

## DEED OF VARIATION

The parties to this Deed are:

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

- and -

(2) The Wilson Stuart School a charitable company incorporated in England and Wales with registered number 7972037 ("the Academy").

together referred to as the "Parties"

### INTRODUCTION

- A. The Parties entered into a funding agreement dated 1<sup>st</sup> July 2012 ("the Funding Agreement") relating to the establishment, maintenance and funding of an independent school known as Wilson Stuart School.
- 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 17<sup>th</sup> day of July 2013

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

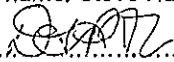
.....  
Duly Authorised by the Secretary of State for Education

The Wilson Stuart School


acting by two directors or a director and a secretary

  
.....

Director  
Print name: Steve Hughes

  
.....

Director/Secretary  
Print name: Debbie Rush

Witnessed by  .....

Full name: Gill Shaw

Address: Wilson Stuart School

Occupation: Office Manager

## Schedule 1

### Amendments to the Funding Agreement

1. Clause 21 of the Funding Agreement shall be deleted and replaced with:

21) The planned number of places at the Special Academy is 154 places in the age range 2 – 19 including a sixth form of 37 places. The planned number of places and the age ranges are not determinative of GAG. GAG for each Academy Funding Year will be determined by the Secretary of State in accordance with clauses 47 and 48.

21A) The Academy will be a special school whose requirements for:

- a) the admission of pupils to the Academy are set out in Annex B to this Agreement;
- b) 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).

21B) Where the Academy Trust considers that there is a need to increase the planned number of places stated in clause 21, the Academy Trust must seek the approval of the Secretary of State and the requirements of this Agreement may be amended accordingly by agreement between the Secretary of State and the Academy Trust.

