DATED 1st September 2016

THE SECRETARY OF STATE FOR EDUCATION (1)

and

CEDARS ACADEMY TRUST (2)

DEED OF VARIATION
relating to a Funding Agreement
Dated 30 August 2012

THIS DEED OF VARIATION is made on 1st September 2016

BETWEEN:

(1) The Secretary of State for Education ("**Secretary of State**"); and

(2) Cedars Academy Trust, a charitable company incorporated in England and Wales with registered number 08168042 ("**Company**")

together referred to as the "Parties".

INTRODUCTION:

(A) The Parties entered into a funding agreement dated 30 August 2012 ("**Funding Agreement**") relating to the establishment, maintenance and funding of a school known as Cedars 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:

SCHEDULE 1 - Restated form of Funding Agreement

1. The definition of the land will change as follows:

   "LA" means the Local Authority in the area in which the Academy is situated;

   "the Land" means the publicly funded land (including for the avoidance of doubt all buildings, structures landscaping and other erections) situated at and known as The **Cedars School, Ivy Lane Low Fell Gateshead Tyne & Wear NE9 6QD** registered under Title number TY496912.

   And, also **13 Walker Terrace, Gateshead NE8 1EB** registered under Title number TY345141

2. Clause 21 of the Funding Agreement shall be replaced with:

   The planned number of places at Cedars Academy is 156 places in the age range 3 to 19. The planned number of places and the age ranges is/are not determinative of GAG. GAG for each Academy Funding Year will be determined by the Secretary of State in accordance with clauses 47 and 48.