

DATED 30 July 2014

THE SECRETARY OF STATE FOR EDUCATION (1)

and

THE HOLLEY PARK ACADEMY (2)

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DEED OF VARIATION  
relating to a Funding Agreement  
dated 1 August 2012

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THIS DEED OF VARIATION is made on

2014

**BETWEEN:**

- (1) The Secretary of State for Education ("Secretary of State"); and
- (2) The Holley Park Academy, a charitable company incorporated in England and Wales with registered number 8158718 ("Company") together referred to as the "Parties".

**INTRODUCTION:**

- (A) The Parties entered into a funding agreement dated 1 August 2012 ("Funding Agreement") relating to the establishment, maintenance and funding of a school known as Holley Park Academy.
- (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.

**IT IS AGREED as follows:**

1. The Secretary of State and the Company agree that with effect from the date of this Deed the Funding Agreement shall be amended and restated in the form set out at Schedule 1 to this Deed.
2. As varied by this Deed, the Funding Agreement shall remain in full force and effect.
3. This Agreement shall be governed by and interpreted in accordance with English law.

This document has been executed and delivered as a Deed on the date stated at the beginning of this Deed.

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



The Holley Park Academy  
acting by two directors or a director and a  
secretary

*[Handwritten signature]*

Duly Authorised by the Secretary of State for  
Education

*[Handwritten signature]*

Director

Print name G. WOOD

*[Handwritten signature]*

Director/Secretary

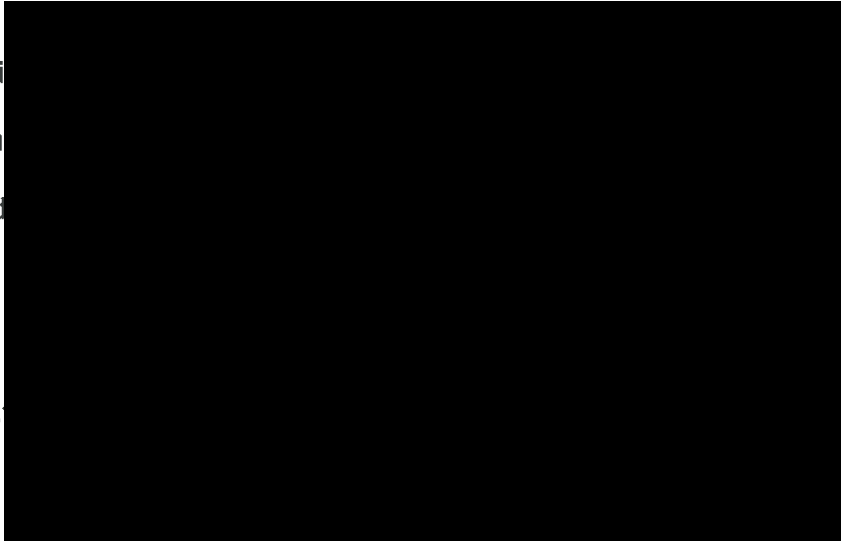
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SCHEDULE 1 - Restated form of Funding Agreement

Amendments to the Funding Agreement

1. Clause 17 of the Funding Agreement shall be replaced with:

**Pupils**

- 1) The planned capacity of the Academy is 210 in the age range 3 to and including 11 years of age. [Including a nursery unit of 26 part time places]. The Academy will be an all ability inclusive<sup>1</sup> 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 and who do not have statements of SEN) are set out in Annex C to this Agreement;
  - c) pupil exclusions are set out in regulations made by virtue of section 51A of the Education Act 2002 (as may be amended from time to time, and includes any successor provisions).

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<sup>1</sup> *Delete words in square brackets if the Academy is a "selective school" within meaning of Section 6(4) of the Academies Act 2010.*