

## DEED OF VARIATION TO THE FUNDING AGREEMENT FOR HOPE COMMUNITY SCHOOL

**THIS DEED** is made the \_\_\_\_\_ day of \_\_\_\_\_  
2016

The Parties to this Deed are:

- (1) The Secretary of State for Education (“**the Secretary of State**”); and
- (2) New Generation Schools Trust, a charitable company incorporated in England and Wales with registered company number 7963778 (“**the Company**”),

together referred to as the “**Parties**”.

### INTRODUCTION

A. The Parties entered into a funding agreement on 24<sup>th</sup> April 2013, a copy of which is contained in **Schedule 1** (“**the Existing Funding Agreement**”), for Hope Community School (in Sidcup).

B. The Company now wishes to form a multi academy trust as it intends to establish and maintain, and to carry on or provide for the carrying on of, a number of Academies.

C. The Parties have therefore agreed to vary and amend the terms of the Existing Funding Agreement in accordance with the terms of this Deed.

D. The Parties understand and acknowledge to each other that it is the intention of the Company to adopt new Articles of Association in the Department for Education's Model form and in terms agreed between the Secretary of State and the Company on or after the date hereof and that those Articles of Association will be the Company's operative Articles of Association from the date of their adoption in substitution for the Articles of Association annexed to the Existing Funding Agreement referred to below.

### LEGAL AGREEMENT

1. The Parties agree that, with effect from the date of this Deed, the Existing Funding Agreement shall be amended and restated in the form of the Master Funding Agreement set out in **Schedule 2** and the Supplemental Agreement set out in **Schedule 3**.



