

# FREEDOM OF INFORMATION REDACTION SHEET

Heath Lane Academy, Leicestershire

## Deed of Variation

### Exemptions in full

n/a

### Partial exemptions

Personal Information has been redacted from this document under Section 40 of the Freedom of Information (FOI) Act.

Section 40 of the FOI Act concerns personal data within the meaning of the Data Protection Act 1998.

### Factors for disclosure

- further to the understanding of and increase participation in the public debate of issues concerning Academies.
- to ensure transparency in the accountability of public funds

### Factors for Withholding

- To comply with obligations under the Data Protection Act

### Reasons why public interest favours withholding information

Whilst releasing the majority of the Heath Lane Academy Deed of Variation will further the public understanding of Academies, the whole of the Heath Lane Academy Deed of Variation cannot be revealed. If the personal information redacted was to be revealed under the FOI Act, Personal Data and Commercial interests would be prejudiced.

## DEED OF VARIATION TO THE FUNDING AGREEMENT

THIS DEED is made the 30 day of January 2020

### BETWEEN

- 1) The Secretary of State for Education (the "**Secretary of State**"); and
- 2) The Midland Academies Trust a charitable company incorporated in England and Wales with registered number **07191874** whose registered address is at North Warwickshire & Hinckley College, Hinckley Road, Nuneaton, Warwickshire, CV11 6BH (the "**Company**"), together, the "**Parties**".

### INTRODUCTION

- A. The Parties entered into a supplemental funding agreement dated 26 August 2016 in relation to Heath Lane Academy (the "Academy") as varied by a deed of variation dated 25 April 2018 (the "**SFA**").
- B. The Parties now wish to further 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 1 September 2019 the SFA shall be amended as follows:

- (a) the age range in the summary sheet be amended from "11-19" to "11-16";
- (b) the capacity number in the summary sheet be amended from "784" to "800";
- (c) the number of sixth form places in the summary sheet be amended from "120" to "N/A";
- (d) clause 2.B be amended to read as follows:-  
"The planned capacity of the Academy is 800 in the age range 11 to 16. The Academy will be an all ability inclusive 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:- )  
)  
)



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

**EXECUTED** as a deed by **The Midland Academies Trust** acting by:



**Director**

In the presence of:

W Sign  
I Name  
T Address  
N  
E  
S  
S Occupa

