

## **DEED OF VARIATION**

The parties to this Deed are:

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

- and -

(2) The Anthem Schools Trust a charitable company incorporated in England and Wales with registered number 7468210 ("the Academy").

together referred to as the "Parties"

### **INTRODUCTION**

- A. The Parties entered into a funding agreement dated 31 July 2012 and subsequently amended on 19 December 2014 ("the Funding Agreement") relating to the establishment, maintenance and funding of an independent school known as Oakbank school.
- B. The Parties now wish to vary and amend the terms 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 agree that with effect from the date of this Deed the Funding Agreement shall be amended in accordance with Schedule 1 to this Deed.
3. As varied by this Deed, the Funding Agreement shall remain in full force and effect.

EXECUTED AND DELIVERED AS A DEED by the Parties on the 07 day  
of October 2019

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

*Bronwyn Ward*

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



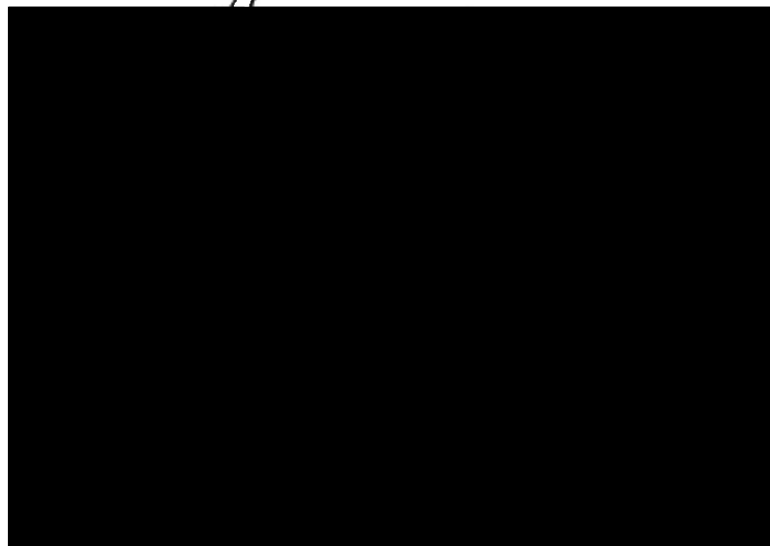
Anthem Schools Trust

acting by two directors or a  
director and a secretary

*H. Dawson*

.....  
Director

Print name *H. DAWSON*



## **Schedule 1**

### **Amendments to the Funding Agreement**

1. For the purposes of this Deed of Variation new clauses will be deemed to have been added in regards to the calculation of GAG.
  - 4.4.1 Subject to clause 4.4.3, the basis of the pupil number count for the purposes of determining GAG for the Academy Financial Years 2018/19 only will be the Academy Trust's most recent estimate provided in accordance with clause 4.4.2.
  - 4.4.2 The Secretary of State will initially base the Academy GAG calculation for the year in question on the previous year's October census figures, but will in the February pay-run make an adjustment to the calculation of GAG, using the October census figure for the current Academy Financial Year.
  - 4.4.3 After the 2018/19 Academic Financial Year (unless otherwise determined by the Secretary of State) the basis of the pupil count for the purpose of determining GAG will no longer be the estimate provided in accordance with clause 4.4.2, but in that and all following Academy Financial Years will revert to lagged census funding.

