

**DEED OF VARIATION TO THE SUPPLEMENTAL FUNDING AGREEMENT OF ST
JOHN'S CE ACADEMY**

THIS DEED is made the day of 27 JULY 2023

BETWEEN

- 1) The Secretary of State for Education of Sanctuary Buildings, Great Smith Street, London SW1P 3BT (the "**Secretary of State**"); and
- 2) Vale Academy Trust, a charitable company incorporated in England and Wales with registered number 07674473 whose registered address is at Vale Academy Trust, The Studio St Mary's Convent, Denchworth Road, Wantage, England, OX12 9AU (the "**Company**"),

together, the "**Parties**".

INTRODUCTION

- A. The Parties entered into a supplemental funding agreement dated on 27 April 2023 (the "**SFA**") relating to the establishment, maintenance and funding of St John's CE Academy (the "**Academy**") in accordance with the SFA.
- B. The Parties now wish to vary and amend certain terms and conditions of the SFA in accordance with the terms of this Deed.
- C. This Deed is supplemental to the SFA.

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 SFA.

2. VARIATION OF THE SFA

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

Summary Sheet

<i>Age range (including nursery provision where the nursery is part of the school)</i>	<i>2-16</i>
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Clause 2.B

2.B The planned capacity of the Academy is 1020 and the age range is 2-16, plus nursery provision of 75 places which for the avoidance of doubt includes pupils with designated places pursuant to clause 2.C. For the avoidance of

doubt, notwithstanding that an individual applicant's age range might be outside the specified age range of the Academy, the Academy is not prevented from considering an application made by the child's Parent(s) in order to comply with the relevant paragraph of the Schools Admissions Code ('Admission of children outside their normal age group'), to request that the child be admitted to the school outside of the child's normal age group. Where such a request is agreed, the child should be educated in an existing year group. The Academy will be an all ability inclusive mixed sex school.

- 2.2 Except as varied by this Deed, the SFA 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:-)

C Gogay
.....

Duly authorised by the Secretary of State for Education



EXECUTED as a deed by
VALE ACADEMY TRUST
acting by:

[Signature]
.....

Director

In the presence of:

W	Sign	<i>[Signature]</i>
I	Name	RICHARD EVANS
T	Address	
N	Occupation	CEO
E		
S		
S		

