

**14<sup>th</sup> October 2024**

## **REPORT OF THE HEAD OF PROPERTY & ESTATES**

### **MAUN INFANT & NURSERY SCHOOL, WALESBY LANE, NEW OLLERTON, NEWARK - CONVERSION TO ACADEMY STATUS**

#### **Purpose of the Report**

1. The grant of a 125 year academy lease to an academy trust following an application for academy status.

#### **Information**

2. This report contains an exempt appendix which is not for publication by virtue of paragraph 3 of Schedule 12A of the Local Government Act 1972 (as amended). Information relating to any individual or the business affairs of a particular person (including the authority holding that information). Having regard to the circumstances, on balance the public interest in disclosing the information does not outweigh the reason for exemption because divulging the information would significantly damage the Council's commercial position. The exempt information is set out in the exempt appendix.
3. The Academies Act 2010 allows maintained schools to become Academies by applying for conversion to or at the direction of the Secretary of State. Following the grant of the Conversion Order, it requires all parties to enter into a Transfer Agreement. 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.
4. Maun Infant & Nursery School is scheduled to convert to Academy status and as part of the conversion process, the Academy Trust is entitled to a 125 year full repairing and insuring lease. This lease will include any Council owned land and buildings which form part of the principal operational School site.
5. There is a vacant caretaker's bungalow located within the School site which is set back from the frontage to Walesby Lane and since this also does not have a separate access it is to be included within the academy lease. Due to safeguarding concerns the bungalow is not suitable for occupation by a third party.
6. This report seeks approval to the grant of a 125 year lease of the land and buildings as shown edged, hatched and cross hatched black on plan 1 together with the grant of shared pedestrian and vehicular access rights over the land shown cross hatched black on plan 2 to The Forge Trust on the basis of the terms outlined in the exempt Appendix.

## **Consultation**

7. The Cabinet Member for Economic Development and Asset Management and the Ward Councillor are to be consulted regarding this proposal.

## **Other Options Considered**

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

## **Reasons for Recommendations**

9. To enable the school to convert to an academy in accordance with statutory requirements.

## **Statutory and Policy Implications**

10. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance, finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment 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. There are no financial implications for the Council. The caretaker's bungalow is vacant and not producing any rental income.

## **RECOMMENDATIONS**

That approval be given to:

- 1) The grant of a 125 year academy lease of Maun Infant & Nursery School as shown edged, hatched and cross hatched black on the attached plan 1 to The Forge Trust, The Sir Donald Bailey Academy, Bailey Road, Newark, Nottinghamshire, NG24 4EP on the basis of the main terms outlined in the exempt appendix.
- 2) The grant of shared pedestrian and vehicular access rights over the land shown cross hatched black on plan 2 on the basis of the main terms outlined in the exempt appendix.

**Jonathan Marriott**  
**Head of Property & Estates**

**For any enquiries about this report please contact:** Jonathan Marriott, Head of Property & Estates, Tel: 0115 977 3922

## **Constitutional Comments (SH2 8/10/24)**

12. The recommendation falls within the remit of the delegation to Service Director Investment and Growth (that postholder's responsibilities and powers now being exercised by the post of Service Director Green Growth, Investment and Assets) by Cabinet Member Economic

Development and Asset Management on the 6th June 2022 and 19th September 2023 which was implemented on 28th September 2023.

### **Financial Comments (PA 08/10/2024)**

13. The costs the Council incurs to draw up leases, transfer agreements etc. up to a maximum of £7,000 are met by the school.

### **Background Papers and Published Documents**

- None.

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

Ollerton - Councillor Mike Pringle

File ref.:BH/SB/01195

SP: 4181

Properties affected: 01195: Maun Infant & Nursery School