

DEED OF VARIATION TO THE SUPPLEMENTAL FUNDING AGREEMENT

THIS DEED is made the 17 day of December 2019 .

BETWEEN

- 1) The Secretary of State for Education (the "**Secretary of State**"); and
- 2) Greenwood Academies Trust (the "**Company**") a charitable company incorporated in England and Wales with registered number 06864339, together, the "**Parties**".

INTRODUCTION

- A. The Parties entered into a supplemental funding agreement dated 4 September 2012 as varied by a deed of variation dated 29 August 2014 (the "**Funding Agreement**") relating to the establishment, maintenance and funding of Ingoldmells Primary Academy in accordance with the Funding Agreement.
- B. The Parties now wish to vary and amend certain terms and conditions of the Funding Agreement in accordance with the terms of this Deed.
- C. This Deed is supplemental to the Funding Agreement.

1. INTERPRETATION

- 1.1 Words, expressions and interpretations used in this Deed shall, unless the context expressly requires otherwise, have the meaning given to them in, and shall be interpreted in accordance with, the Funding Agreement.

2. VARIATION OF THE FUNDING AGREEMENT

- 2.1 The Parties agree that with effect from the date of this Deed the Funding Agreement shall be amended as follows:

2.1.1 The summary sheet at page 4 shall be deleted and replaced with the following new summary sheet:

SUMMARY SHEET

Information about the Academy:

Name of Academy Trust	Greenwood Academies Trust
Company number	06864339
Date of Master Funding Agreement	30 June 2009 as varied by a deed of variation dated 27 August 2009 and further varied by deeds of variation dated 25 August 2010, 16 July 2012 and 29 August 2014
Name of Academy	Ingoldmells Primary Academy
Opening date	1 September 2012
Type of Academy (indicate whether academy or free school)	Academy
Religious designation	N/A
Wholly or partly selective	N/A
Name of predecessor school (where applicable)	Ingoldmells Primary School
Capacity number	150
Age range	2 - 11
Number of sixth form places	N/A
SEN unit / Resource provision	N/A
Land arrangements (Version 1-7 or other)	Version 2
Address and title number of Land	Ingoldmells Primary Academy, Simpson Court, Ingoldmells, Lincolnshire, PE25 1PS title numbers LL336127 and part of LL252810

2.1.2 Clause 2.B shall be replaced with the following new clause 2.B:

The planned age range of the Academy is 2-11, with a capacity of 150 in the age range 4-11. The Academy will be an all ability inclusive school.

2.1.3 The definition of "Land" at clause 4 shall be replaced with the following new definition:

"Land" means the land at Ingoldmells Primary Academy, Simpson Court, Ingoldmells, Lincolnshire, PE25 1PS being the land registered with title number LL336127 and part of freehold title LL252810 and demised by the Lease.

2.2 Except as varied by this Deed, the Funding Agreement shall remain in full force and effect.

3. Governing law and jurisdiction

3.1 This Deed, and any disputes or claims arising out of or in connection with it, its subject matter or formation (including non-contractual disputes or claims), shall be governed by and construed in accordance with English law.

3.2 The parties irrevocably agree that the English courts have exclusive jurisdiction to settle any dispute or claim that arises out of or in connection with this Deed or its subject matter or formation (including non-contractual disputes or claims).

4. Counterparts

4.1 This Deed may be executed in any number of counterparts and by the parties to it on separate counterparts, each of which when so executed and delivered shall be an original, but all the counterparts shall together constitute one and the same instrument.

IN WITNESS whereof this Deed has been executed by the parties hereto and is intended to be and is hereby delivered on the date first above written.

EXECUTED as a deed by affixing the corporate seal of the **Secretary of State for Education** authenticated by:-)
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Duly authorised by the Secretary of State for Education



EXECUTED as a deed by
Greenwood Academies Trust,

█:█

...

Director

In the presence of:

W	Sign
I	
T	Name
N	
E	Address
S	
S	Occupation

