

**DATED** 31<sup>ST</sup> AUGUST 2016

**THE SECRETARY OF STATE FOR EDUCATION (1)**

and

**CHALLENGER MULTI ACADEMY TRUST (2)**

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**DEED OF TERMINATION AND VARIATION  
relating to the Supplemental Funding  
Agreements for Robert Bruce Middle School  
and Hastingsbury Business & Enterprise  
College**

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- (E) The Parties agree to terminate the Robert Bruce Supplemental Funding Agreement and vary the Hastingsbury Supplemental Funding Agreement with effect from 1 September 2016 (the "Effective Date") on the terms set out in this Deed.

**IT IS AGREED** as follows:

## **1 Definitions**

In this Deed, unless the context otherwise requires, expressions defined in the Supplemental Funding Agreements and used in this Deed shall have the meaning set out in the Supplemental Funding Agreements. The rules of interpretation set out in the Supplemental Funding Agreements apply to this Deed.

## **2 Termination of the Robert Bruce Supplemental Funding Agreement**

- 1.1 The Robert Bruce Supplemental Funding Agreement is terminated with effect from the Effective Date.
- 1.2 All provisions of the Robert Bruce Supplemental Funding Agreement, including any which are expressly stated in the Robert Bruce Supplemental Funding Agreement as surviving its termination, or which might otherwise have done so by implication, are terminated.

## **3 Variation of the Hastingsbury Supplemental Funding Agreement**

- 1.3 The Parties agree that with effect from the Effective Date the Hastingsbury Supplemental Funding Agreement shall be amended in accordance with Schedule 1 to this Deed.
- 1.4 As varied by this Deed, the Hastingsbury Supplemental Funding Agreement shall remain in full force and effect.

## **4 Release and waiver**

Termination of the Robert Bruce Supplemental Funding Agreement shall not affect or prejudice any claim or demand that either party may have against the other under or in connection with the Robert Bruce Supplemental Funding Agreement arising before the Effective Date.

Executed as a deed by Challenger Multi )  
Academy Trust )

acting by )

a Director )



in the presence of:-

Director

Witness

Signature:  .....

Witness Name: BOBBY THANDI .....

Address: 5A THE ROSEVAULT .....

MOTTINGHAM .....

NG1 5DU .....

Occupation: DEPUTY CHIEF EXECUTIVE .....

4. Clause 2.B shall be amended by replacing the words "The planned capacity of the Academy is 957 in the age range 13 to 18" with the words "The planned final capacity of the Academy is 1,130. The the age range for 2016 to 2017 is 9 to 18, for 2017 to 2018 is 10 to 18 and for 2018 to 2019 and subsequent academic years is 11 to 18".
  
5. Clause 4 shall be amended by replacing the definition of "Land" with ""Land" means the freehold land at Hastingsbury Business & Enterprise College, Hill Rise, Bedford MK42 7EB, being part of the land registered with title number BD18133, and the freehold land at Robert Bruce Middle School, Bedford Road, Kempston, Bedford MK42 8PU, being unregistered, which are to be the permanent site of the Academy".