

DATED 25th May 2016

THE SECRETARY OF STATE FOR EDUCATION (1)

and

SEATON ACADEMY TRUST (2)

**DEED OF VARIATION
relating to a Funding Agreement
dated 8th August 2010**

THIS DEED OF VARIATION is made on 25th May 2016

BETWEEN:

- (1) The Secretary of State for Education (“**Secretary of State**”); and
 - (2) Seaton Academy Trust, a charitable company incorporated in England and Wales with registered number 07343156 (“**Company**”)
- together referred to as the “**Parties**”.

INTRODUCTION:

- (A) The Parties entered into a funding agreement dated 8th August 2010 (“**Funding Agreement**”) relating to the establishment, maintenance and funding of a school known as Seaton 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:

.....

Duly Authorised by the Secretary of State for
Education

Executed as a deed by Seaton Academy Trust)

acting by Christine Banks)

a Director)

in the presence of:-

Christine Mounsey Director

Witness

Signature:

Witness Name.....

Address:

.....

.....

Occupation:

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 SEATON ACADEMY, acting by:

A. G. G. G.
.....

Director

.....
.....

Director/Secretary

OR

EXECUTED as a deed by SEATON ACADEMY, acting by:

.....

Director

In the presence of:

W	Sign	<i>H.N. McCarthy</i>
I	Name	MRS HELEN MCCARTHY
T	Address	81, MEADOW VALE, SEATON, WORKINGTON,
N		CUMBRIA. CA14 1SD
E	Occupation	COMPANY SECRETARY
S.		
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