DATED _____ 2017

1. THE SECRETARY OF STATE FOR EDUCATION

and

2. SWALE ACADEMIES TRUST

DEED OF VARIATION

relating to a

Supplemental Funding Agreement

in respect of

SOUTH BOROUGH PRIMARY SCHOOL

dated 30 January 2015

DEED OF VARIATION

The parties to this Deed are:

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

- and –

(2) Swale Academies Trust a charitable company incorporated in England and Wales with registered number 07344732 ("the Academy").

together referred to as the "Parties"

INTRODUCTION

A.   The Parties entered into a supplemental funding agreement dated 30 January 2015 ("the Supplemental Funding Agreement") relating to the establishment, maintenance and funding of an independent school known as South Borough Primary School.

B   The Parties now wish to vary and amend the terms of the Supplemental Funding Agreement and wish to record their agreement as to such variations/amendments to the Supplemental 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 Supplemental Funding Agreement, bear the meaning given to it in the Supplemental Funding Agreement.

2.   The Secretary of State and the Academy agree that with effect from the date of this Deed the Supplemental Funding Agreement shall be amended in accordance with Schedule 1 to this Deed.

3.   As varied by this Deed, the Supplemental Funding Agreement shall remain in full force and effect.

EXECUTED AND DELIVERED AS A DEED by the Parties on the   day of   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

Swale Academies Trust

acting by two directors and a witness

████████████████ ....
Director

Print name ████████████████ ....

...
████████████████
Director

Print name. ████████████████ .

Witnessed ████████████ ....

Full nam ████████████

Address ████████████

Occupation. ████████████

Schedule 1

Amendments to the Supplemental Funding Agreement

1. Clause 2.5 of the Supplemental Funding Agreement shall be replaced with the following new clause 2.5:

    The planned capacity of the Academy is 420 in the age range 3 to 11, including nursery places. The Academy will be an all ability inclusive school.