

9 March 2015

Agenda Item: 07

**REPORT OF THE SERVICE DIRECTOR, EDUCATION STANDARDS AND
INCLUSION**

**SCHOOLS REQUIRING EXPANSION BY 25% OR MORE PUPIL PLACES:
OUTCOMES OF CONSULTATION AND PUBLISHED STATUTORY NOTICES**

Purpose of the Report

1. This report provides Committee with the outcomes of published Section 19 Notices and seeks approval for the implementation of the following proposals with effect from 1 September 2015 to:-
 - expand Butler's Hill Community Infant School in Hucknall in newly built premises on its existing site, thereby increasing the school's net capacity by a further 45 permanent pupil places; consequently this will formally increase the school's Published Admission Number (PAN) from 60 to 75
 - expand Broomhill Community Junior School in Hucknall in newly built premises on its existing site, thereby increasing the school's net capacity by a further 60 permanent pupil places; consequently this will formally increase the school's PAN from 60 to 75
 - expand Heatherley Community Primary School in Forest Town, Mansfield, in newly built premises on its existing site, thereby increasing the school's net capacity by a further 105 permanent pupil places; consequently this will formally increase the school's PAN from 30 to 45
 - expand Lambley Community Primary School in newly built premises on its existing site, thereby increasing the school's net capacity by a further 35 permanent pupil places; it is intended that the school's PAN will remain at 22
 - expand Robert Mellors Community Primary School in Arnold in newly built premises on its existing site, thereby increasing the school's net capacity by a further 68 permanent pupil places; consequently this will formally increase the school's PAN from 30 to 45
 - expand Stanhope Community Primary School in Gedling in newly built premises on its existing site, thereby increasing the school's net capacity by a further 180 permanent pupil places; consequently this will formally increase the school's PAN from 35 to 60.

Information and Advice

2. Formal proposals were agreed by the Committee at its meeting on 8 December 2014 and, in accordance with the provisions of the Education and Inspections Act 2006, the County Council is required to publish Section 19 Notices. Prior to publication, individual information leaflets explaining the rationale for proposing each respective school expansion were provided for the schools concerned, and posted by them on their school websites.
3. Appropriate separate Notices were subsequently published for each of the proposals as follows:-
 - on 14 January 2015 relating to the proposal affecting Heatherley Primary School
 - on 16 January 2015 relating to the other schools referred to in paragraph 1 of this report

The respective Notices provided details of the proposals also referred to in paragraph 1 above.

4. For expansion proposals there is a four week formal consultation period following the publication of Notices during which objections and comments can be made. The Notices expired on 11 and 13 February 2015 respectively and during their publication periods no representations were received relating to the Butler's Hill, Broomhill, Lambley and Robert Mellors proposals.
5. A letter from a local resident was received concerning the proposal affecting Stanhope Primary, and comments were also received by electronic mail about the Heatherley Primary proposal. The issues and concerns raised related more to the potential highway infrastructure implications of physically expanding the schools, rather than the 'principle' of providing additional teaching accommodation and the educational benefits this will provide. It was therefore explained to the respondents there would be an opportunity to formally raise their concerns appropriately during the formal planning application consultation process.
6. It is recommended that each of the proposals identified in paragraph 1 of this report should be implemented as published, subject to planning permission being granted for the purposes of Regulation 3 of the Town and Country Planning General Regulations 1992. This permission is to be granted by 31 August 2015.
7. The decision on the above proposals now falls to Committee to determine. It is a statutory requirement that this determination has to be made within two months of the expiry of the Notices' representation periods i.e. by 8 and 10 April 2015 respectively. Failure to meet this requirement would result in the proposals having to be referred to an independent Schools Adjudicator for a decision to be made.

Other Options Considered

8. These options have been presented following careful analysis of place planning across Nottinghamshire and no other options can be considered at this time because the County

Council retains a statutory responsibility to ensure sufficient school places for first admissions in September 2015.

Reason/s for Recommendation/s

9. The recommendations reflect: the location of the projected demand for additional school places to be developed; the need to provide for families of more than one child; the need to maintain the high level of educational standards in each popular school; and the need to deliver permanent places within a defined and tight timeframe (for September 2015).

Statutory and Policy Implications

10. This report has been compiled after consideration of implications in respect of crime and disorder, finance, human resources, human rights, the NHS Constitution (Public Health only), the public sector equality duty, safeguarding of children and vulnerable adults, service users, sustainability and the environment and ways of working and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

Financial Implications

11. Financial provision for the elements that comprise the Schools Places Programme are reconciled annually as part of the Council's overall budget setting process, taking account of the most recent grant and other forms of income from government and other bodies that contribute to the overall funding of the Programme, together with the anticipated actual spend across the range of projects. Realistic assumptions about future sources of external income / grants have been built into the overall financial planning for the Programme, and robust arrangements are in place to monitor these over the course of the Programme.

Human Resources Implications

12. Where schools are expanding, appropriate levels of teaching staff will be appointed and funded from increases in the school budget triggered by the increased number in pupils, and the schools will use appropriate recruitment and selection procedures when making appointments.

Human Rights Implications

13. Parental preference will continue to be facilitated.

Public Sector Equality Duty implications

14. Children will be able to access school places locally. Any new build schemes will meet requirements for disabled access and special needs.
15. An Equality Impact Assessment has been undertaken and is available as a background paper.

Safeguarding of Children and Vulnerable Adults Implications

16. All school expansion projects have due regard to the health and safety and safeguarding of pupils and other service users who access the school facilities.

Implications for Service Users

17. There will be sufficient school places for children living within the Local Authority area.

Implications for Sustainability and the Environment

18. Increasing the number of school places is demonstrated by sustainable demand. All new projects will require planning consent and will meet Building Regulations which reflect environmental and sustainability targets. By providing local school places the need for travelling by car can be reduced.

RECOMMENDATION/S

That:

- 1) Committee notes and considers the outcomes of the Section 19 Notices published under the provisions of the Education and Inspections Act 2006 concerning the proposals referred to in this report.
- 2) to ensure provision is available in 2015/16, Committee conditionally agrees to the implementation of the proposals with effect from 1 September 2015 to significantly increase:-
 - the number of pupil places at Butler's Hill Infant School from 180 places to 225 places, and to raise the school's PAN from 60 to 75
 - the number of pupil places at Broomhill Junior School from 240 places to 300 places, and to raise the school's PAN from 60 to 75
 - the number of pupil places at Heatherley Primary School from 210 places to 315 places, and to raise the school's PAN from 30 to 45
 - the number of pupil places at Lambley Primary School from 119 places to 154 places, the school's PAN to remain at 22
 - the number of pupil places at Robert Mellors Primary School from 247 places to 315 places, and to raise the school's PAN from 30 to 45
 - the number of pupil places at Stanhope Primary School from 240 places to 420 places, and to raise the school's PAN from 35 to 60

pending planning permission being granted under the provisions of Regulation 3 of the Town and Country Planning General Regulations 1992 by 31 August 2015.

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Constitutional Comments (SMG 23/02/15)

19. The proposals in this report fall within the remit of this Committee. Under its Terms of Reference which are set out in the County Council's Constitution, the Committee has responsibility for the functions and powers conferred on or exercisable by the County Council as Local Authority in relation to education.

Financial Comments (SS 25/02/15)

20. The financial implications of the report are set out in paragraph 11 above.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

Schools Requiring Expansion by 25% or more Pupil Places - report to Children and Young People's Committee on 8 December 2014

The respective information leaflets for parents/carers, staff and governors concerning the proposed school expansions (circulated from 5 January 2015)

The Complete Proposals referred to in each of the published Section 19 Notices

Equality Impact Assessment

Electoral Divisions and Members Affected

Hucknall:	Councillors Alice Grice, John Wilkinson and John Wilmott
Mansfield East:	Councillors Alan Bell and Colleen Harwood
Calverton:	Councillor Boyd Elliott
Arnold North:	Councillors Pauline Allan and Michael Payne
Carlton West:	Councillors Jim Creamer and Darrell Pulk

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