

DEED OF VARIATION

The parties to this Deed are:

- 1) The Secretary of State for Education (the "**Secretary of State**"); and
- and -
- 2) The Hayfield School, a charitable company incorporated in England and Wales, with registered number 07547393 (the "**Academy Trust**")

together referred to as the "**Parties**".

INTRODUCTION

- A. The Parties entered into a funding agreement dated 31 March 2011 (the "**Funding Agreement**") relating to the establishment, maintenance and funding of an independent school known as The Hayfield School.
- B. The Parties now wish to vary and amend certain terms and conditions 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 Trust agree that, with effect from the date of this Deed, the Funding Agreement shall be amended in accordance with the Schedule to this Deed.
3. As varied by this Deed, the Funding Agreement shall remain in full force and effect.

THE SCHEDULE

Amendments to the Funding Agreement

Clause 17 of the Funding Agreement shall be replaced with:

"The planned capacity of the Academy is 1098 in the age range 11-18, including a sixth form of 200. With effect from 1 August 2018, the planned capacity of the Academy is 1098 in the age range 11 to 16. The Academy will be in an all ability inclusive school whose requirements for:

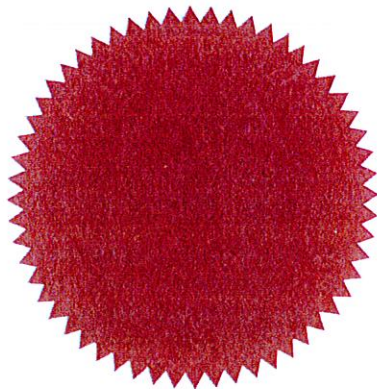
- a) the admission of pupils to the Academy are set out in Annex B to this Agreement;
- b) the admission to the Academy of and support for pupils with SEN and with disabilities (for pupils who have had and who do not have statements of SEN) are set out in Annex C to this Agreement;
- c) pupil exclusions are set out in Annex D to this Agreement."

EXECUTED AND DELIVERED AS A DEED by the Parties on 3 March 2016²⁰¹⁷

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

[Handwritten signature]

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



EXECUTED as a deed by
The Hayfield School acting by:

[Handwritten signature]

.....
Director

Print name..... G. HARTSHORN

In the presence of a

Witness *[Handwritten signature]*
Signature

Witness Full name..... Ian Melia

Witness Address.....

Witness Occupation..... Business Manager