

## DEED OF VARIATION

The parties to this Deed are:

(1) The Secretary of State for Education ("the Secretary of State"),

- and –

(2) Honeybourne First School Academy a charitable company incorporated in England and Wales with registered number 8496781 ("the Academy").

together referred to as the "Parties"

### INTRODUCTION

- A. The Parties entered into a funding agreement dated 1<sup>st</sup> June. 2013("the Funding Agreement") relating to the establishment, maintenance and funding of an independent school known as Honeybourne First School Academy
- B The Parties now wish to vary and amend the terms of the Funding Agreement and wish to record their agreement as to such variations/amendments to the Funding Agreement by this Deed.

### LEGAL AGREEMENT

- 1. Any word or phrase used in this Deed shall, if that word or phrase is defined in the Funding Agreement, bear the meaning given to it in the Funding Agreement.
- 2. The Secretary of State and the Academy agree that with effect from the date of this Deed the Funding Agreement shall be amended in accordance with Schedule 1 to this Deed.
- 3. As varied by this Deed, the Funding Agreement shall remain in full force and effect.

EXECUTED AND DELIVERED AS A DEED by the Parties on the 28<sup>th</sup> day of April 2014

The Corporate Seal of the Secretary of State for Education hereunto affixed is authenticated by:

*David McKee*  
.....  
Duly Authorised by the Secretary of State for Education



The Honeybourne First School Academy

acting by two directors or a director and a secretary

*A.K. Taylor*  
.....  
Director

Print name... ANNE K TAYLOR.

*Michael Poore*  
.....  
Director/

Print name... MICHAEL POORE

Witness.....

Full name.....

Address.....

Occupat.....



## **Schedule 1**

### **Variations/Amendments to the Funding Agreement**

1. The following meaning shall be inserted in Clause 4 (the meanings of words and expressions):

'Early Years Provision' has the same meaning as that given it by s.20 Childcare Act 2006.

(To note, this is 'the provision of childcare for a young child', young child being defined in s.19 Childcare Act 2006.)

2. The following clause shall be inserted after clause 35

35A) Grants paid by the Secretary of State (be they GAG, EAG or Capital Grant) shall not be used by the Academy Trust for Early Years Provision.