



Academies Act 2010

2010 CHAPTER 32

[^{F1} Provision to be included in Academy agreements]

[^{F1}2D Sections 2A and 2B: supplementary - old agreements

- (1) An old Academy agreement is to be treated as if it included the new termination powers.
- (2) A provision of an old Academy agreement that relates to the procedure for terminating the agreement does not apply to the new termination powers.
- (3) Subsections (4) and (5) apply where an old Academy agreement—
 - (a) contains provision about the consequences of terminating the agreement (“relevant provision”), and
 - (b) the relevant provision is expressed in a way that is capable of covering termination in accordance with the new termination powers.
- (4) The relevant provision applies to termination in accordance with the new termination powers.
- (5) If the relevant provision sets out different consequences depending on whether the agreement is terminated on the ground that the proprietor has breached the Agreement or on other grounds, termination in accordance with the new termination powers is to be treated as termination on the grounds of breach by the proprietor.
- (6) In this section—
 - “ new termination powers ”, in relation to an Academy agreement, means the powers to terminate in accordance with the provision required by sections 2A and 2B;
 - “ old Academy agreement ” means an Academy agreement made before [^{F2}18 April 2016].]

Changes to legislation: Academies Act 2010, Section 2D is up to date with all changes known to be in force on or before 09 May 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details) [View outstanding changes](#)

Textual Amendments

- F1** Ss. 2A-2D inserted (18.4.2016) by [Education and Adoption Act 2016 \(c. 6\)](#), **ss. 14**, 19(2); S.I. 2016/466, **reg. 2**
- F2** Words in s. 2D(6) substituted (18.4.2016) by [The Education and Adoption Act 2016 \(Commencement, Transitional Provisions and Savings\) Regulations 2016 \(S.I. 2016/466\)](#), **reg. 3(2)**

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Changes and effects yet to be applied to the whole Act associated Parts and Chapters:

Whole provisions yet to be inserted into this Act (including any effects on those provisions):

- Sch. 1 para. 9A and cross-heading inserted by [2023 c. 55 s. 235\(1\)](#)