2 Plan 16604 only).

FOURTHLY: All that freehold parcel of land containing 1040m<sup>2</sup> more or less situate in the Borough of Otaki being part Mangapouri No.4 and being also

*JWS  
KNOLLY*

part Lots 2 and 3 on Deposited Plan 16604 and  
being all the land in Certificate of Title  
Volume 760 Folio 99.

SUBJECT TO

K 33095 Memorandum of acceptance exempting  
portion of within land adjoining Te Rauparaha  
Street from the provisions of Section 128 of the  
Public Works Act 1928 subject to a condition as  
to building line.

There are debts owing to the Archdiocesan Development Fund of  
the Archdiocese of Wellington, and to the Bank of New  
Zealand.

*JWS  
KMDG*

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 the Convent (Block E) the Church (Block G) the Presbytery (Block H) and buildings shown as Blocks B, C, F, I, J, K and L and the land immediately surrounding the same being more particularly delineated in blue on the annexed plan TOGETHER WITH a reservation in favour of those excepted portions of full rights of access inter se and of ingress and egress to and from those excepted portions over the access thereto shaded yellow on the annexed plan from and to Convent Road, Otaki.

*JWS  
K.W.O.G.*