

## DEED OF VARIATION TO THE FUNDING AGREEMENT

THIS DEED is made the 26<sup>th</sup> day of November 2020

### BETWEEN

- 1) The Secretary of State for Education (the “**Secretary of State**”); and
- 2) The NAS Academies Trust, (the “**Company**”) a charitable company incorporated in England and Wales with registered number 07954396, together, the “**Parties**”.

### INTRODUCTION

- A. The Parties entered into a funding agreement dated on 13th August 2014 (the “**Funding Agreement**”) relating to the establishment, maintenance and funding of **NAS Church Lawton School** 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, clause 2.6 of the Funding Agreement shall be deleted and replaced with the following:

“The planned number of places for pupils admitted under paragraphs 2 and 3(i), (ii) and (iii) of Annex 1 to this Agreement (“**Stamented Pupils**”) is 70 in the age range 4-19, including a sixth form of 8 places.”

- 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

