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1 June 2017

Children and Young People Scrutiny Committee

A meeting of the Children and Young People Scrutiny Committee will be held on **Friday, 9 June 2017 at 1.00 pm in Committee Room One, County Offices, Newland, Lincoln LN1 1YL** for the transaction of the business set out on the attached Agenda.

Yours sincerely

Tony McArdle
Chief Executive

Membership of the Children and Young People Scrutiny Committee **(11 Members of the Council and 4 Added Members)**

Councillors R L Foulkes (Chairman), R J Kendrick (Vice-Chairman), M D Boles, Mrs W Bowkett, S R Dodds, M T Fido, C Matthews, A P Maughan, Mrs C L Perraton-Williams, L Wootten and R Wootten

Added Members

Church Representatives: Mr S C Rudman and Mr P Thompson

Parent Governor Representatives: Mrs P J Barnett and Dr E van der Zee

CHILDREN AND YOUNG PEOPLE SCRUTINY COMMITTEE AGENDA
FRIDAY, 9 JUNE 2017

Item	Title	Pages
1	Apologies for Absence / Replacement Members	
2	Declarations of Members' Interests	
3	Minutes of the meeting of the Children and Young People Scrutiny Committee held on 10 March 2017	5 - 20
4	Announcements by the Chairman, Executive Councillor for Adult Care, Health and Children's Services and the Executive Director of Children's Services	
5	Introduction to Children's Services <i>(To receive a presentation from Debbie Barnes, Executive Director of Children's Services about the work of Children's Services)</i>	
6	Proposal to Expand Capacity at Market Deeping Community Primary School (Final Decision) <i>(To receive a report from Matthew Clayton, Admissions and Education Provision Manager, which asks the Scrutiny Committee to consider a proposal to expand capacity at Market Deeping Community Primary School, prior to it being considered by the Executive Councillor for Adult Care, Health and Children's Services on 21 June 2017)</i>	21 - 54
7	Children and Young People Scrutiny Committee Work Programme 2017/18 <i>(To receive a report from Tracy Johnson, Senior Scrutiny Officer, which provides the Scrutiny Committee with an opportunity to consider its own work programme for the coming year)</i>	55 - 62

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Please note: for more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting

- Business of the meeting
- Any special arrangements
- Copies of reports

Contact details set out above.

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PRESENT: COUNCILLOR J D HOUGH (CHAIRMAN)

Councillors R Wootten (Vice-Chairman), B Adams, W J Aron, Mrs J Brockway, S R Dodds, A G Hagues, B W Keimach, C R Oxby, Mrs S Ransome, Mrs N J Smith, L Wootten, M A Whittington and Mrs S M Wray.

Added Members

Church Representatives: No representatives in attendance.

Parent Governor Representatives: No representatives in attendance.

Councillor: D Brailsford (Executive Support Councillor for Children's Services), Simon Morley (Head teacher Kirkby on Bain C E School), Suzanne Scott (Head teacher Ellison Boulters C E Academy) and Andrew Stores (Head teacher William Farr C E Comprehensive School) were also in attendance.

Officers in attendance:-

Michelle Andrews (Service Manager Early Years and Childcare Support), Debbie Barnes (Executive Director, Children's Services), Gavin Booth (Children's Services Manager, Education Strategy), Katrina Cope (Senior Democratic Services Officer), Tracy Johnson (Senior Scrutiny Officer), Heather Sandy (Chief Commissioning Officer for Learning) and Martin Smith (Children's Services Manager, School Standards).

59 APOLOGIES FOR ABSENCE / REPLACEMENT MEMBERS

Apologies for absence were received from Councillors Mrs L A Rollings and Mrs H N J Powell.

Apologies for absence were also received from Mrs S Rudman and Mr P Thompson (Church Representatives) and Mrs P J Barnett and Dr E van der Zee (Parent Governor Representatives).

60 DECLARATIONS OF MEMBERS' INTERESTS

There were no declarations of member's interest made at this point in the meeting.

**CHILDREN AND YOUNG PEOPLE SCRUTINY COMMITTEE
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RESOLVED

That the minutes of the Children and Young People Scrutiny Committee held on 20 January 2017, be confirmed and signed by the Chairman as a correct record.

62 SECTOR LED SCHOOL IMPROVEMENT MODEL - UPDATE REPORT

Consideration was given to a report from Debbie Barnes, Executive Director of Children's Services, which provided the Committee with updates relating to the Sector-Led approach to School Improvement.

The Chairman welcomed to the meeting three Headteachers who attended to advise the Committee of their experiences on the new sector-led model. The Headteachers who attended were: Simon Morley, Kirkby on Bain CE School; Andrew Stones, William Farr CE Comprehensive School; and Suzanne Scott, Ellison Boulters C E Academy.

The key points raised by the three Headteachers included:-

- That the change in culture in schools could not be under estimated;
- That schools that had traditionally not worked together were pooling and sharing their resources, which had had a big impact on schools;
- That training provided was bespoke to help everyone out;
- That research was key as this informed good practice;
- That when reviewing other schools, there was honesty and openness; and a willingness to help with any problems, by sharing experiences and knowledge; and as a result no-one now felt isolated. It was highlighted that there was no longer a fear factor;
- A suggestion was made that to move forward further, peer reviews across clusters would be useful to ensure further cross pollination; and
- That most schools felt that there was more to come from working more collectively, as the experience so far had proven to be very positive.

Gavin Booth, Children's Services Manager – Education Strategy guided the Committee through the report explaining that the role of the Local Authority relating to school improvement had changed greatly over recent years, with the introduction of academies, multi-academy trusts and teaching schools. It was highlighted that over the last 14 years, Lincolnshire had commissioned CfBT to deliver its statutory services and provide a traded offer of school improvement to its schools. Now Lincolnshire schools could access a range of partners who together were supporting school improvement. This method was echoed in the White Paper, which indicated that schools and groups of schools should have increased autonomy and responsibility for their own outcomes through working in a sector-led system.

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The Committee was advised that the Lincolnshire Learning Partnership had grown over the last two years to a partnership of over 340 schools. These schools had made a commitment to developing a sector-led approach to school improvement and support. All schools had been engaged in the Peer Reviews, working together in clusters to improve outcomes for children.

It was reported that the Local Authority had been creative and proactive in its response when schools had found themselves in difficulty. The Council had worked with schools to find local solutions by brokering support from other local schools, liaising with the Regional Schools Commissioner to seek local sponsors when required and by utilising teaching schools National Leaders of Education or National Locality Leads to help with performance. The Committee was advised that Locality Leads were a small team of Educational Advisers who monitored the performance of schools; signposting schools to receive relevant support; and also worked alongside some of the Council's most vulnerable schools.

The Sector-Led approach was ensuring that expertise remained within the County; and that the continual focus was to find local solutions. It was highlighted to the Committee that Lincolnshire leaders were getting increasing recognition for their collaborative working; and Lincolnshire was delighted to announce that the Lincolnshire Learning Partnership (LLP) had been recently referenced in a school's Ofsted inspection as being a positive collaboration arrangement.

In conclusion, it was noted that Sector-Led improvement was becoming more embedded and was now acceptable as common practice. It was highlighted that the LLP was compiling a strategic plan to provide further support schools moving forward. A list of the key areas being considered was detailed on page 20 of the report presented. Officers also advised that the LLP had developed a committee structure responsible for, and based upon delivering the broad aims of:-

- Championing learners and leaders to shape their own futures;
- Promoting successes, innovation and evidenced practice to benefit all;
- Empowering schools to meet the needs of their communities; and
- Challenging all schools to keep getting better.

Overall, the Local Authority would continue to champion effective collaborations, monitoring and intervening when necessary in the most vulnerable schools; and also developing cohesion amongst the different elements of the Sector-Led model.

During discussion, the following points were raised:-

- Officers were thanked for the presentation and some members expressed their support for the model; particularly the sharing of ideas and the fact that there was now a lack of fear amongst the schools in sharing data;
- One question asked was whether there was more pressure on other staff when Headteachers were out of school. The Committee noted that the pooling and sharing arrangements were actually helping teachers with their own personal development, which in turn was then helping the schools and its pupils. One of the Headteachers present confirmed that the arrangement had

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not had an effect on the workload of their particular school leadership team. Having the opportunity to visit other schools was a wonderful professional development opportunity; as something was always learnt from each school visited. The gained knowledge was shared and lessons were learnt. It was also noted that subject clusters were a way of sharing knowledge and experiences;

- One member enquired as to what happened to schools that were not included. It was noted that all schools were encouraged to engage. Officers advised that the sector-led approach was working in other places in the Country and with partnership working the culture in Lincolnshire was changing; and that at the end of the day the overall effect was the impact the positive working was having on pupils in Lincolnshire. Officers confirmed that the schools that were not involved would be written to regularly; advising them of the work being undertaken and offering them the opportunity to get involved;
- The Committee was advised that lots of work was ongoing with regard to exclusions. It was highlighted that officers were doing a great deal of work to support schools not to exclude pupils for a one off incident. The outreach service helped schools by sharing experiences and knowledge and the service being provided by schools;
- The Committee noted that the existing Regional School Commissioner was due to leave at the end of March; and
- It was highlighted that with a collective voice for Lincolnshire Schools, meant that there was more power for Lincolnshire Nationally.

RESOLVED

1. That the Sector-Led School Improvement Model – Report Update be received.
2. That further six monthly updates on the model's implementation and development be received by the Children and Young People Scrutiny Committee.

63 SCHOOLS NATIONAL FUNDING FORMULA

The Committee gave consideration to a report from Debbie Barnes, Executive Director of Children's Services, which provided an update on the stage 2 consultation for a schools national funding formula.

It was highlighted that through the government's national funding formula, Lincolnshire mainstream schools collectively were set to receive additional funding from the current level of Lincolnshire's Dedicated Schools Grant Funding. A copy of the report considered by the Lincolnshire Schools Forum was attached as Appendix A to the report. Page 33 of the said Appendix provided the Local Authority Observations of the school national funding formula.

The Executive Director of Children's Services guided the Committee through the report and Appendix A, making reference to:-

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- That the government had proposed the building blocks of the schools national funding formula to be basic per-pupil funding, additional needs, school-led funding and geographical funding. Details of the 13 formula factors with the building block were detailed on page 24 of the report;
- The Schools National Funding Formula comparison with Lincolnshire's Local Funding Formula;
- Illustrative Local Authority Allocations for 2018/19. It was noted the Local Authorities illustrative allocations baseline that had been used by the government was from each Local Authorities 'Authority Proforma Tool'. It was highlighted that the baseline approach would influence each schools final notional budget by the application of the 'funding floor' and minimum funding guarantee, and the gains cap during the transition period;
- Lincolnshire Schools Position – It was highlighted that the introduction of the national funding formula was positive news for Lincolnshire schools; as Lincolnshire would receive additional funding of £15.534m per annum using 2016/17 data compared to the current level of funding provided by government for Lincolnshire schools. Examples were provided within the report regarding the financial impact for schools prior and after the application of the 'funding floor' and minimum funding guarantee, and the gains cap. It was highlighted that prior the application the largest primary gain would be £130,512; and the largest primary loss would be (£299,403); the largest secondary gain would be £507,904 and the largest secondary loss would be (£174,751). After the application the largest primary gain would be £130,512 and the largest primary loss would be (£52,667); likewise the largest secondary gain would be £507,904; and the largest secondary loss would be (£82,067). It was further highlighted that through the government's application of the 3% gains cap, Lincolnshire schools would lose out on funding in 2018/19 by £7.865m following the application of the minimum funding guarantee;
- Lincolnshire Schools Position – Academy Schools – It was highlighted that the government was proposing through the National Funding Formula changes to use the General Annual Grant (which included Local Authority Central Spend Equivalent Grant protection funding) or Education Funding Agency termed 'local minimum funding guarantee' for the academy schools' baseline. The baseline would be compared to the national funding formula before the application of the funding floor and minimum funding guarantee, and the gains cap. Examples were provided within the report of the financial impact on Lincolnshire Academy schools prior to and after the application of the funding floor and minimum funding guarantee, and the gains cap. It was highlighted that prior the application the largest primary gain would be £129,577 and the largest primary loss would be (£302,321); the largest secondary gain would be £309,584 and the largest secondary loss would be £1,281,031). After the application the largest primary gain would be £129,577 and the largest primary loss would be (£55,780). The largest secondary gain would be £309,584 and the largest secondary loss would be (£176,357); and
- The Local Authority observations of the schools national funding formula. These were detailed on page 33/34 of the report presented.

During discussion, the Committee raised the following issues:-

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- The complexity of the new national funding formula – The proposed approach was far too complicated, and as a result very few people understood it. It was felt that the proposed formula should be made easier to understand and more transparent;
- The use of national averages rather than a "needs based approach" – The use of national averages did not provide suitable evidence that funding levels for schools were sufficient to meet the needs of pupils and the costs of operating schools of different sizes;
- The financial pressures facing schools – It was highlighted that Schools were estimated to be facing financial pressures of around 8% between 2016/17 and 2019/20 as a result of pay increases, employer contributions to national insurance and pensions, and the Apprenticeship Levy. These increased financial costs would lead to a reduction in real terms of funding for schools. This reduction in funding would have an impact on schools being able to keep, and recruit, good staff;
- Schools in Lincolnshire were already poorly supported in terms of funding - No schools in Lincolnshire should end up with a cash reduction in its funding when schools locally were already underfunded when compared to schools nationally. Lincolnshire 2017/18 per pupil value was £4,305.40 compared to an England average of £4,618.63. However, under the proposed formula, it was estimated that 17 primary schools and 9 secondary schools in Lincolnshire would lose funding. Any funding formula that included Lincolnshire should have a floor mechanism that ensured that no school in Lincolnshire would be worse off than they already were;
- The lump sum rate of £110,000 for all schools - The proposal to fix the lump sum rate at the same value for primary and secondary schools appeared unjustified. The proposals did not seem to recognise or understand the fixed costs in running a school. The lump sum rate should vary depending on the size of the school;
- The sparsity factor did not reflect reality - In Lincolnshire, there was a large number of small rural primary schools, but as these schools were close together, such as in neighbouring villages, they would not benefit from the sparsity factor; The loss of Looked After Children funding - Lincolnshire would be disadvantaged financially by the Looked After Children factor monies being added into the Looked After Children pupil premium. By putting the Looked After Children factor monies into the national pot, would dilute the Looked After Children funding for those local authorities that use the formula factor. The separate Looked After Children factor should be retained to maximise the funding available to support Looked After Children;
- Pupil Premium and Deprivation Funding – The inclusion of additional needs funding for deprivation while still providing pupil premium funding meant that there would be double funding for schools that were eligible for both funding streams; and
- A fairer funding settlement for each school – The 3% per pupil 'funding floor' and the protection for early academy convertors was unlikely to create fairness and equity across all schools. It was unclear whether the level of protection for schools losing funding could be sustained and what would happen to those schools losing funding once the protection ended in 2019/20.

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RESOLVED

1. That the report on the Schools National Funding Formula be noted.
2. That the concerns raised by the Children and Young People Scrutiny Committee as detailed above be forwarded on to the Department of Education in response to the consultation on the Schools National Funding Formula.

64 EARLY YEARS NATIONAL FUNDING FORMULA

Consideration was given to a report from Debbie Barnes, Executive Director of Children's Services, which invited the Children and Young People Scrutiny Committee to consider the Early Years National Funding Formula, which was due to be considered by the Executive Councillor responsible for Children's Services on 31 March 2017. The Committee was advised that its views would be reported to the Executive Councillor as part of her consideration of this item.

Detailed at Appendix 1 was a copy of the Executive Councillor report, which had appended to it at Appendix A, a copy of the report considered by the Lincolnshire Schools Forum at its meeting on 22 February 2017.

In guiding the Committee through the report presented, Michelle Andrews, Children's Services Manager – Early Years and Childcare Support advised that on 11 August 2016, the government had announced a consultation for a national funding formula for early years. The proposal was for the government to deliver a fair and transparent funding system worked out on a formulaic basis.

The outcome of the above said consultation released in December 2016, advised that implementation of the new funding formula would be April 2017. It was highlighted that the lateness in the government's announcement had made timescales extremely challenging for Local Authorities.

The report presented provided an overview to the formulaic approach to funding Local Authorities using early year's factors of 'base rate' and 'additional needs'. Table 1 on page 12 of the report provided details of the national distribution of funding across the factors including the basic hourly rate (before and after the 'area cost adjustment'). It was highlighted that the 'area cost adjustment' was fundamental in determining the overall level of funding at a Local Authority level.

It was highlighted that the government in response to consultation had also announced a 'minimum funding rate' per pupil of at least £4.30 per hour. It was highlighted further that Lincolnshire's rate using the formulaic approach was £4.16 per hour, therefore the 'minimum funding rate' had increased Lincolnshire's rate to £4.30 per hour. Nationally, Lincolnshire was one of 47 out of 150 Local Authorities to be on this minimum funding rate.

The Committee was advised that Lincolnshire's indicative early years funding for 2017/18 was £25.060m; and that the government would be funding the additional 15

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hours for 3 & 4 year old children of eligible families from September 2017. This would be funded at the same rate of £4.30 per hour to Local Authorities; and that the indicative allocation for this was £4.582m for 2017/18. It was noted that the decision to have a universal rate would have a significant impact on the financial sustainability of maintained nursery schools. As a result the government would be providing supplementary funding for 2017/18 and 2018/19 to maintain the current rate of funding across Local Authorities for maintained nursery schools, which in essence would protect Lincolnshire's five nursery schools at its current funding rate for the duration of this parliament.

It was reported that the Local Authority had adopted an approach to determine a local universal rate; which was based on a typical cost model approach, based on agreed staff ratios and setting characteristics; and that the cost model considered all activities it takes to provide early years entitlement.

The Committee noted that the 2017/18 hourly rate from April 2017 for 3 and 4 year old entitlement had been determined at £3.82; and that the hourly rate for eligible 2 year old entitlement had been determined at £4.85. The Committee noted further that the Schools Forum had been consulted on the 22 February 2017 and support had been given to the Early Years Funding Formula and provider rates for early year's children; and approval was given to the Local Authority's proposals to centrally retained funding.

During discussion, the Committee raised the following issues:-

- Concerns were raised about the level of consultation undertaken with early year's providers and whether they had been fully consulted. It was confirmed that an electronic consultation with the sector had taken place, and the report to Lincolnshire Schools Forum attached at Appendix A incorporated the feedback from the provider survey and this had informed the decisions on the local funding formula. It was also clarified that there were three early years' providers' representatives at the Lincolnshire Schools Forum meeting on 22 February 2017. However, although the Committee recognised that there had been some consultation with providers, there were still concerns about whether there had been enough undertaken;
- It was queried what the outcomes had been from the consultation, as the consultation feedback had not been included in the report. It was clarified that as providers were in different locations, then the responses varied, such as in relation to the deprivation factor where those in deprived areas argued for more deprivation funding whereas others argued for less. Overall, there was support for the proposals from the early years providers but there was a need to keep the deprivation factor under review;
- Concerns were raised about whether early years providers would be able to cope with the potential increased demand when the additional 15 free hours for three and four year olds from eligible working families comes into force in September 2017. It was noted that not all eligible families would necessarily take up the full additional 15 free hours, and that data suggested that about 50% of eligible families currently had children in longer than 15 hours per week in the autumn term and as many as 75% accessed additional hours in

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the summer term of 2016. It was clarified that demand for places varied over the year, as there was usually a lower take up in the autumn term, but summer was the peak term when there would be more pressure for places, therefore any shortage of capacity may not become evident until summer 2018; and

- Concerns were raised about whether some early year's providers would close due to the level of funding available for the additional 15 free hours, which for some providers might be less than what they would charge for those extra hours. There were also concerns that some providers might refuse to provide the additional 15 free hours due to the loss in income for them. It was clarified that the only way to increase the hourly rate of £3.82 to providers would be by reducing the level of funding for the deprivation factor, and the inclusion funding to provide additional support for children with moderate Special Educational Needs and Disabilities.

RESOLVED

1. That the Children and Young People Scrutiny Committee unanimously supported the recommendations as detailed in the report presented.
2. That the comments as detailed above be passed on to the Executive Councillor responsible for Children's Services in relation to this item.

65 LINCOLNSHIRE LOCAL AUTHORITY SCHOOL PERFORMANCE 2015 - 16

The Committee gave consideration to a report from Debbie Barnes, Executive Director of Children's Services, which summarised the 2015/2016 performance made by Lincolnshire Schools.

Martin Smith, Children's Services Manager – School Standards, guided the Committee through the report. The report highlighted the outcomes of assessments within the Early Years, Key Stage 1, Key Stage 2, Key Stage 4 and Key Stage 5. Each measure contained a summary comment expressing the standing of Lincolnshire within the region and national context.

Attached to the report were the following Appendices:-

- Appendix A - Lincolnshire Local Authority Data
- Appendix B - Closing the gap
- Appendix C – East Midlands Regional Priorities
- Appendix D – LA response to need
- Appendix E – OfSTED Standards

It was highlighted that the data within the report identified that there had been year on year improvements in pupil outcomes. However, there was still a number of key actions needed in order for all groups of Lincolnshire pupils to be achieving at least at levels seen nationally, with aspirations to achieve higher.

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The Committee was advised that comparisons of previous data were flawed as the methodology within Primary assessment had changed significantly in terms of calculations and the production of scaled scores rather than levels.

It was highlighted that underperforming maintained schools and academies had already been challenged, and some were individually working with Lincolnshire County Council Education Locality Leads. It was further highlighted that there was a number of productive and positive relationships with Lincolnshire Teaching Schools to develop broader and more accessible training to meet the needs of the County.

The Council was also improving the use of National Leaders in Education, Local Leaders in Education, and Specialist Leaders in Education to ensure that the sector was developing leaders to sustain improvement in conjunction with the Teaching Schools. It was highlighted that the Lincolnshire Learning Partnership was also key in developing leadership within Lincolnshire.

The report also provided an explanation as to the role of the Lincolnshire Learning Locality Leads whose role was to ensure that intervention, support and challenge would be provided when required to ensure that improvement activities were taking place promptly to address underlying needs.

During discussion, the Committee raised the following issues:-

- Page 52 – Achieving a High Score or Working at Greater Depth within the Expected Standard - The report highlighted that the gap had widened across all subjects, except for Grammar, Punctuation and Spelling (GPS) which had narrowed slightly. Work was ongoing to increase access to Teaching Schools;
- Page 53 - % of pupils achieving the English Baccalaureate at KS4 - the greater discrepancy between this measure and the earlier measure. It was highlighted that Lincolnshire was ahead of National in this measure;
- Page 53 - Attainment Score by component subject area – Some concern was expressed to the below Lincolnshire vs National average. The report highlighted that the biggest gap was between Lincolnshire and National for English at - 0.2;
- One member also highlighted that results were dependent on a number of factors; some schools were located in areas with high levels of deprivation; and that schools were constantly having to work in a changing environment which was having an effect on some schools performance; and
- Page 94 - KS4 % gap between Disadvantaged pupils and Non-Disadvantaged pupils – It was highlighted that the Lincolnshire Disadvantaged vs Non-Disadvantaged pupils gap was wider than National across all measures. Officers confirmed that the size of schools in Lincolnshire made it difficult to compete for funding. Lincolnshire was the 4th poorest funded authority, which meant that children were disadvantaged and that was why Lincolnshire was doing as much networking as it could.

RESOLVED

That the report relating Lincolnshire Local Authority School Performance 2015/16 be noted.

66 THE LOCAL AUTHORITY PROCESS REGARDING SCHOOLS GRADED AS INADEQUATE

Consideration was given to a report from Debbie Barnes, Executive Director of Children's Services, which advise the Committee of the role of the Local Authority in schools graded as Inadequate by Ofsted.

Gavin Booth, Children's Services Manager – Education Strategy presented the report and highlighted to the Committee the stages relating to Ofsted inspections. Particular reference was made to when a school was judged as requiring improvement at its last inspection. The Committee was advised that the school would be subject to monitoring from inspectors to check its progress and would be inspected within a period of around two years. If after this period the school was still judged as requiring improvement, further monitoring would take place; and another inspection would take place within a further two years. If at this inspection the outcome was still not good, it would be highly likely that the school would be judged inadequate, and deemed to require special measures.

It was noted that a standard inspection usually lasted two days and that the number of inspectors on the inspection team would vary depending on the size of the school. Full details of the areas the inspectors would make graded judgements on were detailed on page 110 of the report.

It was noted further that if a school was judged as being inadequate, it could be placed in special measures, which meant that the school was failing to provide pupils with an acceptable level of education, and was not showing improvement; or if a school was judged as having serious weaknesses, this meant that there would be one or more of the key areas of the school's performance requiring significant improvement, but leaders and managers had demonstrated the capacity to improve.

The Committee was advised that if a school was deemed by Ofsted as inadequate, it was required to become a sponsored academy, to which the Local Authority had a statutory role. The process could often leave maintained schools waiting for a sponsored conversion for quite a long period of time; and that the process of who supports the school, and to what degree following a special measures judgement was inconsistent. As a result, the Committee was advised that Lincolnshire as a Local Authority had taken the decision to draft a protocol to clarify relationships between the Local Authority and the Regional School Commissioner (RSC) during the interim period and the expected timelines of the necessary support/monitoring. The draft protocol was currently waiting for approval by regional colleagues before being shared with the RSC.

In conclusion, the Committee was advised that the Local Authority continued to work with schools graded as 'Inadequate' to facilitate their conversion to sponsored

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academy status; and to challenge any delays in the process due to the detrimental impact on pupils, families and the wider community. The Education Team would continue to risk assess schools and broker support for the most vulnerable and high risks schools in order to try and mitigate the possibility of schools receiving a Grade 4 judgement in line with the Council's School Improvement Strategy.

A list of Lincolnshire schools graded as inadequate was detailed on page 112 of the report presented.

A short discussion ensued, from which some concerns were raised to the damage caused to pupils, families, and the community as a result of the delays arising from the conversion to sponsored academy status. One member expressed thanks to officers for the support provided to Louth Monks Dyke Tennyson College; and reiterated the need for a protocol.

The Committee felt that the Executive Director of Children's Services should take up the concerns raised particularly in relation to Cherry Willingham Community School and Louth Monks Dyke Tennyson College; who the Department for Education had not yet identified an academy sponsor for.

RESOLVED

1. That the report regarding the Local Authority Process regarding schools graded as inadequate be noted.
2. That the Committee extend their support to Executive Director of Children's Services to raise concerns; and if necessary make a referral to the Parliamentary Ombudsman.

67 LINCOLNSHIRE SAFEGUARDING BOARDS SCRUTINY SUB-GROUP - UPDATE

Consideration was given to a report which enabled the Children and Young People Scrutiny Committee to have an overview of the activities of the Lincolnshire Safeguarding Boards Scrutiny Sub-Group, in particular the Sub-Group's consideration of child safeguarding matters.

It was reported that the Scrutiny Sub-Group had last met on 11 January 2017, and the draft minutes were included within the agenda pack.

The Sub-Group had been updated on the work of the Lincolnshire Safeguarding Children Board (LSCB). It was noted that the Board was hoping to work with the Department for Education around shaping and designing the model and role of Local Safeguarding Children Boards in the future.

The Sub-Group had also considered the outcomes from a Serious Care Review – SCR E; details of which had now been published on the LSCB website.

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The Sub-Group had also been informed of a recent Joint Targeted Area Inspection into domestic abuse, which the Children and Young People Scrutiny Committee had considered at its last meeting; and the action plan arising from it would be discussed later on in the agenda.

It was noted that the Sub-Group had also received an update on the work being undertaken by the Board to identify and prevent Child Sexual Exploitation (CSE).

It was noted further that the next meeting of the Sub-Group was planned to be held on 28 March 2017 and it would be receiving updates on Serious Case Reviews, CSE and the work of the Board.

RESOLVED

That the minutes of the meeting of the Lincolnshire Safeguarding Boards Scrutiny Sub Group, held on 11 January 2017, be noted.

68 PERFORMANCE - QUARTER 3 2016/17

The Committee gave consideration to a report from Debbie Barnes, Executive Director of Children's Services, which provided key performance information for Quarter 3 2016/17 relevant to the work of the Children and Young People Scrutiny Committee.

Attached to the report were the following Appendices:-

- Appendix A – Detailed report that covered the Council Business Plan indicators used by Children's Services;
- Appendix B – Provided complaints and compliments received in relation to Children Services and schools;
- Appendix C - Provided an overview of the Ofsted status of schools in Lincolnshire; and
- Appendix D – Performance Monitoring of Contract - Exempt

At this point in the meeting it was moved, seconded and

RESOLVED

That in accordance with Section 100(A) of the Local Government Act 1972, the public and press be excluded from the meeting for consideration of Appendix D to the report on the grounds that if they were present there could be a disclosure of exempt information as defined in Paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972, as amended.

The Chairman invited Members of the Committee to ask questions in relation to Appendix D of the report and officers responded to questions raised.

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RESOLVED

That the Performance – Quarter 3 2016/17 report be noted.

**69 JOINT TARGETED AREA INSPECTION ON DOMESTIC ABUSE AND
NEGLECT IN LINCOLNSHIRE - ACTION PLAN**

Pursuant to Minute number 52(2) from the meeting held on 20 January 2017 the Committee gave consideration to a report from Debbie Barnes, Executive Director of Children's Services, which had appended to it at Appendix B a copy of the Joint Targeted Area Inspection Action Plan, which provided a response to the specific findings set out in the Joint Targeted Area Inspection of the multi-agency response to abuse and neglect in Lincolnshire report. It was noted that the Action Plan was still work in progress.

The Committee was invited to consider and comment on the content of the Action Plan.

Some concern was expressed with regard to the sharing of intelligence. Officers confirmed that not all information was able to be shared due to Data Protection legislation.

A further concern was raised with regard to thresholds for children in situations of harm. Officers advised that this was an area that was a constant challenge on a daily basis. A further issue raised was in a situation where cultural differences were in place; as this often resulted in different tolerances and expectations. Officers advised that the Council's Children's Centres were very important; as parents were able attend and share experiences, and challenge what was acceptable.

RESOLVED

That the Joint Targeted Area Inspection Action Plan be received.

**70 CHILDREN AND YOUNG PEOPLE SCRUTINY COMMITTEE WORK
PROGRAMME**

Consideration was given to a report which enabled the Children and Young People Scrutiny Committee to consider its work programme.

The Senior Scrutiny Officer advised the Committee that the meeting scheduled to be held on the 28 April 2017 had been cancelled, and that this was therefore the last planned meeting of the Committee for the Council term.

The Committee was also reminded that a Safeguarding Focus Group with Social Workers and other key officers was due to be held at 2.00pm in Committee Room 1 later in the day.

The Committee extended its thanks to the Chairman and Vice-Chairman for the work carried out by the Committee which had always been very thorough and challenging.

**CHILDREN AND YOUNG PEOPLE SCRUTINY COMMITTEE
10 MARCH 2017**

Thanks were also extended by the Committee to the Senior Scrutiny Officer for all her help and support.

RESOLVED

That the Work Programme as set out in Appendix A to the report be noted.

The meeting closed at 1.10 p.m.

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Agenda Item 6



Policy and Scrutiny

Open Report on behalf of Debbie Barnes, Executive Director of Children's Services

Report to:	Children and Young People Scrutiny Committee
Date:	09 June 2017
Subject:	Proposal to Expand Capacity at Market Deeping Community Primary School (final decision)

Summary:

This report invites the Children and Young People Scrutiny Committee to consider a report on the Proposal to Expand Capacity at Market Deeping Community Primary School (final decision) which is due to be considered by the Executive Councillor for Adult Care, Health and Children's Services on 21 June 2017. The views of the Scrutiny Committee will be reported to the Executive Councillor as part of her consideration of this item.

Actions Required:

The Children and Young People Scrutiny Committee is invited to

- (1) consider the attached report and to determine whether the Committee supports the recommendation(s) to the Executive Councillor for Adult Care, Health and Children's Services as set out in the report.
- (2) agree any additional comments to be passed to the Executive Councillor for Adult Care, Health and Children's Services in relation to this item.

1. Background

The Executive Councillor for Adult Care, Health and Children's Services is due to consider a report on the Proposal to Expand Capacity at Market Deeping Community Primary School (final decision). The full report to the Executive Councillor is attached at Appendix 1 to this report.

2. Conclusion

Following consideration of the attached report, the Committee is requested to consider whether it supports the recommendation(s) in the report and whether it wishes to make any additional comments to the Executive Councillor. The Committee's views will be reported to the Executive Councillor.

3. Consultation

a) Have Risks and Impact Analysis been carried out?

See report to the Executive Councillor attached at Appendix 1.

b) Risks and Impact Analysis

See report to the Executive Councillor attached at Appendix 1.

4. Appendices

These are listed below and attached at the back of the report.	
Appendix 1	Report to the Executive Councillor for Adult Care, Health and Children's Services on Proposal to Expand Capacity at Market Deeping Community Primary School (final decision)

5. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Matthew Clayton, who can be contacted on 01522 555353 or matthew.clayton@lincolnshire.gov.uk.

Appendix 1



Executive/Executive Councillor

Open Report on behalf of Debbie Barnes, Executive Director of Children's Services

Report to:	Councillor Mrs P A Bradwell, Executive Councillor for Adult Care, Health and Children's Services
Date:	21 June 2017
Subject:	Proposal to Expand Capacity at Market Deeping Community Primary School (final decision)
Decision Reference:	I013554
Key decision?	Yes

Summary:

Lincolnshire County Council has a statutory duty to ensure that there are sufficient school places within its area to accommodate all pupils of statutory school age who live in Lincolnshire.

This report concerns the permanent expansion of the capacity at Market Deeping Community Primary School. This is to ensure that there is the required number of primary school places within the Market Deeping area of Lincolnshire to accommodate increasing pupil numbers. The proposal would expand the school to a 1.5 form entry (45 places) from 1 form of entry (30 places) with a proposed implementation date of 1 September 2018. The Local Authority believes that this proposal is the best available option to address the increasing pressure on primary school places in this area of Lincolnshire.

The Local Authority is co-ordinating the process following statutory guidelines published in the Department for Education (DfE) guide "Making 'prescribed alterations' to maintained schools. Statutory guidance for proposers and decision-makers" (April 2016) in accordance with the terms of the Education and Inspections Act 2006, as updated by the Education Act 2011.

On 16 January 2017 a four week period of consultation commenced which closed on 13 February 2017 and is further referred to later in this report in the Consultation section. A summary of written responses received is also attached in Appendix A.

Following the consultation period the decision was taken on 7 March 2017 to publish a Statutory Notice on 24 March 2017. This initiated a four week Representation Period up to 21 April 2017 when written objections and comments may be submitted. The process is now entering the final stage when the Local Authority (LA), as decision maker, must take the final decision regarding the proposal within 2 months from the end of the Representation Period (by 21 June 2017).

This report seeks to advise the Executive Councillor on making the final decision regarding the proposed expansion of Market Deeping Community Primary School.

Recommendation(s):

That the Executive Councillor approves the expansion of the capacity at Market Deeping Community Primary School with effect from 1 September 2018.

Alternatives Considered:

- | | |
|----|---|
| 1. | <p>Alternatives Considered:</p> <p>The Council retains the school as it is at present with no expansion of the capacity at Market Deeping Community Primary school.</p> <p>The above alternative would have the following disadvantages:</p> <p>It is likely that there would be insufficient primary school places in the Market Deeping area. Therefore the LA may be unable to comply with its statutory duty to ensure that there are sufficient school places for children of a statutory school age in the locality in future years.</p> <p>It would place increasing pressure on Market Deeping Community Primary School and other primary schools in the area.</p> <p>It would likely lead, in the future, to children being offered places at schools outside of Market Deeping. This would result in an increase of transport costs and traffic from potential increased car usage. There are also concerns over the impact of this additional travelling time on the children concerned.</p> |
| 2. | <p>The Council retains the school as it is at present with no expansion of the capacity at Market Deeping Community Primary School but looks to increase capacity at other primary schools in the surrounding area.</p> <p>Other options in and around this area of the Deepings have been explored. All primary schools have been considered and consulted with for potential expansion, but none have been found to be as suitable due to various reasons. These reasons include; geographical location in relation to demographic pressures, undersized sites, distance that pupils would have to travel, parental preference, impact on standards, potential planning challenges and the fact that other schools are of suitable sizes for the areas they serve. This is the most appropriate primary school in the area for expansion.</p> |
| 3. | <p>The Council retains the school as it is at present with no expansion of the capacity at Market Deeping Community Primary School but looks to add</p> |

the required capacity by proposing a new school to serve the surrounding area.

This option has been explored. The number of additional places required at this time (0.5FE/15 per year group) is not enough to justify the need for an entirely new school which would go into direct competition with four other schools that already exist in the Market Deeping/Deeping St James area. It is considered to be more desirable to support expanding an existing school to secure their viability, rather than introduce a new small school into an urban setting where there are already other providers. It would also not be the decision of the LA to do this, as new schools are now all considered as 'Free Schools' with the decision maker being the secretary of state for education. There is an expectation that new schools will be at least 1FE/30 per year group, if not larger, before approval be given. If capacity of any more than 0.5FE were made available in this area then it could have a detrimental impact on the roll and viability of existing schools. There would also be a need to identify a suitable site in relation to where the need for places is. Market Deeping Community Primary School is already ideally located and set up to be a larger school than it is now. The impact of known further housing development is considered to be manageable within the existing estate of schools in the area without the need for a new school, but all options will continue to be considered as more information regarding housing and demographics is received in future years.

Reasons for Recommendation:

To enable the LA to meet its statutory obligation to ensure that there are sufficient primary school places in Market Deeping to accommodate increasing pupil numbers in the community; and to enable the LA to fulfil its statutory duty of providing school places for all children of statutory school age in Lincolnshire within a reasonable distance from where they live.

To ensure that the provision of school places is planned so as to promote high educational standards, enable fair access to educational opportunity for every child and promote the fulfilment of each child's potential. This proposal will both offer the opportunity to enhance the quality of provision and sustain local provision. It is also an opportunity to address suitability and condition issues (such as the size of the hall) to benefit not just the additional pupils but the ones that are already on roll.

The proposal will assist in meeting parental preference. The Government has made it clear that the wishes of parents should be taken into account in planning and managing school estates. DfE guidance states that places should be allocated where parents want them and that successful and popular schools be allowed to grow. Market Deeping Community Primary School was rated overall by Ofsted as a 'Good' school at its last inspection in January 2013. The school has been over-subscribed for the last two years on 1st preferences and in addition continues to be very popular with 2nd preferences. It is also situated

geographically in an ideal location in relation to the demand for places and future housing development.

The LA considers the proposal to be the most appropriate available solution to the expected shortage of primary school places in Market Deeping. This proposal has the full support of the Governing Body. The LA is confident that the school can drive forward a successful expansion which will provide the opportunity to improve the learning experience and outcomes for the children to enable them to reach their full potential. The LA believes it to be the most appropriate option for expansion in the area.

1. Background

National birth rates, mostly concentrated in more urban areas, have been steadily rising in recent years. This increased birth rate, combined in some areas with inward migration and housing development, is resulting in increased demand for primary school places. There is expected to be a long term requirement for more school places.

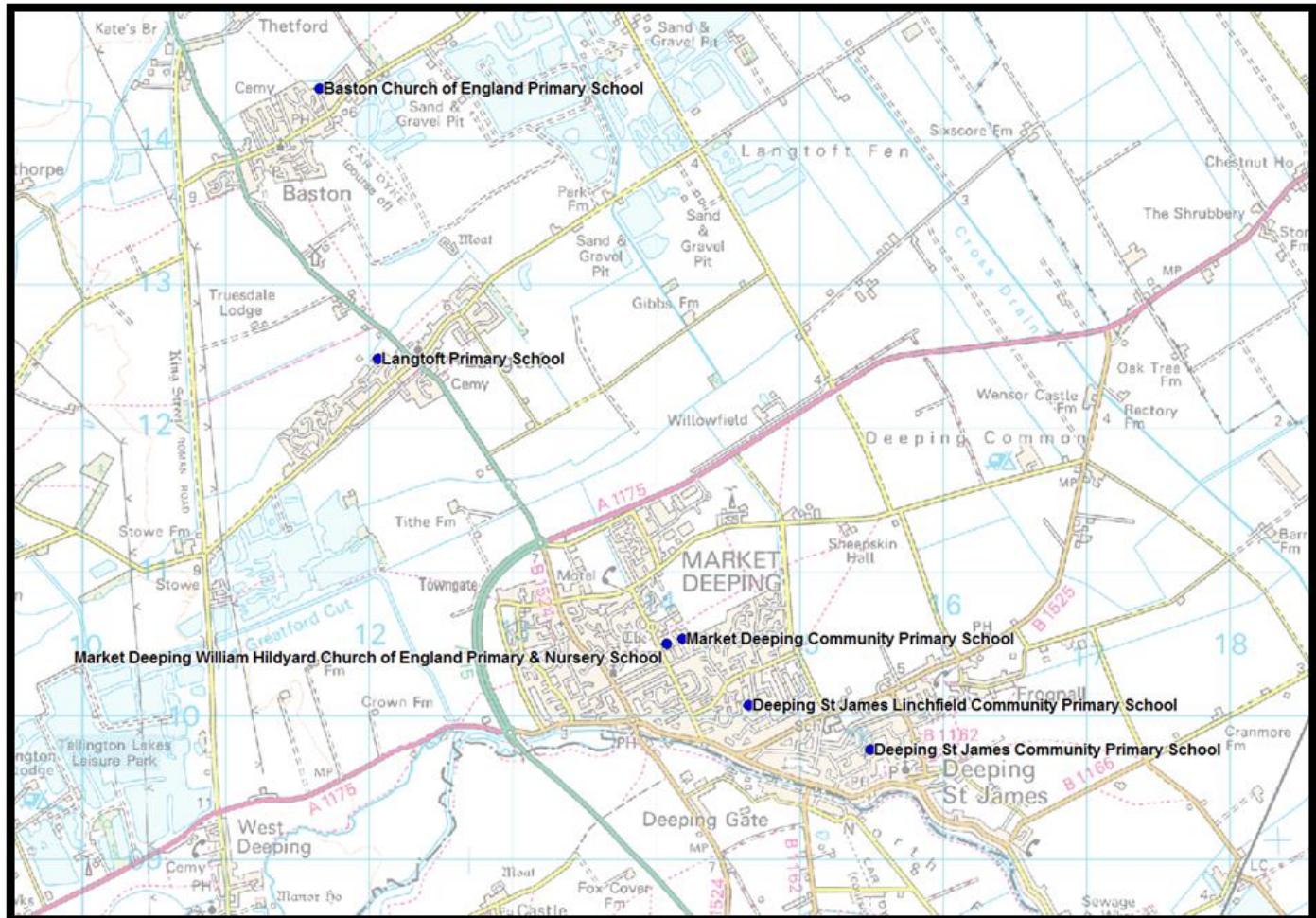
Market Deeping will experience a shortage of available places if capacity at one or more of the local schools is not increased, or additional capacity added through alternative means.

Birth data supplied by Lincolnshire Community Health Service (for January 2017) confirms this expected long term requirement for more places for children of a statutory school age in Market Deeping. This data is shown below (it does not include any additional pupils that may be as a result of new housing development over the next few years):

Reception Intake Year (excludes new housing and out of county children)					
Parish	PAN	R2017	R2018	R2019	R2020
Market Deeping	60	76	78	67	81

(PAN – Published Admission Number. The figure above combines the PAN of both Market Deeping Community Primary School and William Hildyard CE Primary – currently both have a PAN of 30).

The map below shows the location of Market Deeping Community Primary School and other primary schools within the locality.



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It is already evident that there are not enough school places for the September 2017 Reception intake and so Market Deeping Community Primary School have agreed to over-offer up to 45 places on a PAN of 30 to ensure that there are sufficient places this year. This is possible for one year within existing accommodation, but additional accommodation is needed if this were to be a permanent increase to the PAN.

Birth data shows a consistent cohort size above the capacity in this area going forward. There will also be additional pupils from ambitious new housing development plans in the area that is not factored into the above data. Therefore, a permanent sustainable solution is needed to accommodate these extra children to avoid overcrowding and to allow for a reasonable level of surplus capacity to accommodate pupils moving into the area.

The proposal being consulted on is to permanently expand Market Deeping Community Primary School from the existing capacity of 210 places based on a PAN of 30 to 315 places (PAN 45), with a proposed implementation date of 1

September 2018. The school admitted the usual intake of 30 in September 2016, but had an additional 8 pupils on a reserve list for Reception places.

The proposal being consulted on would increase the PAN initially for the Reception intake in September 2018 to 45. The increased intake of up to 45 would then be phased in with each subsequent Reception intake until the PAN of 45 applies to all year groups. The proposal is not to apply the new PAN of 45 to all year groups from the outset. This phased approach will allow the school to effectively manage staffing and teaching structures and help to ensure that pupil numbers at other local schools will be maintained. Should demand across the area result in mid-year pressures requiring additional higher year group places then this approach allows the flexibility to add capacity in those year groups at the appropriate time if needed.

Having additional classes and more children on roll at the school will also have financial benefits. This may potentially provide the opportunity to enhance teaching provision and career opportunities for staff which in turn will benefit the learning experience of the children.

If the proposal is approved, it is proposed that building/refurbishment work will begin later in 2017 (subject to planning permission being granted) and planned to be completed in advance of the start of term in September 2018. This would be managed to cause minimal disruption to the school during term time making the best use of school holidays where possible. Suitable additional teaching and resource spaces both inside and outside will be considered to ensure sufficient facilities are in place to accommodate up to 315 primary aged children in total. This is proposed to include additional teaching and intervention spaces as well as other areas such as toilets and a significant extension to the school hall.

Some of the new facilities will benefit the children already on roll at the school as well as provide additional accommodation for increased pupil numbers on roll in the future. The design would lend itself to further expansion if required in the future. It will also be an opportunity to ensure that no temporary classrooms are necessary on site. The planning application process will include the consideration of issues arising out of the physical expansion of the school such as parking and the impact on traffic.

The planning application process is dealt with and consulted on separately. There will be an opportunity for those that are interested to respond directly to the planning application at a later date.

Reaching the decision – Preliminary Considerations

The requirements for decision making relating to school organisation in LA Maintained schools are set out in the guide "Making 'prescribed alterations' to maintained schools. Statutory guidance for proposers and decision-makers" (April 2016) published by the DfE.

The DfE does not prescribe the exact process which a decision maker should follow but the decision maker must have regard to this guidance. The decision maker should consider the views of those affected by the proposal and should not simply take account of the numbers of people expressing a view but give greatest weight to those stakeholders most likely to be affected and especially the parents of children at the school concerned.

Factors to be considered by Decision Makers

The Consultation and Representation Period

The Executive Councillor must be satisfied that the appropriate consultation and representation periods have been carried out and that all of the responses received have been given due consideration.

Although there is no longer a prescribed consultation period prior to the publication of the Statutory Notice and Complete Proposal, the DfE's guidance states "*a strong expectation on schools and LAs to consult interested parties in developing their proposal prior to publication*". The LA conducted a four week period of pre-consultation to fulfil this expectation and also to operate a fair and open process and ensure all views were considered. A Statutory Notice (Appendix B) and Complete Proposal (Appendix C), initiating a four week Representation Period, were published in accordance with current statutory requirements.

Responses submitted during both the Consultation and Representation Period have been made available to the Executive Councillor for consideration when taking the final decision and further details of these responses are provided in section 5 of this report (**Consultation**).

Education standards and diversity of provision

The Executive Councillor should consider the quality and diversity of schools in the area and be satisfied that the proposal will meet the aspirations of parents, contribute to raising local standards of provision and lead to a closing of attainment gaps. The Government's aim is to create a more diverse school system offering excellence and choice so that every child receives an excellent education whatever their background and wherever they live.

Market Deeping Community Primary School was rated overall by Ofsted as a 'Good' school at its last inspection in January 2013.

The LA believes that this proposal provides the best option to maintain and improve standards of attainment with an enhanced quality of education for current and future children in the area whilst maintaining diversity.

Demand

The Executive Councillor must consider the evidence presented for any projected increase in pupil population (e.g. planned housing developments and increasing birth rates) and any anticipated new provision (e.g. a new free school). A decision

must also take into account parental preference and evidence of parents' aspirations for places in the school proposed for expansion together with the quality and popularity of schools in the area that have surplus capacity. Surplus capacity in less popular schools should not in itself prevent the addition of new places. The DfE recognises that for parental preference to work effectively there may be some surplus capacity in the system overall but that competition for places to be taken up will lead to existing schools improving standards.

Market Deeping Community Primary School is popular with parents and has been over-subscribed for the last two years on 1st preferences, and in addition continues to be very popular with 2nd preferences.

Birth data supplied by Lincolnshire Community Health Service (for January 2017) confirms the expected long term requirement for more places for children of a statutory school age in Market Deeping.

Birth data shows a consistent cohort size above the capacity in the immediate area going forward. There will also be additional pupils from ambitious new housing development plans in the area that is not factored into the Health Service data. Therefore, a permanent sustainable solution is needed to accommodate these extra children to avoid overcrowding and to allow for a reasonable level of surplus capacity to accommodate pupils moving into the area.

The expansion is required to meet the projected demand for places in Market Deeping and to ensure that the LA meets its duty of providing sufficient places for children of statutory school age in the immediate area. The expansion is proposed to meet the need for additional capacity in Market Deeping and not to replace existing capacity in the primary sector, therefore not having a significant negative impact on neighbouring primary schools.

School size

Assumptions that schools should be of a certain size to be a good school should not be made although the viability and cost-effectiveness of a proposal is an important factor in the decision-making process e.g. the impact on a LA's budget to provide additional funding to a small school to compensate for its size.

If the expansion proposal is not approved with the school remaining at its current size the demand for places would put increasing pressure on the school leading to concerns over the consequent impact of overcrowding on the quality of educational provision if additional accommodation is not provided. This expansion will provide additional appropriate infrastructure and facilities for a school of this size.

Proposed admission arrangements

Before approving the proposals the LA must ensure that the admission arrangements of the school are compliant with the School Admissions Code. The proposed increase to the PAN at Market Deeping Community Primary School will be processed in accordance with the School Admissions Code to determine admission arrangements for the academic year commencing September 2018.

National Curriculum

All maintained schools must follow the National Curriculum unless they have secured an exemption. Market Deeping Community Primary School currently follows the National Curriculum and will continue to do so if the proposed expansion is approved.

Equal Opportunity

The LA must have 'due regard' to the need to eliminate discrimination, advance equality of opportunity and foster good relations and should consider whether there are any sex, race or disability discrimination issues that arise out of the proposed expansion. There should be a commitment to provide access to a range of opportunities which reflect the ethnic and cultural mix of the area while ensuring that such opportunities are open to all.

There are no sex, race or disability discrimination issues arising from this proposal. All new facilities will be compliant with current equality legislation and result in improved access to the school hall. The LA will continue to be committed to provide access to a range of opportunities which reflect the ethnic and cultural mix of the area while ensuring that such opportunities are open to all.

Community cohesion

The impact on the community must be considered and schools have a key part to play in providing opportunities for young people from different backgrounds to learn from and respect each other and gain an understanding of other cultures, faiths and communities. The decision-maker must take account of the community served by the school and the views of different sections of the community.

This expansion will enable the school to admit local children without discrimination and therefore continue to meet the needs of children from all backgrounds represented in the local community. To support community cohesion it is important that local children attend school within the local community and the school continues to be the hub of the community.

Travel and accessibility

The Executive Councillor should be satisfied that accessibility planning has been properly taken into account and that proposed changes do not adversely impact on disadvantaged groups. Proposals should not unreasonably extend journey times or increase transport costs or result in too many children being prevented from travelling sustainably due to unsuitable walking or cycling routes. The proposal should be considered on the basis of how it will support and contribute to the Council's duty to promote the use of sustainable travel and transport to school.

If this proposal goes ahead it should reduce the likelihood of local children having to travel to schools outside of their local community and therefore assist the Council to meet this duty.

The LA understands that an increase in the number of pupils attending a school may have an impact on the local road network and access. However, the majority of additional primary aged pupils are likely to come from within a suitable walking or cycling distance from the school. The LA is committed to promoting the use of sustainable travel and transport to school and this would be reflected in the implementation of an up to date school travel plan. Should the proposal go ahead, all traffic issues will be considered in the planning application process. As part of this process any planning queries will be dealt with through a separate planning consultation and the LA would have to meet stringent requirements at the planning application stage.

The LA will continue to work with Highways, planners and the school to ensure that any potential issues are taken into consideration as part of the planning application process. The LA will continue to look for suitable solutions to help mitigate against all concerns.

The County Council home-to-school transport policy will continue to apply – this provides free home-to-school transport for pupils to their nearest designated school (if it is more than 2 miles away for primary aged pupils) but it is expected that most pupils will live within a two mile radius of the school.

Capital

The Executive Councillor should be satisfied that any land, premises or capital required to implement the proposals will be available and that all relevant parties have given their agreement. A proposal cannot be approved conditionally upon funding being made available. Where the expansion is reliant on the DfE for funding it cannot be assumed that approval of the proposal will trigger the release of capital funds unless previously confirmed in writing.

This proposed expansion will incur capital costs that the LA will manage through the Children's Services capital programme. All capital costs are being covered by a combination of DfE Basic Need funding and Section 106 funding from local housing developers. The funding is provided to add capacity to primary provision where it is needed and is not intended for alternative uses elsewhere. The capital project aims to create the required facilities to allow for up to 315 pupils to be accommodated, with the possibility of expanding further to 420 places in the future.

School premises and playing fields

All schools are required to provide suitable outdoor space to both enable physical education for pupils in accordance with the curriculum and also for pupils to play outside safely. DfE guidelines suggest areas for pitches and games courts but these are non-statutory.

Appendix D shows the overall site plan for information with the areas for remodelling and new building highlighted. At this stage there are no detailed designs of how the school might be expanded, but initial feasibility studies have indicated that expansion will be achievable without negatively impacting on the existing school premises and playing fields. Sufficient suitable accommodation,

playing field and hard team games area will be provided for the maximum number of children that the school will be expected to accommodate.

Special Educational Needs (SEN) Provision and SEN Improvement Test

If the proposal is approved there is likely to be no impact with regard to SEN provision other than an opportunity to improve the provision with better access to resources and consistently good quality teaching and learning at the enhanced facilities at the school. The LA will continue to ensure suitable provision for all children with special educational needs and consideration of their needs will take place with physical access being assured should a need be presented. The LA will continue to look to make improvements in the standard, quality and/or range of the education provision for children with SEN and so meet the Special Educational Needs Test.

2. Legal Issues:

Equality Act 2010

Under section 149 of the Equality Act 2010, the Council must, in the exercise of its functions, have due regard to the need to:

- * Eliminate discrimination, harassment, victimisation and any other conduct that is prohibited by or under the Act
- * Advance equality of opportunity between persons who share a relevant protected characteristic and persons who do not share it
- * Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

The relevant protected characteristics are age; disability; gender reassignment; pregnancy and maternity; race; religion or belief; sex; and sexual orientation

Having due regard to the need to advance equality of opportunity involves having due regard, in particular, to the need to:

- * Remove or minimise disadvantages suffered by persons who share a relevant protected characteristic that are connected to that characteristic
- * Take steps to meet the needs of persons who share a relevant protected characteristic that are different from the needs of persons who do not share it
- * Encourage persons who share a relevant protected characteristic to participate in public life or in any other activity in which participation by such persons is disproportionately low

The steps involved in meeting the needs of disabled persons that are different from the needs of persons who are not disabled include, in particular, steps to take account of disabled persons' disabilities

Having due regard to the need to foster good relations between persons who share a relevant protected characteristic and persons who do not share it involves having due regard, in particular, to the need to tackle prejudice, and promote understanding

Compliance with the duties in section 149 may involve treating some persons more favourably than others

The duty cannot be delegated and must be discharged by the decision-maker. To discharge the statutory duty the decision-maker must analyse all the relevant material with the specific statutory obligations in mind. If a risk of adverse impact is identified consideration must be given to measures to avoid that impact as part of the decision making process.

An Impact Equality Assessment has been carried out and is available on request. A positive impact in relation to age is that there will be more school places available for children aged 4 to 11 in the Deepings locality, with improved facilities.

There will also be some slight disruption in relation to building work which will cause an adverse impact. However, this would be managed to cause minimal disruption to the school during term time making the best use of school holidays where possible.

Another adverse impact is that the expansion will result in the closure of the school's existing nursery provision for 12 months from September 2017 to September 2018. This will enable temporary use of the nursery class by the school whilst building work takes place. In the interim nursery provision will be re-provided by the childcare providers Madcaps who are located on the Market Deeping Community Primary School site to mitigate the impact, therefore no nursery provision will be lost.

Joint Strategic Needs Analysis (JSNA and the Joint Health and Wellbeing Strategy (JHWS)

The Council must have regard to the Joint Strategic Needs Assessment (JSNA) and the Joint Health & Well Being Strategy (JHWS) in coming to a decision.

Having regard to the Joint Strategic Needs Analysis two areas have been identified that are pertinent to this consultation, which are educational attainment and childhood obesity. In relation to educational attainment, by providing extra places local pupils will not have to travel unnecessary distances which could impact their attainment due to an increased school day. It will also be more feasible for children to walk or cycle to school rather than using motorised transport which could exacerbate childhood obesity.

In relation to the Joint Health and Wellbeing Strategy with regards to the theme 'improve health and social outcomes for children and reduce inequalities', we believe that expanding this school will have a positive impact on the local children. This particularly relates to promoting healthier lifestyles as more children within the locality will be able to access a school within walking or cycling distance. Children who attend a local school are more likely to partake in afterschool activities due to the convenience of the locality and the shorter school day.

Crime and Disorder

Under section 17 of the Crime and Disorder Act 1998, the Council must exercise its various functions with due regard to the likely effect of the exercise of those

functions on, and the need to do all that it reasonably can to prevent crime and disorder in its area (including anti-social and other behaviour adversely affecting the local environment), the misuse of drugs, alcohol and other substances in its area and re-offending in its area.

Offering more local education provision, with access to after school activities, could reduce inequalities which could prevent children engaging in anti-social behaviour.

3. Conclusion

The final decision is required from the Executive Councillor to determine whether to approve the proposal to expand the capacity at Market Deeping Community Primary School as detailed in this report. The factors to consider in making this decision are within this report and all valid written responses received during consultation and the Representation Period (see section **6 Consultation**) must be considered.

The LA believes this proposal to be in the best interests of local children and local parents as well as educational provision in the area and it supports the Council's aim of ensuring that as many children as possible can reach their full potential. It also enables the LA to fulfil its statutory duty of ensuring that there are sufficient places to accommodate all pupils of statutory school age in Lincolnshire.

It is recommended that the proposal is implemented to ensure the best educational opportunities for the children of Market Deeping and the wider area. The advantages of implementing this proposal are detailed earlier in this report in the "**Reasons for Recommendations**" section.

4. Legal Comments:

The Council is the decision-maker for school alteration proposals of this type under the School Organisation (Prescribed alterations to maintained schools) Statutory guidance for proposers and decision-makers (April 2016). The decision-maker may reject the proposal, approve the proposal without modification or approve the proposal with such modifications as the Council considers desirable but only after consultation on those modifications with the governing body.

The Council as decision-maker may make the approval of the proposal conditional but only on specified matters contained in the Regulations.

The proposal is consistent with the Policy Framework and within the remit of the Executive Councillor.

5. Resource Comments:

If the final decision is taken to expand the school the refurbishment and building costs would be met from DfE capital grant funding and Section 106 funding, with on-going revenue costs being funded from the Dedicated Schools Grant. The proposal to expand the capacity would help the Local Authority to meet its statutory duty to ensure sufficient places are available and to mitigate a potential increase in Home to School Transport costs.

6. Consultation

In order for the school to expand the Local Authority must follow the necessary statutory processes in accordance with the Education and Inspections Act 2006, the Education Act 2011 and the guidance "Making 'prescribed alterations' to maintained schools. Statutory guidance for proposers and decision-makers" (April 2016) issued by the DfE.

Under these guidelines the LA must ensure that sufficient time and information are provided for people to understand, form a view on the proposal and make a response. Under the DfE guidelines which came into effect in April 2016 there is no longer a prescribed consultation period for significant changes to schools (including physical expansions). However there is a "*strong expectation on schools and LAs to consult interested parties in developing their proposal prior to publication*". To comply with this the Local Authority has conducted a four week period of pre-consultation. Any documentation issued must set out the problem that is being addressed and invite comment on one or more solutions. The Local Authority must explain the decision making process and take all reasonable steps to draw the proposal to the attention of all those who might be interested and take into account their views.

The Education and Inspections Act 2006 specifically includes as interested parties the registered parents of registered pupils at the school and also the appropriate District and Parish Councils for the area. The guidance issued by the DfE in April 2016 does not prescribe a definitive list of consultees. The list of interested parties was therefore compiled comprising as wide a range of consultees as practicable to ensure that all interested parties were included and incorporated parents of current pupils, the District Council, as well as individual County, District and Parish Councillors as appropriate. Children at Market Deeping Community Primary School were given the opportunity to discuss the expansion proposal via the school council and the majority felt that it would be good for the school.

A letter incorporating relevant information and reasons for the proposal was sent out to interested parties on 16 January 2017 to commence a four week period of consultation. Individual meetings were offered to anyone interested to meet with representatives of the Local Authority at the school to ask questions and raise any concerns; five people took up this offer. There was the opportunity to provide a response to the consultation by letter, email or by returning the response form attached to the consultation document by 13 February 2017. Copies of the letter commencing consultation and the response form were also published on the

County Council website under the webpage "Current Consultations" on www.lincolnshire.gov.uk/schoolorganisation

All written responses received during consultation have been made available to the Executive Councillor for consideration and further details are confirmed in this report in Appendix A. To briefly summarise, however, there were 66 valid responses in total with 7 against the proposal, 43 for the proposal and 16 neither for nor against. All comments made will be taken into consideration by the Executive Councillor in the decision making process.

Following the completion of the consultation period all feedback was considered with a full report (which is referred to in the Background Papers section below and will also be re-considered along with this report) by the Executive Councillor and a decision was taken on 7 March 2017 to proceed to Statutory Notice. A statutory 4 week Representation Period was entered into on 24 March 2017 commencing with the publication of the Statutory Notice (Appendix B) in the local press, on the Lincolnshire County Council's website and at the school gates. The Complete Proposal, available in paper and electronic format (Appendix C) to which the Statutory Notice refers, was sent to interested parties as detailed in the statutory guidance and was also published on the website under the webpage 'Current Consultations' at www.lincolnshire.gov.uk/schoolorganisation. The Representation Period provided a further opportunity for people and organisations to express their views and ensure that they are taken into account when the final decision is taken. Two responses were received during the Representation Period.

Under current legislation the Local Authority is the decision maker for the proposal and is co-ordinating the statutory process before making a final decision next year. The LA, as decision maker, must be able to show that all relevant issues raised are taken into consideration in the decision making process. Points raised can be considered unpersuasive but must not be ignored altogether.

The last stage of the statutory process would be the implementation of the proposal with the expansion of the capacity from 210 to 315 children with effect from September 2018.

a) Has Local Member Been Consulted?

Yes.

b) Has Executive Councillor Been Consulted?

Yes.

c) Scrutiny Comments

The Children and Young People Scrutiny Committee will consider this report at its meeting scheduled to be held on 9 June 2017. Comments from the Committee will be passed onto the Executive Councillor.

d) Have Risks and Impact Analysis been carried out?

Yes

e) Risks and Impact Analysis

An Impact Assessment has been completed and in summary the analysis indicates that there will be no significant impact, positive or negative, arising out of the Executive Councillor's decision.

7. Appendices

These are listed below and attached at the back of the report	
Appendix A	Summary of written consultation responses
Appendix B	Statutory Notice
Appendix C	Complete Proposal
Appendix D	Site Plan

8. Background Papers

Document title	Where the document can be viewed
Report on the proposal to expand the capacity at Market Deeping Community Primary School (decision to go to Statutory Notice)	Lincolnshire County Council Committee Records Reference I012991
The DfE guide "Making 'prescribed alterations' to maintained schools. Statutory guidance for proposers and decision-makers" (April 2016)	Available on request from the School Organisation Planning Team, Children's Services.
Equality Impact Analysis	Available on request from the School Organisation Planning Team, Children's Services.
Individual consultation responses	Individual responses available to be viewed by the decision maker. Content of responses anonymised and summarised to this report in Appendix A.

This report was written by Matthew Clayton, who can be contacted on 01522 555353 or matthew.clayton@lincolnshire.gov.uk.

APPENDIX A

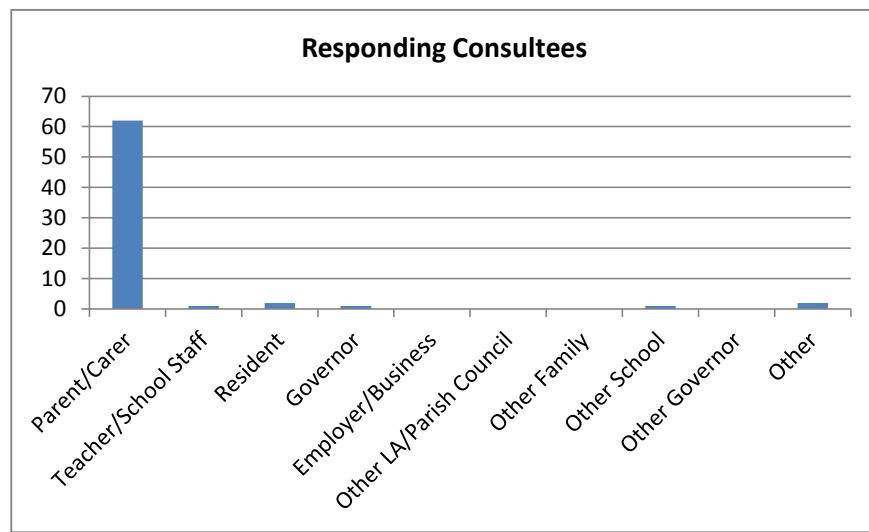
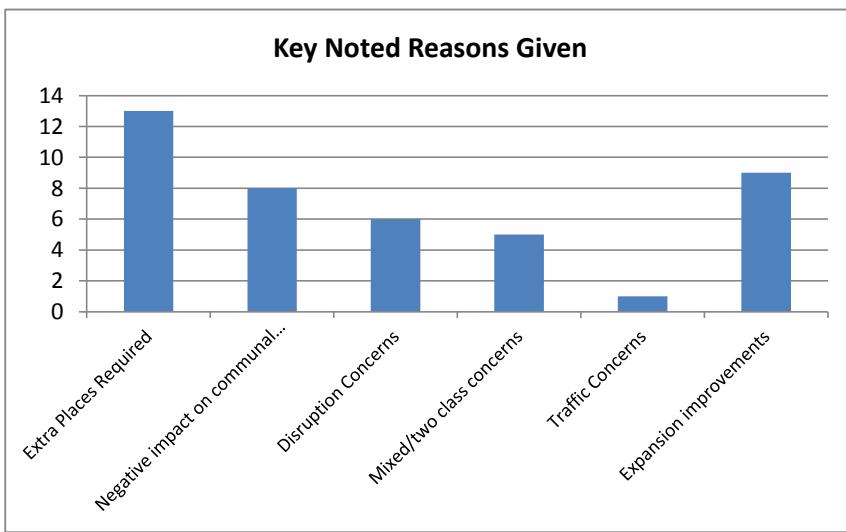
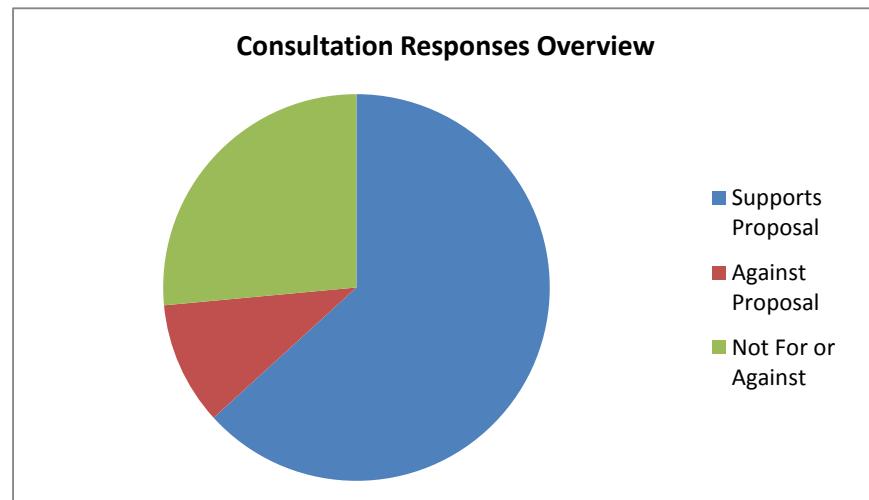
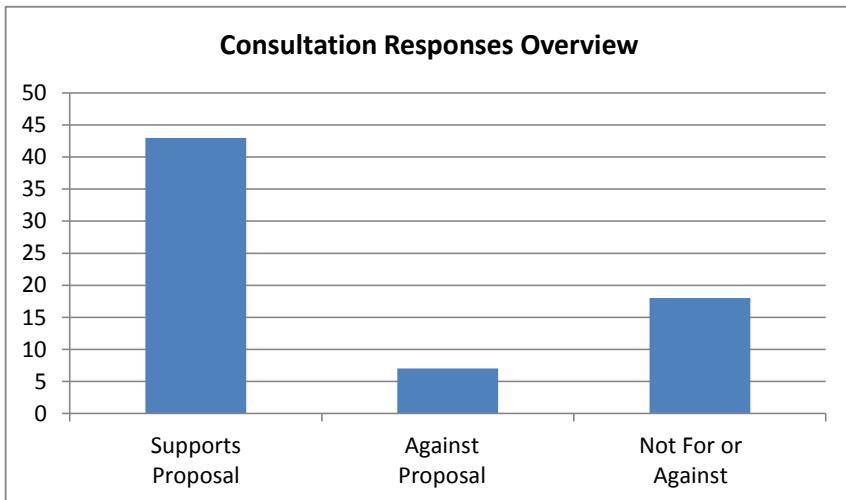
Written Responses in the Consultation Period on the proposed expansion Market Deeping Community Primary School

Point of View	Supports Proposal	Against Proposal	Not For or Against	Other comments/Notes
Teacher/School Staff	Y			Proven need for places in Deepings. Concerned building works will "add on" to ageing fire/security systems, ICT and drainage. School has spent money unblocking drains; these require digging out and replacing to the mains. Broadband is inconsistent. Fire alarm engineers state alarms will struggle to cope with additional bolt-ons. Feel these issues needed to be considered to provide fit for purpose and sustainable buildings and facilities for medium to long term.
Parent/Carer		Y	NIL	
Parent/Carer	Y			It is only one of two primary schools to the north end of Market Deeping.
Parent/Carer	Y			Hopefully less children in a class and teachers can then meet the children's needs as experiencing an increase of people in Market Deeping with extra houses being built.
Parent/Carer	Y			Population is going to increase, positive move as long as school is suitably updated and more staff employed.
Parent/Carer		Y	NIL	
Parent/Carer	Y		NIL	
Parent/Carer		Y		On paper it looks good and the increase in pupils will enable the school to grow and have a larger teacher base with different expertise. Concerns about current building; will it mean building onto the playground making it smaller? Greater number of children could lead to overcrowding. Will the increase in staff ensure that each class has a full time teacher AND a full time teaching assistant? This is not the case at the moment.
Parent/Carer	Y			Great opportunity for expansion and improving facilities. Limited space at school performances, so increase to hall size beneficial to all.
Parent/Carer	Y			Good for community.
Parent/Carer	Y			Double intake 4 years ago worked well. School needs funding to improve its facilities.
Parent/Carer		Y		As long as my child's education does not suffer I'm not that bothered.
Parent/Carer	Y			Are the expansion funds guaranteed and secure? How long before the school increases again to 60 per year?
Parent/Carer	Y			NIL
Parent/Carer	Y			Do need more available places. Only concern is hall size, it would be too small without an upgrade.
Parent/Carer	Y		NIL	
Parent/Carer		Y		My child will be leaving school before the refurbishments take place.
Parent/Carer		Y		Unfair to only change MDCP structure, other schools should be involved on rotation. I picked MDCP because of the facilities and 1 class per year. Increasing the classes you lose the personal touch. I attended when it was a 2 class intake, facilities were not comparable, plus classes get mixed around causing great upheaval. The current double intake has issues, they have less support and options; swimming was split between the classes. Building work etc will cause disruption for Y6 during a critical time. When the last change happened, little school work done last two terms due to the building work. If the changes do go ahead I look at applying for William Hildyard for my two year old.
Parent/Carer		Y	NIL	

Parent/Carer	Y	NIL
Parent/Carer	Y	Grounds not big enough for expansion. Concerned about the building work disruption and increased numbers. Excellent reputation for a small community school would be lost by increasing the PAN. Hope children's centre and Madcaps are not impacted. Why MDCP? Deeping St James School has two school halls and first floor empty classrooms. I am against a PAN of 45 for the whole school in 2018. Up to 15 pupils into the existing years would cause a detrimental impact. Existing classes should remain at 30. Introducing 45 from Reception 2018 and every Reception year following would resolve expected shortage of reception place and would not disrupt children already on role at the school.
Parent/Carer	Y	NIL
Parent/Carer	Y	Expansion and an update is due. Great benefit to current pupils and will ensure MDCP remains a sought after school.
Parent/Carer	Y	NIL
Parent/Carer	Y	Feel sorry for children who cannot get school places. Hope the school still has a heart, they have nurtured my child and know her ways.
Parent/Carer	Y	NIL
Parent/Carer	Y	Can see why this is necessary. My only concern is any disruptions to the children already at the school and loss of playground.
Parent/Carer	Y	NIL
Parent/Carer	Y	Increase in need for school places. If more homes etc are built then it's inevitable. As long as the education isn't affected.
Parent/Carer	Y	Communal areas (hall, cloakroom, corridors) are already overcrowded. Extending will impact on outdoor space. Planning permission for Deeping granted for many houses. Why hasn't a provision for another school been factored in?
Parent/Carer	Y	The expansion is an acceptable interim solution. LCC require a clear provision for a further primary school in the area. The space required for extension will impact on playing fields, with detrimental effect on outdoor activities. Improvements to the existing buildings should be included such as renewable energy systems (solar PV and LED lighting). A small investment now will allow the school to offset some of the existing electrical expenditure to enable them to reinvestment.
Parent/Carer	Y	NIL
Parent/Carer	Y	NIL
Parent/Carer	Y	There is not enough space for expansion. New classroom, communal spaces (hall, library etc.) need to be built. The field and playground are small and will be lost if built on. Where will children play and have PE? With all the new housing can developers be approached to provide land and money towards building a new school?
Parent/Carer	Y	Good investment and development of the school. Opens up more opportunities.
Parent/Carer	Y	NIL

Parent/Carer	Y	Moved to Market Deeping because of schooling. Child's previous school had 2/3 classes per year and felt very cramped. Lack of teaching staff and breakfast, afterschool and holiday clubs on the premises at previous school. Seems such a shame for this great school to become crammed with more children/make shift class rooms/no upgrade in existing facilities and no thought to the afterschool provision.
Parent/Carer	Y	NIL
Parent/Carer	Y	NIL
Parent/Carer	Y	NIL
Parent/Carer	Y	Fantastic idea, with there being limited number of school places. Like the idea of the hall being extended because it really is too small for the children there currently.
Parent/Carer	Y	NIL
Other School	Y	Access to Market Deeping CP and William Hildyard CE Primary car parks is shared. How will the increase of traffic impact on the safety of the children?
Parent/Carer	Y	The school is situated next to another school, supermarket and a new housing estate. The traffic volume in the schools' car parks and local roads will be hugely affected. School has thrived providing quality teaching. I chose this school due to it being small in size, all pupils know teachers and vice versa. It is personalised and through increasing capacity, the school could lose its ability to remain a 'community'.
Parent/Carer	Y	Start date states Sept 18 but I understand it will be from Sept 17. Disappointed the nursery will not be run by the school with a KS1/EY teacher. Nursery is highly ran and transition to school is easier being part of the school. Do not like the idea of mixed year groups. I understand the need for more places. My concerns are about how the 45 will be taught. I hate mobile classrooms, so I would hope that will not be considered. Heard there are plans to take extra pupils in a mixed Y1/2 class. I will be angry if you affect current classes. Deepings does not have enough places, a new school needs to be built, use some money Permission has paid SKDC, no schools have benefited from this money.
Parent/Carer	Y	Hopefully it will give parents a better chance of getting their children into their chosen school.
Parent/Carer	Y	New investment into the school, hoping for lower class sizes and more resources overall.
Governor	Y	Concerns there may be difficulty recruiting high quality staff to cover new classes (as it is nationally). Hope building work will not disrupt education outside the classroom. Hope there will be modern building with plenty of room in classrooms and places for small groups to work outside of the classrooms. Incoming children have to be educated locally. School is vibrant, happy with space to expand. A super opportunity to improve and modernize the school and expand the range of learning opportunities for pupils, as well as providing first class education.
Parent/Carer	Y	Great opportunity for investment in the school. Deeping is expanding so there's a genuine need to increase school capacity.
Parent/Carer	Y	Deepings is a growing town and needs more school spaces. MDCP many years ago was a 2 form entry school; with further extension they accommodate 2 classes per year group again. This is a positive move, more teachers/assistants will be employed with extra skills. Growth means more money per pupil and the extension will improve what the school can offer. The concern I have is the congestion getting in and out of the school car park, which may increase. The entrance is shared with William Hildyard school, parents/carers from that school use the vehicle entrance as a pedestrian shortcut, the entrance is narrow, barely enough room to swing 2 cars each side.
Parent/Carer	Y	NIL

Parent/Carer	Y	Glad that the problem is being recognised. Proposal appears to be short term. There is still going to be a mass problem unless a new school is built. We are not against the expansion of MDCP. We would only support this increase if the council put in the right investment, facilities and classes are suitably mixed for children's development. Hope no extra pupils, or mobile classrooms until adequate facilities are in place. Proposal states 2018 but have heard rumours this will happen earlier. Concerned about keeping children safe if you cannot fit any more children in the hall, when the stage is up at Christmas many children have to have packed lunches in their classrooms. Concerns about how much communal space would be lost in the playground. Strongly against changes prior to September 2018. Rumour of an increased Y1 and Y2, don't see what the need for this would be. Council tell half the story, are rushing quickly through, with no thought for pupils. The council are trying to get out of a hole as they have failed and ignored the issues of lack of sufficient school places until this point. It's not fair when there is no real need.
Parent/Carer	Y	Investment in the school will bring much needed improvements to the existing amenities.
Parent/Carer	Y	I agree with the need for new classroom space and benefits of expansion. Ensure safety of our children and minimal distraction as possible. Would be great if classrooms could be air-conditioned and more trees be planted in the ground.
Parent/Carer	Y	NIL
Parent/Carer	Y	Think the extra class room would work better at the end of the current nursery area.
Parent/Carer	Y	NIL
Parent/Carer	Y	Against as I want one class per year. 'For' as my youngest will start school in 3 years, not sure we would get in as no longer live local. If school was bigger would have more chance.
Parent/Carer	Y	
Other	Y	The School Council met and the majority supported the proposal.
Resident	Y	What steps will be taken to encourage parents/carers to walk children to school and also to encourage car drivers/owners not to use Willoughby Ave but to park in car park provided off TESCO car park. Already, at times face lack of responsibility from car drivers, parking too near junction with Lady Margaret's Avenue, people using drives to turn cars around etc.
Resident	Y	It would have been nice if local home owners had been sent info in the post. I'm not against this increase but can you forward any plans for future building work at the school to me please.



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Proposal to expand Market Deeping Community Primary School

NOTICE IS HEREBY GIVEN in accordance with section 19(1) of the Education and Inspections Act 2006 as updated by the Education Act 2011 that Lincolnshire County Council, County Offices, Newland, Lincoln LN1 1YQ intends to make a prescribed alteration to Market Deeping Community Primary School, Willoughby Avenue, Market Deeping, Peterborough PE6 8JE with effect from 1 September 2018.

The proposal is to increase the Published Admission Number (PAN) from 30 to 45, permanently expanding the school from the existing PAN capacity of 210 to 315 places. This would initially increase the PAN from 30 to 45 for the Reception intake in September 2018 only. The increased intake of up to 45 would be phased in with each subsequent Reception intake until the PAN of 45 applies to all year groups. Due to offers above PAN some current year groups have more than 30 pupils; the teaching space required for these additional pupil numbers is within existing accommodation and is not related to this proposal to permanently increase capacity.

The prescribed alteration being consulted on is not related to any other statutory proposal. All statutory consultation requirements in respect of this proposal have been complied with.

The current net capacity of Market Deeping Community Primary School based on physical classroom spaces is 210 and the proposed net capacity will be 315. As of September 2016 there were 232 primary aged pupils on roll.

This Notice is an extract from the complete proposal. Copies of the complete proposal can be obtained by writing to: School Organisation Planning Team, Children's Services, Lincolnshire County Council, County Offices, 51 Newland, Lincoln LN1 1YQ or by calling 01522 553392 or by emailing schoolorganisation@lincolnshire.gov.uk or under 'Current Consultations' via www.lincolnshire.gov.uk/schoolorganisation

A copy of the County Council's Home to School Transport policy can be obtained online at www.lincolnshire.gov.uk/schooltransport

Within four weeks from the date of publication of this proposal, any person may object to or make comments on the proposal by sending them to School Organisation Planning, Children's Services, Lincolnshire County Council, County Offices, 51 Newland, Lincoln LN1 1YQ or by emailing schoolorganisation@lincolnshire.gov.uk

Further details on the consultation which have led to this proposal can be accessed online under 'Current Consultations' via www.lincolnshire.gov.uk/schoolorganisation

Signed:



Debbie Barnes

Executive Director of Children's Services
Lincolnshire County Council

Publication Date: 24 March 2017

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Complete Proposal

to Expand

**Market Deeping Community Primary School,
Market Deeping**

MATTERS TO BE SPECIFIED IN SECTION 19 OF THE EDUCATION AND
INSPECTIONS ACT 2006

PROPOSALS TO MAKE A PRESCRIBED ALTERATION TO A SCHOOL

24 March 2017

Contact details

This proposal has been published by Lincolnshire County Council, County Offices, Newland, Lincoln LN1 1YQ regarding the expansion of Market Deeping Community Primary School, Willoughby Avenue, Market Deeping, PE6 8JE.

Implementation

The proposal is to expand Market Deeping Community Primary School with effect from 1 September 2018 to enable the Local Authority (LA) to fulfil its statutory duty of providing school places for all children of statutory school age in Lincolnshire. This proposal is being made to ensure that there are sufficient primary school places in the Market Deeping area to accommodate the increasing pupil numbers in the community.

Objections and Comments

Any person or organisation may object to or make comments on the proposal by sending them to the School Organisation Planning Team, Children's Services, Lincolnshire County Council, County Offices, Newland, Lincoln LN1 1YQ or by emailing schoolorganisation@lincolnshire.gov.uk to be received by the deadline of 21 April 2017.

Alteration Description

The proposal under consideration is to increase the Published Admission Number (PAN) from 30 to 45 therefore expanding the school permanently from the existing capacity of 210 to 315 places. This would initially increase the PAN for the Reception intake in September 2018 to 45 with the PAN for all other years remaining at 30. The increased intake of up to 45 would then be phased in with each subsequent Reception intake until the PAN of 45 applies to all year groups. This phased approach will allow the school to effectively manage staffing and teaching structures and help to ensure that pupil numbers at other local schools will be maintained. Should demand across the area result in mid-year pressures requiring additional places in higher year groups this approach also allows the flexibility to add capacity at the appropriate time if needed. This will help to avoid placing and transporting children to schools outside of the local community if they move into the area. The proposal will expand the school to 1.5 forms of entry.

Please note that there is already the physical capacity in place to take some year groups over PAN on a temporary basis as 'bulge years' to cope with local pressures. The school already has additional pupils in Y3 (taking the year to the equivalent to 2 forms of entry) utilising what was a spare classroom. There are also plans for the school to take additional current Y1 pupils (up to 1.5 forms of entry) by using an additional existing classroom space and for the school to offer over PAN for the September 2017 intake. September's intake would result in two pure Reception year group classes (up to a maximum of 45 in total across the two). This is possible without the permanent expansion of the school and is not part of this consultation. The proposal here is to permanently expand the school and to provide sufficient physical capacity to eventually provide enough space for up to 315 pupils in total to enable 45 places in all year groups when eventually full. This will require one new classroom plus some internal remodelling and new build.

School Capacity and Site

It will not be possible to meet the growing demand for school places in the area without additional accommodation. The school admitted the usual intake of 30 but had an additional 8 pupils on a reserve list for Reception places for the intake in September 2016. Further accommodation is required if the school continues to take larger intakes to meet local demand beyond 2018. Accommodation will be provided, subject to planning permission and final approval of this proposal. The necessary building/refurbishment work will begin during 2017 (subject to planning permission being granted) and planned to be completed in advance of the start of term in September 2018. This would be managed to cause minimal disruption to the school during term time making best use of school holidays where possible. Suitable additional teaching and resource spaces both inside and outside will be required to ensure sufficient facilities are in place to accommodate up to 315 primary aged children in total. This is proposed to include additional teaching (one new classroom) and intervention spaces as well as other areas such as toilets and a significant extension to the school hall. These new facilities will benefit the children already on roll at the school as well as provide additional accommodation for increased pupil numbers on roll in the future.

The planning application process required is dealt with and consulted on separately from this process. There will be an opportunity for those that are interested to respond directly to the planning application.

Objectives

The proposal detailed in this document is to expand Market Deeping Community Primary School with effect from 1 September 2018. The objectives are to; ensure there are sufficient primary school places in Market Deeping to accommodate increasing pupil numbers in the community; and to enable the LA to fulfil its statutory duty of providing school places for all children of statutory school age in Lincolnshire within a reasonable distance from where they live.

The LA considers this to be the most appropriate solution to the expected shortage of primary school places in Market Deeping. The expansion of Market Deeping Community Primary School would enable local children to attend a local school and the LA would not be actively participating in this process if it did not see significant advantages for children and young people, their parents/carers and the local community. The LA believes the proposal to be in the best interests of local children and local parents as well as educational provision in the area and it reinforces the priorities in the Joint Strategic Needs Analysis (JSNA) and the Joint Health and Wellbeing Strategy (JHWS).

The proposal will ensure that the provision of school places is planned so as to promote high educational standards, enable fair access to educational opportunity for every child and promote the fulfilment of each child's potential. This proposal will both enhance the quality of provision and sustain local provision and at the same time it will assist in meeting parental preference. It is also an opportunity to address some related suitability and condition issues (such as the size of the hall) to benefit not just the additional pupils but those that are already on roll.

Other options in and around this area of Market Deeping have been explored and all primary schools have been considered for potential expansion, but none have been found to be as suitable due to reasons such as; geographical location in relation to demographic pressures, undersized sites, distance that pupils would have to travel, parental preference, impact on standards, potential planning challenges and the fact that other schools are of suitable sizes for the local areas that they serve. However, further options will be considered across the town in addition to this proposal to cope with the increasing demand for primary school places in the longer term.

The proposal to expand Market Deeping Community Primary School has the support of the Governing Body. The LA is confident that the school can drive forward a successful expansion which will provide the opportunity to improve the learning experience and outcomes for the children to enable them to reach their full potential. The LA believes it to be the most appropriate option for expansion in the area.

Having additional classes and more children on roll at the school will also have financial benefits for the school. This may potentially provide the opportunity to enhance teaching provision and career opportunities for staff which in turn will benefit the learning experience of the children.

Consultation

In order for the school to expand the LA must follow the necessary statutory legal processes as required by the Secretary of State in accordance with the Education and Inspections Act (EIA) 2006 and updated by the Education Act 2011 together with the guidance of the Department for Education (DfE) regarding expansion. The relevant DfE guidance was updated in April 2016. Under this guidance there is no longer a requirement for a prescribed consultation period prior to the publication of the Statutory Notice and Complete Proposal. However, the DfE still has a strong expectation that LAs will consult interested parties in developing their proposal. To fulfil this expectation the LA undertook a fair and open consultation to ensure all views were considered.

Consultation originally began on 16 January 2017 with a letter, incorporating relevant information and reasons for the proposal, sent to all parents of pupils attending the school informing them of the proposal. Interested parties were also informed as required by guidelines issued by the DfE. In addition, on 27 January 2017, individual drop in sessions were offered to parents to discuss the proposal further with an LA officer. These meetings were offered to allow those having an interest in this proposal to be able to gather information, ask questions and get involved in the debate.

All parents/carers and other interested parties were given the opportunity to respond as part of the consultation process by 13 February 2017. Copies of the letter commencing consultation and the response form were also published on the County Council website under the webpage Current Consultations on www.lincolnshire.gov.uk/parents/schools/for-schools/school-organisation-planning-team/current-consultations/

All written responses received during consultation have been provided to the Executive Councillor for consideration in the decision making process. To briefly summarise there were 66 valid responses in total with 7 against the proposal, 43 for the proposal and 16 neither for nor against.

Under current legislation the LA is the decision maker for the proposal and is co-ordinating the statutory process before making a final decision in June 2017. The LA, as decision maker, must be able to show that all relevant issues raised are taken into consideration in the decision making process.

Project Costs

This proposed expansion will incur capital costs that the LA will fund from the Children's Services capital programme. All capital costs are being covered by basic need funding allocated by the DfE. This funding is provided to add capacity to primary provision where it is needed, and is not intended for alternative uses elsewhere. The capital project aims to create the required facilities to allow for up to 315 pupils to be accommodated.

Revenue costs associated with the proposed expansion would be funded from the Dedicated Schools Grant (Growth Fund).

Special Educational Needs and Disability (SEND) provision

The expansion of the school is not likely to have any impact on SEND provision other than an opportunity to improve the provision with better access to resources and consistently good quality teaching and learning at the school. Consideration of pupils with SEN will take place and the LA will continue to look to make improvements in the standard, quality and/or range of the education provision for children with SEN.

Need for places

Birth data supplied by Lincolnshire Community Health Service (for January 2017) confirms the expected long term requirement for more places for children of a statutory school age in Market Deeping.

Birth data shows a consistent cohort size above the capacity in the immediate area going forward. There will also be additional pupils from ambitious new housing development plans in the area that is not factored into the Health Service data. Therefore, a permanent sustainable solution is needed to accommodate these extra children to avoid overcrowding and to allow for a reasonable level of surplus capacity to accommodate pupils moving into the area.

The expansion is required to meet the projected demand for places in Market Deeping and to ensure that the LA meets its duty of providing sufficient places for children of statutory school age in the immediate area. The expansion is proposed to meet the need for additional capacity in Market Deeping and not to replace existing capacity in the primary sector, therefore not having a significant negative impact on neighbouring primary schools.

Expansion of successful and popular schools

The Government is committed to ensuring that every parent can choose an excellent school for their child with the wishes of parents being taken into account. There is a strong presumption that proposals to expand popular and successful schools should be approved. DfE guidance states that if possible places should be allocated where parents want them and that successful and popular schools be allowed to grow. This proposal will assist in meeting parental preference to help ensure that pupils do not have to be placed outside of the area against preference.

Market Deeping Community Primary School was rated overall by Ofsted as a 'Good' school at its last inspection in January 2013. The school is popular with parents and has been over-subscribed for the last two years on 1st preferences, and in addition continues to be very popular with 2nd preferences. It is also situated geographically in an ideal location in relation to the demand for places.

Related Proposals

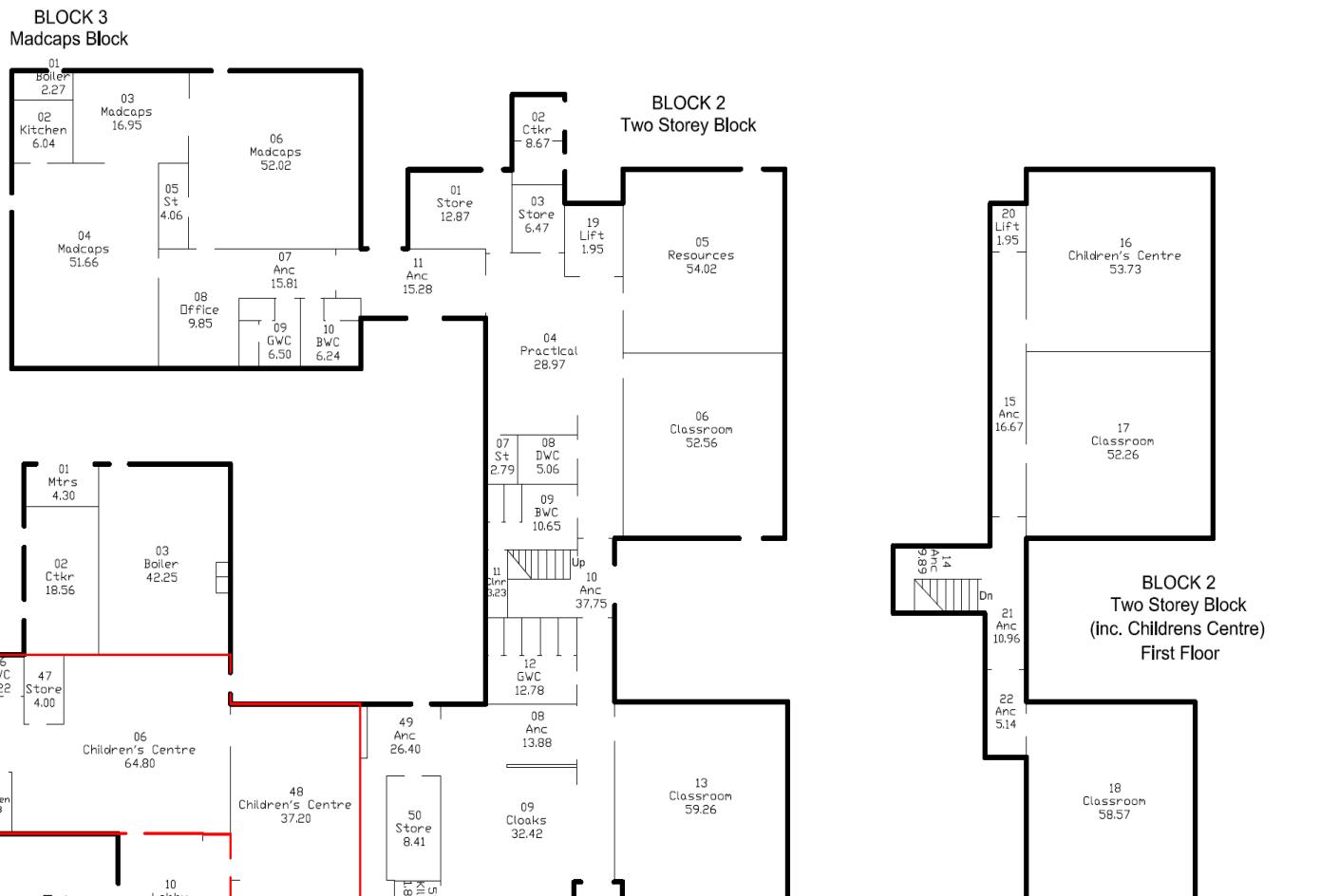
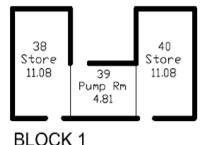
The proposal to expand Market Deeping Community Primary School is not related to any other statutory proposal.

What will happen now?

Any person may object to or make comments on this proposal by sending them to the School Organisation Planning Team, Children's Services, Lincolnshire County Council, County Offices, 51 Newland, Lincoln LN1 1YQ or by emailing schoolorganisation@lincolnshire.gov.uk

At the close of the 4 week representation period (statutory formal consultation) on 21 April 2017 responses will be collated and analysed and a further report will be presented to the Executive Councillor for a final decision in June 2017 on the expansion of the school. The representation period is the final opportunity for people and organisations to express their views about the proposal and ensure that they will be taken into account by the decision maker.

Market Deeping Community Primary School, Willoughby Avenue



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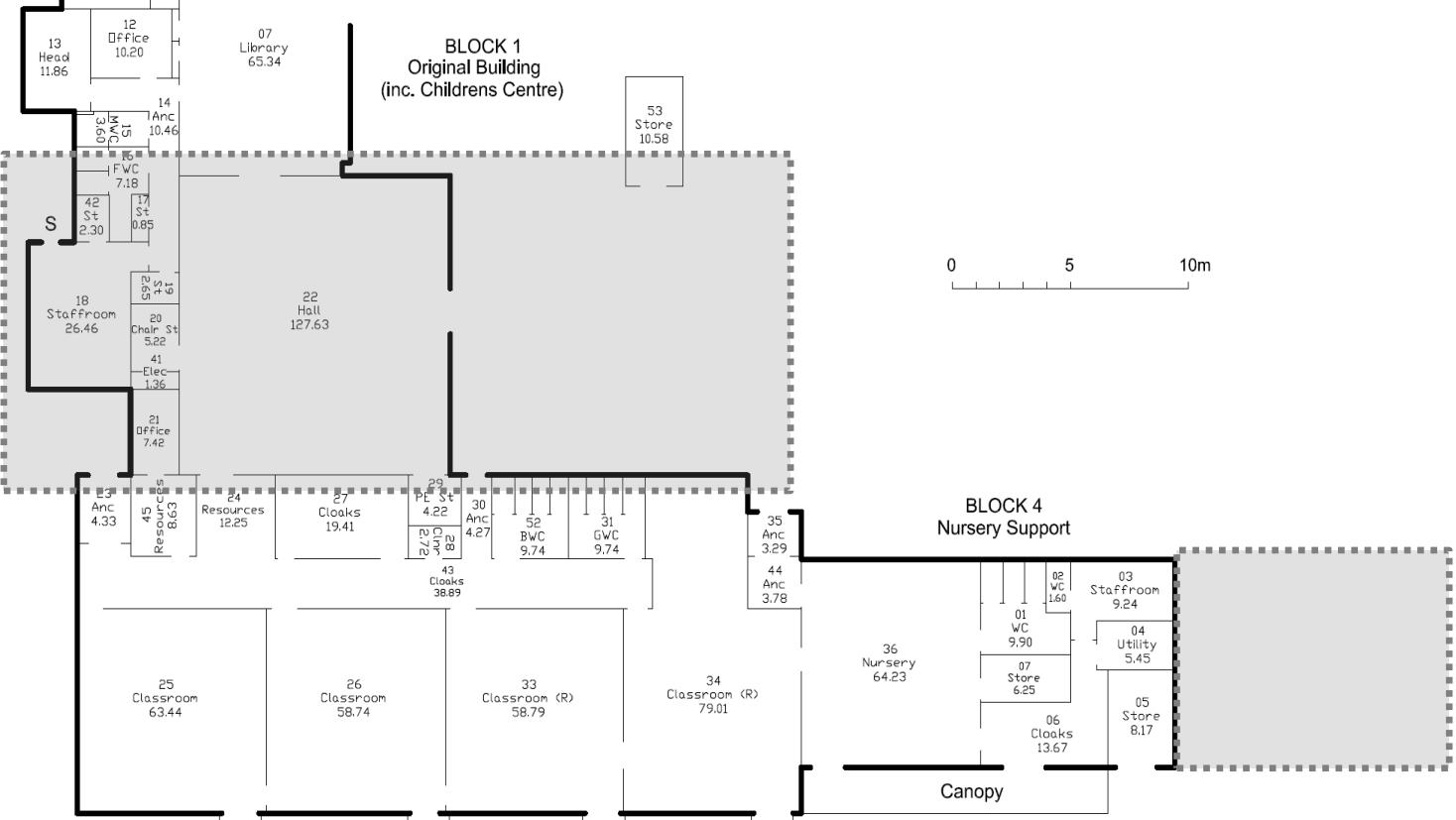
Key:



Areas of proposed change



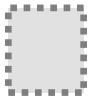
Children's Centre

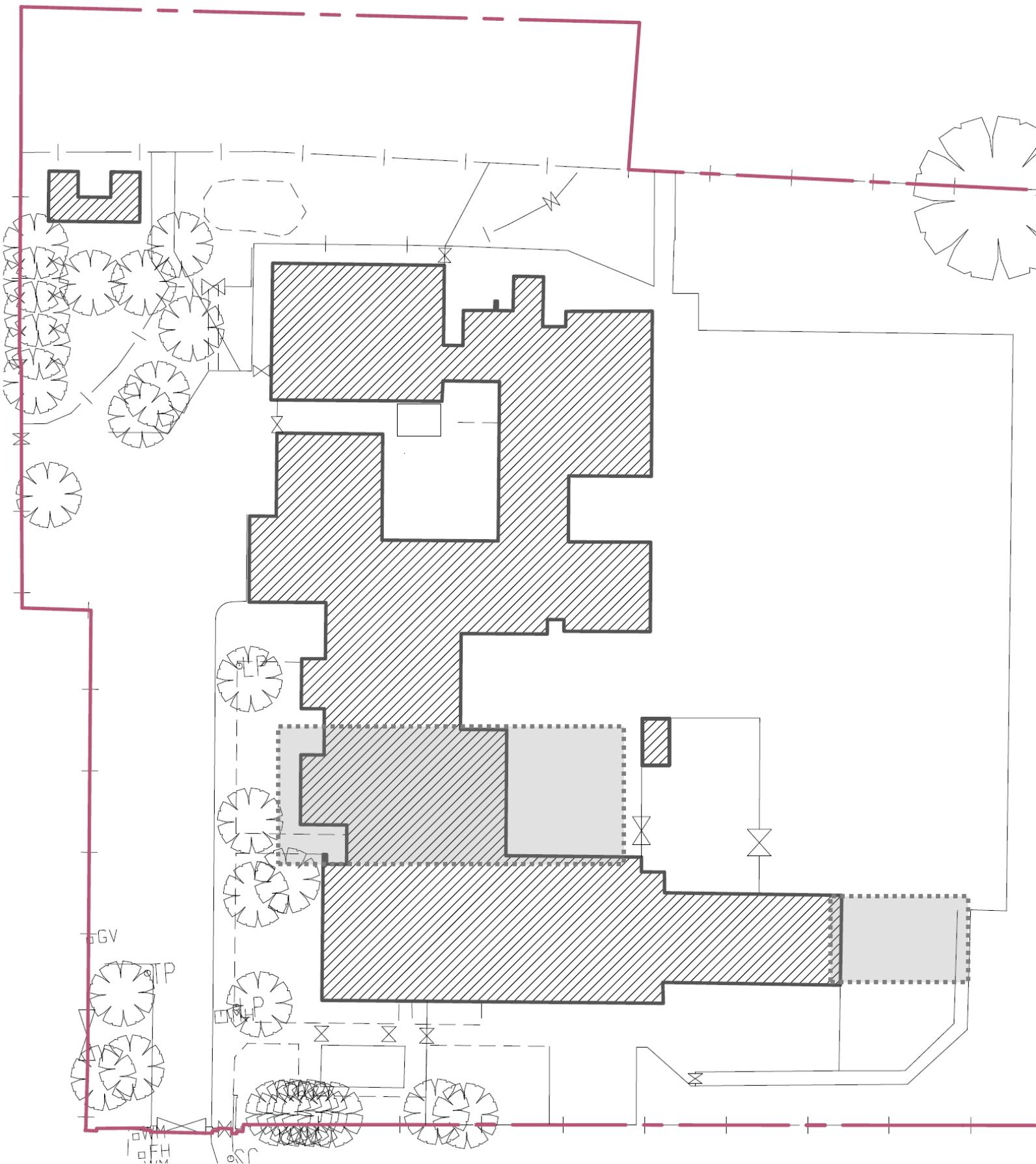


Market Deeping Community Primary School, Willoughby Avenue

Page 54

Key:

-  Areas of proposed change
-  School Boundary



Agenda Item 7



Policy and Scrutiny

Open Report on behalf of Richard Wills, Director responsible for Democratic Services

Report to:	Children and Young People Scrutiny Committee
Date:	09 June 2017
Subject:	Children and Young People Scrutiny Committee Work Programme

Summary:

This item enables the Committee to consider and comment on the content of its work programme for the coming year to ensure that scrutiny activity is focused where it can be of greatest benefit. Members are encouraged to highlight items that could be included for consideration in the work programme.

The work programme will be reviewed at each meeting of the Committee to ensure that its contents are still relevant and will add value to the work of the Council and partners.

Actions Required:

Members of the Committee are invited to:

- 1) Review, consider and comment on the work programme as set out in Appendix A to this report.
- 2) Highlight for discussion any additional scrutiny activity which could be included for consideration in the work programme.

1. Background

Overview and Scrutiny should be positive, constructive, independent, fair and open. The scrutiny process should be challenging, as its aim is to identify areas for improvement. Scrutiny activity should be targeted, focused and timely and include issues of corporate and local importance, where scrutiny activity can influence and add value.

Overview and scrutiny committees should not, as a general rule, involve themselves in relatively minor matters or individual cases, particularly where there are other processes, which can handle these issues more effectively.

All members of overview and scrutiny committees are encouraged to bring forward important items of community interest to the Committee whilst recognising that not all items will be taken up depending on available resource.

Purpose of Scrutiny Activity

Set out below are the definitions used to describe the types of scrutiny, relating to the items on the Committee Work Programme:

Policy Development - The Committee is involved in the development of policy, usually at an early stage, where a range of options are being considered.

Pre-Decision Scrutiny - The Committee is scrutinising a proposal, prior to a decision on the proposal by the Executive, the Executive Councillor or a senior officer.

Policy Review - The Committee is reviewing the implementation of policy, to consider the success, impact, outcomes and performance.

Performance Scrutiny - The Committee is scrutinising periodic performance, issue specific performance or external inspection reports.

Consultation - The Committee is responding to (or making arrangements to) respond to a consultation, either formally or informally. This includes pre-consultation engagement.

Budget Scrutiny - The Committee is scrutinising the previous year's budget, or the current year's budget or proposals for the future year's budget.

Member Report – The Committee is reviewing the work of the Sub-Groups or Working Groups.

Requests for specific items for information should be dealt with by other means, for instance briefing papers to members.

Identifying Topics

Selecting the right topics where scrutiny can add value is essential in order for scrutiny to be a positive influence on the work of the Council. Members may wish to consider the following questions when highlighting potential topics for discussion to the Committee:-

- Will Scrutiny input add value?
Is there a clear objective for scrutinising the topic, what are the identifiable benefits and what is the likelihood of achieving a desired outcome?
- Is the topic a concern to local residents?
Does the topic have a potential impact for one or more section(s) of the local population?
- Is the topic a Council or partner priority area?
Does the topic relate to council corporate priority areas and is there a high level of budgetary commitment to the service/policy area?

- Are there relevant external factors relating to the issue?
Is the topic a central government priority area or is it a result of new government guidance or legislation?

Scrutiny Review Activity

Where a topic requires more in-depth consideration, the Committee may commission a Scrutiny Panel to undertake a Scrutiny Review, subject to the availability of resources and approval of the Overview and Scrutiny Management Board. The Committee may also establish a maximum of two working groups at any one time, comprising a group of members from the Committee.

Work Programme items on scrutiny review activity can include discussion on possible scrutiny review items; finalising the scoping for the review; consideration and approval of the final report; the response to the report; and monitoring outcomes of previous reviews.

2. Conclusion

The Committee's work programme for the coming year is attached at Appendix A to this report. A list of all upcoming Forward Plan decisions relating to the Committee is also attached at Appendix B.

Members of the Committee are invited to review, consider and comment on the work programme as set out in Appendix A and highlight for discussion any additional scrutiny activity which could be included for consideration in the work programme.

Consideration should be given to the items included in the work programme as well as any 'items to be programmed' listed.

3. Consultation

a) Have Risks and Impact Analysis been carried out?

Not Applicable

b) Risks and Impact Analysis

Not Applicable

4. Appendices

These are listed below and attached at the back of the report	
Appendix A	Children and Young People Scrutiny Committee – Work Programme
Appendix B	Forward Plan of Decisions relating to the Children and Young People Scrutiny Committee

5. Background Papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Tracy Johnson, Senior Scrutiny Officer, who can be contacted on 01522 552164 or by e-mail at tracy.johnson@lincolnshire.gov.uk

CHILDREN AND YOUNG PEOPLE SCRUTINY COMMITTEE

Chairman: Councillor Robert Foulkes
Vice Chairman: Councillor Robert Kendrick

9 June 2017		
Item	Contributor	Purpose
Introduction to Children's Services	Debbie Barnes Executive Director of Children's Services	Presentation
Proposal to Expand Capacity at Market Deeping Community Primary School (final decision)	John O'Connor Children's Service Manager – Schools Services Matthew Clayton Admissions and Education Provision Manager	Pre-Decision Scrutiny (Executive Councillor decision on 21 June 2017)

21 July 2017		
Item	Contributor	Purpose
Inclusive Lincolnshire Strategy – Progress Report	Mary Meredith Children's Service Manager – Inclusion	Performance Scrutiny
Theme Performance: Quarter 4	Sally Savage Chief Commissioning Officer – Children's	Performance Scrutiny
Corporate Parenting Sub-Group Update (16 March 2017 minutes)	Chairman of the Sub Group	Member Report
Lincolnshire Safeguarding Boards Scrutiny Sub-Group Update (28 March 2017 minutes)	Chairman of the Sub Group	Member Report

8 September 2017		
Item	Contributor	Purpose
Theme Performance: Quarter 1	Sally Savage Chief Commissioning Officer – Children's	Performance Scrutiny

20 October 2017		
Item	Contributor	Purpose
A Proposed Future Model of SEN Provision from Lincolnshire Special Schools	Sheridan Dodsworth Children's Service Manager – SEND	Pre-Decision Scrutiny

<i>20 October 2017</i>		
Item	Contributor	Purpose
Corporate Parenting Sub-Group Update (21 September 2017 minutes)	Chairman of the Sub Group	Member Report
Lincolnshire Safeguarding Boards Scrutiny Sub-Group Update (26 September 2017 minutes)	Chairman of the Sub Group	Member Report

<i>1 December 2017</i>		
Item	Contributor	Purpose
0-19 Public Health Nursing	Sally Savage Chief Commissioning Officer – Children's	Performance Scrutiny
Theme Performance: Quarter 2	Sally Savage Chief Commissioning Officer – Children's	Performance Scrutiny

<i>19 January 2018</i>		
Item	Contributor	Purpose
Budget Proposals 2018/19	Debbie Barnes Executive Director of Children's Services	Budget Scrutiny
Corporate Parenting Sub-Group Update (7 December 2017 minutes)	Chairman of the Sub Group	Member Report

<i>9 March 2018</i>		
Item	Contributor	Purpose
Lincolnshire Local Authority School Performance 2016-17	Martin Smith Children's Service Manager - School Standards	Performance Scrutiny
Theme Performance: Quarter 3	Sally Savage Chief Commissioning Officer – Children's	Performance Scrutiny
Lincolnshire Safeguarding Boards Scrutiny Sub-Group Update (January 2018 minutes)	Chairman of the Sub Group	Member Report

<i>20 April 2018</i>		
Item	Contributor	Purpose
Corporate Parenting Sub-Group Update (March 2018 minutes)	Chairman of the Sub Group	Member Report

To be programmed

- Partners in Practice Update
- School funding and the impact of the National Funding Formula implementations
- Lincolnshire Learning Partnership (LLP) Strategic Plan and Impact Evaluation
- Home to School Transport Policy including post 16 transport and grammar school transport (The outcome of the scrutiny review in 2016 on Grammar School Transport was to reconsider the current policy in two years' time.)
- Education including educational policy updates and the impact in Lincolnshire's schools; monitoring the changing position and how the Local Authority is fulfilling its responsibilities; relationship with academies; school improvement; overview of academies and maintained schools; and small rural schools
- Significant place planning and school reorganisation
- Safeguarding children and social care work
- Supported accommodation
- Educational progress of Looked After Children (LAC), including electronic Personal Education Plans (ePEPs)
- Post Adoption Support
- Support for foster carers

For more information about the work of this Committee please contact Tracy Johnson, Senior Scrutiny Officer, on 01522 552164 or by e-mail at tracy.johnson@lincolnshire.gov.uk

FORWARD PLAN OF DECISIONS RELATING TO CHILDREN'S SERVICES FROM 1 JUNE 2017

DEC REF	MATTERS FOR DECISION	DATE OF DECISION	DECISION MAKER	PEOPLE/GROUPS CONSULTED PRIOR TO DECISION	DOCUMENTS TO BE SUBMITTED FOR DECISION	HOW TO COMMENT ON THE DECISION BEFORE IT IS MADE AND THE DATE BY WHICH COMMENTS MUST BE RECEIVED	RESPONSIBLE PORTFOLIO HOLDER AND CHIEF OFFICER	KEY DECISION YES/NO	DIVISIONS AFFECTED
I013554	Proposal to consider the potential expansion of Market Deeping Community Primary School (Final Decision)	21 June 2017	Executive Councillor: Adult Care, Health and Children's Services	Interested parties as DfE guidance including parents, school staff, neighbouring schools, County, Parish and District Councils, MPs, Trade Unions and Diocese, Children and Young People Scrutiny Committee	Report	Admissions and Education Provision Manager Tel: 01522 553535 Email: matthew.clayton@lincolnshire.gov.uk	Executive Councillor: Adult Care, Health and Children's Services and Executive Director of Children's Services	Yes	Deepings West and Rural