

17 June 2013

Agenda Item: 8(b)

**REPORT OF SERVICE DIRECTOR TRANSPORT, PROPERTY &  
ENVIRONMENT****HILLSIDE PRIMARY SCHOOL, ROBERTS LANE, HUCKNALL****Purpose of the Report**

1. To seek approval of the Finance and Property Committee to the grant of a 125 year lease on the standard terms set out in the attached appendix to the Academy Trust for Hillside Primary School, Roberts Lane, Hucknall, Nottingham, NG15 6LW this being subject to subsequent approval of any site specific details.
2. To authorise the Corporate Director, Environment & Resources, (or his nominee) to approve site details and specific conditions in consultation with the Chair (or Vice Chair in his absence) of the Finance and Property Committee.

**Information and Advice****Background**

3. Councillors are probably aware that the Academies Act 2010 allows maintained schools to become Academies by applying to the Secretary of State for Conversion.
4. Once the conversion order has been granted it requires all parties to enter into a Transfer Agreement.
5. As a part of the Transfer Agreement the County Council is required to transfer the relevant assets currently held by the County Council or the existing governing body to the Academy Trust.
6. On a related matter, Councillors should note that other aspects of Academy Transfer will be reported to the Children & Young People's Committee as appropriate.
7. Hillside Primary School is shortly to acquire Academy status and as part of the conversion process, governing bodies of Academy Schools are entitled to 125 year full repairing and insuring leases at a peppercorn rent of any Council owned land, forming part of the principal operational School site subject to rights to be reserved and leaseback of Council facilities where appropriate.
8. This report seeks approval to the granting of a 125 year lease to the Academy Trust on the Heads of Terms set out in the attached Appendix.

## **Other Options Considered**

9. The Academies Act 2010 does not allow the Authority any options as regards the transfer and therefore no other options have been explored.

## **Reason/s for Recommendation/s**

10. To comply with statutory requirements.

## **Statutory and Policy Implications**

11. This report has been compiled after consideration of implications in respect of finance, equal opportunities, human resources, crime and disorder, human rights, the safeguarding of children, sustainability and the environment and those using the service and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

## **Recommendation**

That approval is given to: -

1. The grant of a 125 year lease on the standard terms set out in the attached appendix to the Academy Trust for Hillside Primary School, Roberts Lane, Hucknall, Nottingham, NG15 6LW this being subject to subsequent approval of any site specific details.
2. Authorise the Corporate Director, Environment & Resources, (or his nominee) to approve site details and specific conditions in consultation with the Chair (or Vice Chair in his absence) of the Finance and Property Committee.

**Jas Hundal**

**Service Director, Transport, Property and Environment**

**For any enquiries about this report please contact: Peter Grinnell on 07753 625269**

## **Constitutional Comments (CEH 21-May-2013)**

12. The recommendations fall within the remit of the Finance and Property Committee.

## **Financial Comments (TR 21-May-2013)**

13. The granting of the lease to the academy will reduce the assets held on the council's balance sheet. This is not a charge against council tax.

## **Background Papers**

14. None.

**Electoral Division(s) and Member(s) Affected**

15. Ward(s): Hucknall  
Member(s): Councillor John Wilmott, Councillor Alice Elizabeth Grice, Councillor John Hartley Wilkinson

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Properties affected: 01277 - Hillside Primary School