

DEED OF VARIATION

The parties to this Deed are:

- 1) The Secretary of State for Education (the "**Secretary of State**"); and
- and -
- 2) Barnsbury Primary School and Nursery (formerly known as Barnsbury Primary School), a charitable company incorporated in England and Wales, with registered number 08798425 (the "**Academy**")

together referred to as the "**Parties**".

INTRODUCTION


- A. The Parties entered into a funding agreement dated 20 December 2013 (the "**Funding Agreement**") relating to the establishment, maintenance and funding of an independent school known as Barnsbury Primary School.
- B. The Parties now wish to vary and amend certain terms and conditions of the Funding Agreement and wish to record their agreement as to such variations/amendments to the Funding Agreement by this Deed.

LEGAL AGREEMENT

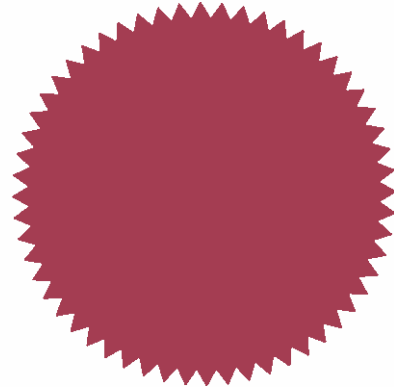
1. Any word or phrase used in this Deed shall, if that word or phrase is defined in the Funding Agreement, bear the meaning given to it in the Funding Agreement.
2. The Secretary of State and the Academy agree that with effect from the date of this Deed the Funding Agreement shall be amended in accordance 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 24/Aug 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



EXECUTED as a deed by
Barnsbury Primary School
and Nursery acting by:


.....
Director
Print name M.A. WILLIAMS
.....

In the presence of a

Witness 
.....
Signature

Witness Full name MRS CLARE SPIERS

Witness Address.

Witness Occupati



SCHEDULE 1

Amendments to the Funding Agreement

1. Except where they are used to describe the predecessor school, the words "Barnsbury Primary School" shall be replaced by the words "Barnsbury Primary School and Nursery".

2. Clause 17 of the Funding Agreement shall be replaced with:

"The age range of the Academy is 2 – 11 with a planned capacity of 420 in the age range 4 – 11. The Academy will be in 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 had and who do not have statements 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)."