DEED OF VARIATION TO THE FUNDING AGREEMENT

THIS DEED is made the 28th day of October 2026

BETWEEN

1) The Secretary of State for Education (the "**Secretary of State**"); and
2) The Canterbury Academy Trust, (the "**Company**") [a charitable company incorporated in England and Wales with registered number 07345430], together, the "**Parties**".

INTRODUCTION

A. The Parties entered into a funding agreement dated on the 28th of October 2026 (the "**Funding Agreement**") relating to the establishment, maintenance and funding of an Academy in accordance with the Funding Agreement.

B. The Parties now wish to vary and amend certain terms and conditions of the Funding Agreement in accordance with the terms of this Deed.

C. This Deed is supplemental to the Funding Agreement.

1. INTERPRETATION

1. 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 Funding Agreement.

2. VARIATION OF THE FUNDING AGREEMENT

2.1 The Parties agree that with effect from the date of this Deed the Funding Agreement shall be amended as follows:

The Canterbury Academy Trust Deed of variation

1.Clause 2.B of the funding agreement shall be replaced with:

2.B The planned capacity of Canterbury High School is 1962 in the age range 11 – 19 including a sixth form of 850; which for the avoidance of doubt includes pupils with designated pursuant to clause 2.C. For the avoidance of doubt, notwithstanding that an individual applicant's age might be outside the specified age range of the Academy, the Academy is not prevented from considering an application made by the child's Parent(s) in order to comply with the relevant paragraph of the Schools Admissions Code ('Admission of children outside their normal age group'), to request that the child be admitted to the school outside of the child's normal age group. Where such a request is agreed, the child should be educated in an existing year group. The Academy is an all-ability inclusive single/mixed sex school.

2. Clause 2.C of the funding agreement shall be replaced with:

SEN unit
2.C The Academy must operate designated places reserved for pupils with SEN

(SEN Unit or Resources provision) up to 24 places for pupils with High Needs ASD in the age range 11 – 16; up to 20 places for pupils with High Needs Speech, Language and Communication in the age range 11 – 16 and 18 places for pupils with High Needs Hearing Impairment in the age range 11 – 16.

2.2 Except as varied by this Deed, the Funding Agreement shall remain in full force and effect.

3. Governing law and jurisdiction

3.1 This Deed, and any disputes or claims arising out of or in connection with it, its subject matter or formation (including non-contractual disputes or claims), 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:-)
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[redacted]

Duly authorised by the Secretary of State for Education

EXECUTED as a deed by The Canterbury Academy Trust, acting by:

[redacted]

....
Director

[redacted]

....
Director/Secretary