

**LIFE ACADEMIES TRUST**

**DEED OF VARIATION OF FUNDING AGREEMENTS FOR LIFE ACADEMIES TRUST AND  
BIGGLESWADE ACADEMY**

The Parties to this Deed are:

(1) **The Secretary of State for Education** of Sanctuary Buildings, Great Smith Street, London SW1P 3BT (the "**Secretary of State**");

- and -

(2) **Life Academies Trust**, a charitable company incorporated in England and Wales with registered company number 07928028 whose registered address is at School House, Kitelands Road, Biggleswade, Bedfordshire SG18 8NX (the "**Company**");

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

## **INTRODUCTION**

- A. The Parties have entered into a master funding agreement on 1 March 2012 (the "**Existing MFA**").
- B. The Parties entered into a supplemental funding agreement for the establishment and operation of Holmemead Middle School on 1 April 2012.
- C. The Parties entered into a supplemental funding agreement for the establishment and operation of Southlands Lower School on 1 March 2013.
- D. The Parties entered into a deed of consolidation and variation on 2 September 2013 to merge the operations of Holmemead Middle School and Southlands Lower School under a single supplemental funding agreement for the merged academy called Biggleswade Academy (the "**Existing Biggleswade Academy SFA**").
- E. The Parties entered into a deed of variation on or around 1 September 2016 to vary and amend the terms of the Existing Biggleswade Academy SFA.
- F. The Parties have agreed to amend and re-state the terms of the Existing MFA and the Existing Biggleswade Academy SFA on the terms set out in this Deed.

## **LEGAL AGREEMENT**

- 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 Amended MFA and the Amended Biggleswade Academy SFA (as defined in clauses 2 and 3 below).
- 2. The Parties agree that with effect from the date of this Deed, the Existing MFA shall be amended and re-stated in the form of the Master Funding Agreement set out in Schedule 1 (the "**Amended MFA**"). For the avoidance of doubt, the Amended MFA does not terminate or suspend the Existing MFA but amends and re-states it.
- 3. The Parties agree that with effect from the date of this Deed, the Existing Biggleswade Academy SFA shall be amended and re-stated in the form of the Amended Biggleswade Academy SFA set out in Schedule 2 (the "**Amended Biggleswade Academy SFA**"). For the avoidance of doubt, the Amended Biggleswade Academy SFA does not terminate or suspend the Existing Biggleswade Academy SFA but amends and re-states it.

## **GOVERNING LAW AND JURISDICTION**

- 4. This Deed, and any dispute or claim arising out of or in connection with it, its subject matter or formation (including non-contractual disputes or claims) shall be governed by and interpreted in accordance with the law of England and Wales.

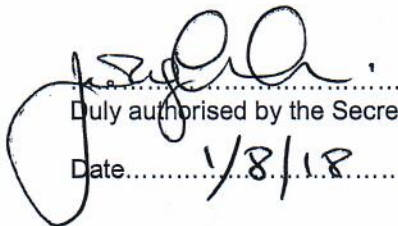
5. The Parties irrevocably agree that the courts of England and Wales shall have exclusive jurisdiction to settle any dispute or claim that arises out of, or in connection with, this deed or its subject matter or formation (including non-contractual disputes or claims).

**COUNTERPARTS**

6. 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 last date listed below.

**EXECUTED** as a deed by affixing the corporate )  
seal of the **Secretary of State for Education** )  
authenticated by: )

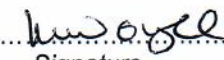
  
.....  
Duly authorised by the Secretary of State for Education  
Date..... 1/8/18 .....



**EXECUTED** as a deed by Life  
**Academies Trust** acting by:

  
.....  
Director  
Print name..... GARY PETER WAGHORN .....

Date..... 27 JUNE 2018 .....

Witnessed by ...  .....  
Signature  
Full name..... KARRIN CATRIONA DOYLE  
Address..... SCHOOL HOUSE 1, BIGglesWORTH  
Occupation..... COMPANY SECRETARY