

**An Academy School**

**Aim High, Learn Together, Feel Proud!**

*Headteacher: Mr. Tatters B.Ed(Hons), M.Ed, NPQH, PGCPSE(Open)*

**Date: 23<sup>rd</sup> August 2016**

Chris Van Roon  
Education Funding Agency  
4<sup>th</sup> Floor  
Sanctuary Buildings  
20 Great Smith Street  
LONDON  
SW1P 3BT

Dear Chris

Please find enclosed two signed but undated deeds for execution on behalf of the Secretary of State.

Kind regards



Sarah Vass  
Business Manager



[www.westbrookprimary.com](http://www.westbrookprimary.com)

## **DEED OF VARIATION**

The parties to this Deed are:

(1) **The Secretary of State for Education** (“the Secretary of State for Education”),

~ and ~

(2) **Westbrook Primary School**, a company limited by guarantee incorporated in England and Wales with registered number 08523370 (“the Trust”),

together referred to as “the Parties”.

### **INTRODUCTION**

- A. The Parties entered into a funding agreement on 28 June 2013 which shall be referred to in this Deed as “the Funding Agreement”.
- B. The Parties now wish to vary and amend the terms of the Funding Agreement, and wish to record their agreement to such variations and amendments to the Funding Agreement by this Deed.

### **LEGAL AGREEMENT**

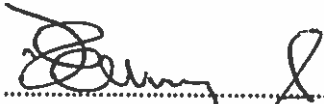
- 1. Any word or phrase used in this Deed shall, if that word or phrase is defined in the Funding Agreement bear the meaning given to it in the Funding Agreement.
- 2. The Parties agree that, with effect from the date of this Deed, the Funding Agreement shall

be amended in accordance with Schedule 1 to this Deed.

3. The Funding Agreement will remain in full force and effect.

EXECUTED AND DELIVERED AS A DEED by the Parties on the 31<sup>ST</sup> day of AUGUST 2016

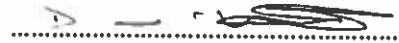
The Corporate Seal of the SECRETARY OF STATE FOR EDUCATION hereunto affixed is authenticated by:



Duly Authorised by the Secretary of State for Education



WESTBROOK PRIMARY SCHOOL acting by two directors or a Director and the Company Secretary:

  
.....  
DIRECTOR

DAVID HAWTON  
.....  
(Print Name)

  
.....  
DIRECTOR/SECRETARY

SARAH VASS  
.....  
(Print Name)

## **SCHEDULE 1**

### **Amendments to the Funding Agreement**

- 1. Clause 17 of the Funding Agreement shall be deleted and replaced with:**

**"17) The planned capacity of the Academy is 562 in the age range 3 to 11, including a nursery unit of 52 (or 36 full-time equivalent) places until 16 November 2014, and 679 in the age range 3 to 11, including a special educational needs unit of 10 and a nursery unit of 78 (or 39 full-time equivalent) from 17 November 2014. The Academy will be an all ability inclusive school whose requirements for:**

- a) the admission of pupils to the Academy are set out in Annex B to this Agreement;**
- b) the admission to the Academy of and support for pupils with SEN and with disabilities (for pupils who have and who do not have statement of SEN) are set out in Annex C to this agreement;**
- c) pupil exclusions are set out in regulations made by virtue of Section 51A of the Education Act 2002 (as may be amended from time to time, and includes any successor provisions)."**