

CONTRACT VARIATION

1st October 2021 – 30th September 2022

Relating to

Pre-Registration Child Psychotherapy Education, and Training

(The “Contract”)

1st October 2009 – 30th September 2022

Between

Health Education England

(The “Authority”)

Administered by

Health Education England – London

And

British Psychotherapy Foundation

(The “Education Provider”)

BETWEEN

- (1) Health Education England (the “Authority”) administered by the Health Education England – London Regional Office
- (2) British Psychotherapy Foundation (the “Education Provider”)

(each “**a Party**” and together “**the Parties**”).

BACKGROUND

- (A) The Authority and Education Provider entered into an agreement to provide pre-registration education and training programmes as per the Contract 1st October 2009 to 30th September 2022 for Child Psychotherapy.
- (B) This Agreement is supplemental and collateral to the Contract.

OPERATIVE PROVISIONS

1.0 INTERPRETATION

- 1.1 Unless otherwise stated, words and expressions defined in the Contract shall have the same meaning where they appear in this Agreement.
- 1.2 Any reference to the Contract includes any deed, licence, consent, approval or other agreement or instrument supplemental to it.
- 1.3 Except where the context expressly requires otherwise, references to clauses or Schedules are references to clauses of, or Schedules to, this Agreement and a reference in a Schedule to a paragraph is a reference to a paragraph of that Schedule.

2.0 VARIATIONS OF THE CONTRACT

- 2.1 With effect from 1st March 2022, the Contract shall be read and construed as varied by the provisions set out in the Amendments to this Agreement in accordance with clause 18 (Variation) of the Contract.
- 2.2 The Contract shall remain fully effective as varied by this Agreement and the terms of the Contract shall have effect as though the provisions contained in this Agreement had been contained in the Contract.

3.0 CONFIDENTIALITY

- 3.1 The Education Provider agrees that the existence and the contents of this Contract Variation shall constitute Confidential Information for the purposes of the Agreement and the Education Provider shall not make any disclosure to any third party relating to this Contract Variation other than in accordance with Clause 23 of the Agreement.

4.0 DISPUTE AND ARBITRATION

- 4.1 The provisions of clauses 22 and 28 of the Contract shall apply in relation to any disputes or claims arising out of or in connection with this Agreement or its subject matter.

5.0 CONTRACTUAL RIGHTS OF THIRD PARTIES

- 5.1 No term of this Contract Variation shall be enforceable under the Contracts (Rights of Third Parties) Act 1999 by a third party.

6.0 COUNTERPARTS

- 6.1 This Agreement may be executed in any number of counterparts, and by the Parties on separate counterparts, but shall not be effective until each Party has executed at least one counterpart. Each counterpart shall constitute an original of this Agreement, but all the counterparts shall together constitute one and the same instrument.

**IN WITNESS WHEREOF THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES BY THEIR
AUTHORISED REPRESENTATIVES ON THE DATE STATED AT THE BEGINNING OF IT.**

**For and on behalf of the
Education Provider:**

**For and on behalf of
the Authority:**

Signature [REDACTED]

Signature [REDACTED]

Full Name [REDACTED]

Full Name [REDACTED]

Position CEO

Position Regional Director, London

Date 30.3.22

Date 31.03.2022

VARIATIONS TO THE CONTRACT

The following Clauses are changed:

Clause 5. THE SERVICES

In accordance with Clause 5, Schedules 1, 2 and 5 are revised and new Schedules are attached to this Contract Variation for the Contract Year 1st October 2021 – 30th September 2022. These schedules replace any previous schedules sent to the Education Provider

Child Psychotherapy

Schedule 1 (Part B – Schedule 5 (Part A))

Activity (Planned FTE) as agreed between both parties/ Contract Price (Finance) for Part B - 1st October 2021, Part B – 30 September 2022

The following schedule has been added for the Contract Year 1st October 2021 – 30th September 2022

Schedule 7 – Developing London Clinical Placements Expansion for academic year 2022/23