

Item No. 17.	Classification: Open	Date: 22 July 2014	Meeting Name: Cabinet
Report title:		School Places Strategy Update	
Ward(s) or groups affected:		All	
Cabinet Member:		Councillor Victoria Mills, Children and Schools	

FOREWORD – COUNCILLOR VICTORIA MILLS, CABINET MEMBER FOR CHILDREN AND SCHOOLS

Southwark continues to make good progress in keeping pace with the increased demand for primary and secondary school places and in driving up standards for educational achievement.

Provisional KS2 results for 2014 indicate yet another year of improvement across our primary schools and scores are again above the national average. Southwark's GCSE results achieved record levels of improvement in 2013 but it is the intention of this council to support schools to achieve even more with an ambitious target of 70% of our young people achieving five or more A* to C grades at GCSE or equivalent by 2016.

An additional 1,080 extra primary school reception places were created between 2009 and 2013. A further 330 places will be in place in September 2014 with an additional 180 planned for September 2015 and 165 for September 2016. Demand for primary places, particularly in the north of the borough, continues to rise. It is therefore welcome that this report brings forward plans for further additional primary places in the north from 2015 and continues the work of ensuring additional places in this area are available as demand rises.

Whilst there is currently an overall surplus of secondary school places, a further 11 forms of entry (FE) for Year 7 pupils is forecast to be required across the borough by September 2018 with this rising to a further 19 FE by September 2019. Work is already underway across our existing secondary schools to assist and facilitate expansion so that many of our oversubscribed schools will be able to accommodate more students in the years ahead. In addition, this council is committed to opening a new secondary school in East Dulwich and will therefore be doing all it can to assist and facilitate the two initiatives supported by local parents and The Charter School Educational Trust and The Haberdashers' Aske's Federation to establish a free school on the Dulwich Hospital Site. The need for another new secondary school from September 2019 will be actively kept under review so that a decision can be made in a year's time, allowing a four year planning period.

None of the progress made since 2010 would have been possible without the £170 million spent over the last four years to improve our school estate and the further £60.5 million investment outlined in the Gateway 1 Procurement Strategy for the appointment of contractors for the next phase of our primary expansion programme. The pace and scale of the increase in demand for school places requires a continuing investment programme if we are to ensure that every child and young person has a place at a local school and is learning in a high quality environment. Our commitment to meet this task is clear and investment will continue in the coming years as we work with popular and high performing

existing schools and engage with partners and providers who share our ambitions to meet the demand for primary and secondary places.

RECOMMENDATIONS

1. That cabinet notes the updated forecast of primary school reception places and, in particular, the demand for additional primary school places in the north of the borough.
2. That cabinet approve the inclusion of Phoenix Primary School in the programme for permanent expansion of primary school places to provide two additional forms of entry on a temporary basis from September 2015 and a permanent basis from September 2016, as referred to in paragraphs 25 and 26.
3. That cabinet approve the further expansion of Keyworth Primary School by an additional form of entry to become 3FE, subject to the agreement of the governing body, as referred to in paragraph 27.
4. That cabinet notes that discussions are taking place with Southwark's diocesan boards on potential for expansion of diocesan schools in the north of the borough, as referred to in paragraph 29.
5. That cabinet notes the update on new primary free schools in the south of the borough and officers' engagement with the Education Funding Agency and the Harris Federation on finding a suitable site for the proposed new Harris Nunhead free school, referred to in paragraphs 30 to 33.
6. That cabinet approve the Wilkinson House site as the permanent new location for an expanded Bellenden School subject to public consultation and business case approval by the director of regeneration, as referred to in paragraphs 35 to 38.
7. That cabinet notes the updated forecast of demand for year 7 secondary school places in the borough and the steps being taken by officers to:
 - Assist and facilitate an appropriate expansion of existing secondary schools in Southwark
 - Assist and facilitate the two prospective applicants for a new secondary free school in the south of the borough
 - Engage with NHS Property Services on arrangements for disposing of surplus land at the Dulwich Hospital site.

BACKGROUND INFORMATION

Context

8. The school places strategy update report to Cabinet in March 2014 described the continuing demand for primary and secondary school places in the borough and the steps being taken to meet that demand.
9. Two key issues were identified for further exploration. For primary schools, the report noted that whilst the proposed overall number of places would meet the forecast demand by September 2016, the distribution of places was uneven, with an

under provision in the north of the borough and excess places in the south, where a number of free schools are being established. For secondary schools, despite the current overall surplus of places across the borough, the need for improved access for families to places in their preferred schools and the need to prepare for a steep rise in forecast demand starting in September 2018 were seen as issues to be addressed.

10. It was agreed that officers bring an update report to cabinet in July 2014 to include the latest position with free school proposals in the south of the borough and proposals for additional primary places required to fine tune supply and demand in the north. Cabinet also requested an update on secondary schools places, including the emerging options for a new secondary school in the borough.
11. Work is underway on the annual school capacity (SCAP) survey for submission by 25 July 2014. This survey informs the Department for Education (DfE) and EFA of areas where there are pressures on school places and where significant shortfalls of places are anticipated by local authorities. The projections of pupil numbers are also used to calculate the basic needs funding local authorities receive to secure sufficient school places to meet future demand. The updated forecast of places for the July 2014 SCAP survey have been taken into account for both primary and secondary schools in the detail of this report.

Approach to pupil place planning

12. Southwark's pupil place planning is based on Greater London Authority (GLA) projections which are commissioned by Southwark and most London boroughs. These are informed mainly by:
 - Current school rolls
 - Birth rates
 - Underlying population projections
 - Migration
 - New housing development
13. In primary place planning the borough is split into five smaller planning areas to enable place planning to respond to the more local pressure for places whereas secondary planning is carried out on a borough-wide basis because the catchment areas for secondary schools extends as far as and often further than the borough's boundaries, and secondary age pupils are able to travel to secondary schools both in and outside the borough.
14. Structural changes to education provision, particularly the opportunity for sponsors to establish free schools that respond to locally expressed need rather than in response to the pressure for places, has made pupil place planning more complicated and requiring local authorities to be even more flexible and proactive in their approach.
15. The latest projections include a 2% planning margin allowed by the DfE to ensure sufficient places are available to respond to parental choice at a time of rapid growth and uncertain impact on demand from changes such as welfare reform.
16. Place projections are updated quarterly, using schools' updated termly roll data.

17. In April this year the DFE published a scorecard based on an analysis of all authorities' school capacity submissions. Southwark was rated green on the basis of three criteria:

- Quantity of new places – Southwark has provided 2130 new places between 2009/10 to 2012/13 and plans to deliver 2310 new places between 2013/14 to 2015/16. As a result the authority is rated green for performance, because no additional places are needed to meet demand across the LA in 2015 as estimated in the summer of 2013.
- Quality of places – Southwark is again rated green because we have a higher percentage of new places in good and outstanding schools - 95% against the England average of 79%. In addition Southwark has created 49% of new places in above average schools, compared to the England average of 28%.
- Cost – Southwark's cost of expansions in permanent buildings is 34% less than the England average, which is therefore also a good score.

KEY ISSUES FOR CONSIDERATION

Primary schools

Previously reported

18. The primary investment strategy was agreed by cabinet in July 2013 and updated by the cabinet member for children's services in January 2014. Table 1 below summarises the approved primary schools programme which will provide 21.5 additional forms of entry (FE) to meet forecast demand by September 2016. One form of entry is equivalent to 30 additional places in a year group or 210 places across a primary school. The highlighted items are being managed and funded directly by the council.

Table 1: Approved primary schools programme.

School	Ofsted Rating	Type	Planning Area	Additional FE by September 2016 (forecast demand shown in brackets)
Keyworth	Outstanding	Expansion	Borough, Bankside and Walworth	0 ¹
Charles Dickens	Outstanding	Expansion	Borough, Bankside and Walworth	0.5
Robert Browning	Good	Expansion	Borough, Bankside and Walworth	0.5
Cherry Garden - SEN	Outstanding	New provision	Bermondsey and Rotherhithe	0
			Subtotal	1 (2 to 3.5)
Southwark Free School	N/A	Free School	Bermondsey and Rotherhithe	2
Albion	Outstanding	Expansion	Bermondsey and Rotherhithe	1

School	Ofsted Rating	Type	Planning Area	Additional FE by September 2016 (forecast demand shown in brackets)
Grange	Good	Expansion	Bermondsey and Rotherhithe	0.5
Galleywall	N/A	New provision	Bermondsey and Rotherhithe	2
Redriff	Outstanding	Expansion	Bermondsey and Rotherhithe	1
			Subtotal	6.5 (7.5 to 9)
Belham (Old Bellenden School)	N/A	New Free School	Camberwell	2
Bessemer Grange	Good	Expansion	Camberwell	1
Crawford	Outstanding	Expansion	Camberwell	1
			Subtotal	4 (2 to 3)
Gloucester	Good	Expansion	Peckham and Nunhead	1
Bellenden	Good	Expansion	Peckham and Nunhead	1
Harris Primary Free School Nunhead		New Free School	Peckham and Nunhead	2
Ivydale	Good	Expansion	Peckham and Nunhead	2
			Subtotal	6 (4.5 to 5.5)
Judith Kerr Free School	N/A	Free School	Dulwich	1 ²
Harris Primary Free School East Dulwich	N/A	Free School	Dulwich	2
Dulwich Wood	Good	Expansion	Dulwich	1
			Subtotal	4 (1.5 to 2)
			Total	21.5 (17.5 to 23)

Notes:

1 – No net increase as a result of Keyworth's increase by half FE offsetting historic reduction of Townsend by half FE.

2 – Two form entry school but assuming one form of entry for planning purposes.

3 – The higher figure in the forecast demand range incorporates a 5% planning margin.

19. Implementation of the council-managed permanent expansion programme is underway. Design team consultants were appointed in May 2014 and are actively working with each school to develop detailed bespoke proposals to expand schools' capacities. A separate gateway report to cabinet seeks agreement to the procurement strategy for appointing contractors to deliver the works.

20. Galleywall will be required as temporary accommodation for Southwark Park School until the end of the autumn term. A separate procurement exercise to appoint a design team for this scheme will therefore be completed later in the year.

21. Arrangements for the provision of temporary classrooms where needed are in hand to meet demand in September 2014.

Primary places update

22. Table 2 gives the updated forecast of primary school reception places expressed as forms of entry (FE), after taking into account the planned expansion programme given in Table 1 of paragraph 18. These figures anticipate slippage in the programme to bring Galleywall back into permanent primary school use from September 2016 to 2017, for reasons given in paragraph 20.

Table 2: Updated forecast of primary places, July 2014

		Sep-14	Sep-15	Sep-16	Sep-17
Borough Bankside and Walworth	North West	+2	+1	-2	-4
Bermondsey and Rotherhithe	North East	0	-3	-2	-2
Peckham and Nunhead	Central West	0	0	+ 2	+2
Camberwell	Central East	+2	0	+3	+3
Dulwich	South	+2	+ 3	+4	+4

23. The latest forecast shows that the gap is widening in the north of the borough and supports the previously identified need for new permanent primary provision in the region of 3FE each for the two planning areas. A strategy for providing further permanent places in the north beyond 2017 also needs to be developed. The forecast also indicates an increase in oversupply of places in the south of the borough compared to the previously reported position. This will be of some concern to local headteachers, and officers will work with headteachers and governors to monitor impact closely.

New primary places in the north

24. Following the March 2014 cabinet meeting, a review of sites in the north of the borough by officers from Regeneration and Children's Services identified Phoenix School annex site (in the north east) and Keyworth School (in the north west) as locations with strong potential for creating new primary places.
25. Phoenix is a popular and improving school with a 'good' Ofsted rating. The Phoenix School annex site in Marlborough Grove is an underutilised site comprising an indoor swimming pool (used also by visiting schools), sports hall, an attractive two-storey Edwardian school building currently occupied by guardians, generous play areas and an ecological habitat. The existing school occupies a 1960's listed building of exemplary design located on the opposite side of the road. Recent discussions between Phoenix School and the Director of Education have explored the possibility of expanding the school by one or two forms of entry using the annex site. A recent capacity study indicates that a 2FE expansion on the annex site, incorporating the existing facilities and bringing the Edwardian building back into educational use, can fit comfortably on the site and consultation with planners on early design proposals have been well received. Temporary classrooms could be accommodated within the site from September 2015 to help address the surge in demand pending completion of the permanent accommodation for September 2016.

26. The Phoenix School expansion proposals fulfil all of the key principles that underpin investment decisions for permanent expansion. Cabinet is, therefore, requested to approve the inclusion of Phoenix School in the primary schools expansion programme. The next step would be to seek gateway 1 approval to procure a design team to develop the proposals and secure planning consent.
27. Keyworth School has an 'outstanding' Ofsted rating and a permanent expansion from 1.5FE to 2FE is already included in the primary schools programme. The school site, which is relatively large and underutilised, has capacity to comfortably accommodate a further 1FE expansion. Initial discussions have taken place with the head teacher, who supports the proposal, and these are now being extended to the governing body. Subject to a favourable response from school governors, approval is sought to expand the school from 1.5FE to 3FE in lieu of 2FE.
28. Redriff School, which also has an 'outstanding' Ofsted rating, has indicated an interest in a further expansion by an additional form of entry from 2FE to 4FE in lieu of 3FE. The architect has been asked to develop a masterplan for the site to test this proposition.
29. Discussions are taking place between officers and diocesan board representatives about the possibility of expanding voluntary aided schools in the north of the borough. So far, St Pauls CE primary school (in the north-west) and St Joseph's George Row RC primary school (in the north-east) have been put forward as potential schools, each for a 0.5FE expansion. The next step is to hold exploratory discussions with the schools and to consult within children's services.
30. A strategy for permanent primary places to meet demand beyond 2017 in the north of the borough will be prepared by officers over the coming months, drawing on updated place projections in the autumn. This will include further review of existing schools' capacity studies and a search for new development opportunities with scope for schools provision.

Primary free schools in the south

31. Judith Kerr Primary School is a bi-lingual free school located in the Dulwich planning area that opened in 2013. Sponsored by the CfBT Schools Trust, children are taught in English and German. This is a 2FE school with 25 places in each class. So far, the school has established two classes for each year group up to and including year 3. Only 1FE is allowed for planning purposes, however, due to the specialist provision.
32. Harris Primary Academy East Dulwich is a 2FE free school in the Dulwich planning area opening in September 2014. It offers 60 reception places in its first year based initially in a temporary location at Harris Girls' Academy East Dulwich pending completion of its permanent home on the site of the former police station in East Dulwich.
33. In January 2014, the DfE announced approval to a further 2FE Harris Federation free school to be based in the Nunhead area, opening in September 2015. A site has yet to be secured for the new school, but the EFA has identified the Dulwich Hospital site as a potential option. Release of the Dulwich Hospital site, however, is likely to take a considerable time and is an ideal location for a much needed new secondary school in the south of the borough. Further details of new secondary school initiatives and the status of the Dulwich Hospital site are given in paragraphs

49 to 51, below. Discussions are taking place between officers, the EFA and the Harris Federation to explore the opportunities for more suitably located sites.

34. The Belham free school was approved by the DfE in June 2014. This provides for a new 2FE school on the site of Bellenden Old School located in the Camberwell planning area, sponsored by the Dulwich Hamlet Education Trust (DHET) and opening in September 2015. Southwark has supported the school in the development of its application and delivery of the new school and will lease the site to the DHET on a peppercorn for 125 years. The refurbishment is included in the expansion programme. Officers are continuing to assist in establishing the new school and discussions are taking place with the new school trust on the legal and contractual provisions to be put in place to enable the Trust to drive the delivery of the new building.

Bellenden Primary School site options

35. Bellenden Primary School will expand from 1 to 2 forms of entry in September 2016. Officers have appraised options for a temporary decant or permanent move to another site in close proximity to the existing school. This has identified the site of Wilkinson House in Dewar Street, a decommissioned residential home, as the only suitable location. A permanent move to this site is preferred to a temporary decant for educational as well as financial reasons. Officers are mindful of community interest in the future use of the Wilkinson House site and if agreed would need to consult fully with local people on any proposals.
36. More recently, architects appointed to develop design proposals for the school expansion programme have looked further at the possibility of constructing a new 2FE school on the existing school site whilst the school is in operation. Whilst this is not impossible and could produce a successful design outcome, school operations would be significantly disrupted and there would be severely restricted outdoor play space for the duration of the building works, which the head teacher and school governors consider unacceptable.
37. It is recommended therefore that the new 2FE school for Bellenden be constructed on the Wilkinson House site subject to consultation with local people on the proposals and business case approval by the director of regeneration.
38. Options for the future use of the current Bellenden site once vacated by Bellenden School will be carefully considered against competing demands, including the further expansion of successful schools subject to findings from the ongoing review of demand for places.

Secondary

Previously reported

39. Southwark is the most improved London borough at secondary level. In 2013, 65.2% of pupils gained 5 or more GCSEs including English and maths, placing our schools above London and national levels of performance.
40. At the March 2014 meeting, cabinet was advised that overall there is sufficient capacity within Southwark schools to meet the demand for year 7 places until 2016, but that a shortage of places is forecast from September 2017, rising steeply in subsequent years. Table 3 sets out the forecast demand for secondary places advised at that time.

Table 3: Secondary place demand

		Sept 2013	Sept 2014	Sept 2015	Sept 2016	Sept 2017	Sept 2018	Sept 2019	Sept 2020
Year 7	Pupil Place Demand	2444	2567	2653	2899	2940	3140	3403	3280
Year 7	Available Places	2636	2876	2876	2876	2876	2876	2876	2876
	Difference (Pupil number/FE)	192/ +7.3	309/ +10.7	223/ +7.8	-23/ -0.8	-64/ -2.2	-264/ -9.2	-527/ -18.3	-404/ -14

41. This forecast was presented with the proviso that demand for secondary places is less predictable than for primary places from factors, such as, the pattern of house moves among families, the state of the housing market and fluctuations in the popularity of schools both within and outside the borough.
42. It was noted that despite an overall improvement in educational performance and an increasing proportion of families gaining one of their preferences, a significant variation in the popularity of schools exists among parents, which indicates that the balance between demand and the availability of places is not evenly distributed across the borough.
43. The lack of direct transport links between home and school, particularly in the south of the borough, was also cited as a barrier to families' access to places in their preferred schools. This was evidenced by emerging proposals for a parent promoted secondary free schools in East Dulwich, an update on which is given together with details of another new free school initiative, later in this report.
44. For these reasons, the actual demand year on year is closely monitored by officers to inform the scale and timing, and to ensure a positive impact of any response.
45. Cabinet was informed in March 2014 that the future demand for secondary places could be met partly through the expansion of existing schools and partly through the construction of a new school. As the council no longer has any directly managed secondary schools in the borough and as there is a presumption that new schools will be free schools/academies, the role of the council is to assist and facilitate individual schools in developing proposals, applying for funds and implementation, rather than as direct provider.
46. In autumn 2012, all secondary schools were invited to take part in an architectural study to ascertain their capacity to expand. Four popular and oversubscribed schools took part in the study – St Michaels Catholic College, City of London Academy, Bacon's College and Kingsdale School – all of which were found to have capacity to expand. Given the latest demand forecast, officers proposed to go back to all Southwark's secondary schools to ascertain their appetite and capacity for expansion. An update on progress is given later in this report.

Secondary places update

47. Table 4 gives the updated forecast of secondary school year 7 places expressed as forms of entry (FE).

Table 4: Updated forecast of secondary places, July 2014

	Sep-14	Sep-15	Sep-16	Sep-17	Sep-18	Sep-19	Sep-20
Southwark	+9	+7	-1	-3	-11	-19	-17

Notes:

The lightly shaded cells will probably not require action but are highlighted due to being close to requiring extra capacity so should be noted

* indicates potential significant over provision to be noted

Where a range is given it is to cover for different potential outcomes based on all data available.

48. This table shows that overall there is significant capacity within Southwark schools to meet the forecast demand for year 7 places until 2016 and a modest increase in demand starting in September 2017 rising swiftly in the two subsequent years. It should be noted that for September 2014 and 2015 the data shows an overall surplus of places, although this starts to reverse by September 2016.
49. The latest data indicates that the delivery of a programme of permanent expansion needs to start coming through by September 2018, probably with a new school coming into operation. The need for another new secondary school for September 2019 needs to be kept under review and decision made in a year's time with the benefit of further updated secondary school place projections. This would still leave a four year planning period, if required, and allow the decision to be more robust.

Expansion of existing secondary schools

50. All secondary schools were invited in autumn 2012 to participate in a study to assess the capacity to expand. St Michael's Catholic College, City of London Academy, Bacon's College and Kingsdale School elected to take part and all were found to have capacity to expand with appropriate investment.
51. St Michael's Catholic College subsequently made an unsuccessful bid to the EFA for funds to expand and is now preparing a second bid for a 1FE expansion for submission in January 2015. Officers are assisting the school in developing their proposals and facilitating town planning and other regulatory advice in support of their application.
52. Since the March cabinet meeting and in light of the shortfall of secondary places now forecast, a further invitation was been extended to all secondary schools. This resulted in the original four schools reaffirming their interest and a further three schools, Harris Girls' Academy East Dulwich, Harris Academy Bermondsey and Charter School expressing interest. Exploratory discussions are now taking place with these schools on possible next steps.
53. Based on responses so far from secondary schools, an estimated additional 6FE to 8FE might reasonably be expected from the existing estate.

New secondary school initiatives

54. Two initiatives have emerged over recent months for a new secondary free school in the south of the borough, both with their sights set on the Dulwich Hospital site.

55. The Haberdashers' Aske's Federation is seeking to establish a clutch of schools in the Southwark/Lewisham area. Their preference is for an all through school, but would be interested also in a secondary school, preferably at 6FE. Working in harmony with the council would be prerequisite to developing their application. They aim to make a submission to the DfE (in Wave 8) for the new school in October this year.
56. The Charter School Educational Trust (which runs Charter School) also plans to make an application to the DfE to open a new 6FE secondary school on the Dulwich Hospital site. The close proximity of the hospital site to the existing school is a critical consideration, as it allows them to build on serving a diverse community in that specific locality. Charter also aims to make a Wave 8 application in October.
57. Ongoing discussions with both Haberdashers' and Charter representatives are taking place. Officers are providing help and assistance wherever possible, whilst maintaining an even-handed approach to both parties. Officers also continue to investigate other suitable sites in the borough.
58. In addition, John Donne Primary School, which became an academy in January 2014, has recently submitted a free school application to the DfE for an all through school with three primary and two secondary forms of entry to be located on the former Tuke School site in Woods Road, Peckham. The school has stated that there is strong support from local parents for more diverse provision in the immediate area. Cabinet authorised the sale of the site in July 2013 following the directive from the Secretary of State for Education that there was no longer a need for a school on the site and a sale is being progressed with developers who have submitted a planning application for a housing development on the site. Further developments with this free school application are being closely monitored by officers and assistance to secure a site will be offered once the result of the application is known.

Dulwich Hospital site

59. NHS Property Services is responsible for site appraisal and any disposal of part of the Dulwich Hospital site on behalf of NHS England and local Clinical Commissioning Group (CCG). They have already conducted soft market testing and identified the preferred size and footprint for future health provision on the site. Officers are advised that there are a number of internal processes to be completed with the NHS before part of the site can be released for sale. Currently, the overall aim is to complete the new health campus in 2017, with the need for existing health services to continue until that date prior to relocation into the new provision. NHS Property Services advise that these timescales are to be treated tentatively in view of the complicated nature of the process.
60. Public bodies have first option on the surplus land released for sale by the NHS, at market rates. Officers are promoting the council's view that the EFA/DfE should be pursuing the site to deliver local preference and local place planning needs, a secondary school.
61. As stated in paragraph 43, officers are engaging with the EFA and Harris Federation to look at the alternative site options for a primary school, as well as help and assist NHS Property Services wherever possible in the lead up to disposal.

Statutory proposals

62. Any proposal by the local authority of an enlargement of the capacity of a non-academy school which results in an increase of 30 pupils and an increase of more than 25% or 200 pupils (whichever is the lesser) would require the publication of statutory proposals. In Southwark all non-Academy schools are voluntary aided and the necessary consultation would be managed by these schools directly. Academies (and, since January 2014, the governing bodies of mainstream schools) are not required to follow a statutory consultation process in regard to their expansion.
63. At the meeting in March 2014, cabinet approved the proposed enlargements of Albion, Bessemer Grange, Charles Dickens, Crawford, Grange and Keyworth primary schools following statutory consultation with stakeholders.
64. A similar statutory process to underpin the expansion of Robert Browning, Redriff, Cherry Garden, Gloucester, Ivydale and Bellenden primary schools will be undertaken and reported to a future cabinet meeting for approval. Subject to cabinet's approval of the recommendations in this report, Phoenix Primary School and updated details for Keyworth Primary School will also be included in this round of consultation.

Financial implications of expansion programme

65. The costs associated with an expansion of the secondary estate in line with the demand identified in Tables 3 and 4 will be significant and would be exacerbated further should sites need to be acquired for these purposes.
66. Liabilities to the Authority will depend on how any new places are to be delivered and the approach to delivery. The council is working with the secondary academies to enable them to make co-ordinated bids for funding to the EFA.
67. Currently all funding identified for new places in the education estate is being targeted on primary expansion in order to meet that present challenge. A further £16m council resources was agreed to fund the primary strategy for places in the March 2014 refreshed capital programme. Funding will need to be identified over the next 2-3 years and beyond to enable the delivery of new places within the secondary estate should insufficient funding for places be provided by the EFA.

Consultation

68. Consultation with stakeholders is ongoing. Meetings with primary headteachers affected by the changes included in this report have taken place to discuss the proposed programme and its development.
69. Parents, pupils and school staff will be fully consulted through the consultation on statutory proposals and the design development process for the new schools.

Community impact statement

70. The impact on communities of the issues and recommendations within this report has been considered in line with Southwark's Approach to Equality. Generally the recommendations will have a positive impact on communities with increased provision of places in areas where they are needed enhancing community cohesion. The proposals are consistent with promoting the safeguarding and well being of all

local children and young people by providing sufficient school places to meet forecast need.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Legal Services

- 71. This report is providing an update to Cabinet on the school places strategy, and seeks Cabinet approval to approve the inclusion of Phoenix Primary School in the programme for permanent expansion previously agreed by Cabinet and to approve the further expansion of Keyworth Primary School. These are decisions the Cabinet is able to make under the Council’s Constitution.
- 72. Section 13 Education Act 1996 places a duty on local authorities to use what powers they have to contribute towards the spiritual, moral, mental and physical development of the community by securing that efficient primary education and secondary education is available to meet the needs of the population of their area.
- 73. Section 14 Education Act 1996 places a further duty on local authorities to secure that there are sufficient primary and secondary school places in their area. Local authorities must ensure there are enough school places to meet needs as well as working to secure diversity of provision and increasing opportunities for parental choice. Local authorities are also bound by the duty to take into account parental preference in so far as to do so avoids unreasonable public expenditure.
- 74. Cabinet will note that the Education Act 2011 removed the legal power for local authorities to establish community schools to address the issue of increased demand for places. Local authorities may look to expand existing provision or to free schools and academies to meet demand.
- 75. Cabinet is reminded of the duty to have due regard to the public sector equality duty under s.149 Equality Act 2010, and should note the Community Impact Statement in the body of the report.

Director of Finance and Corporate Services (FC14/015)

- 76. The strategic director of finance and corporate services notes the recommendations in this report which update the forecast for year 7 secondary school places and seeks approval for various expansion and relocation of schools.
- 77. The financial implications are outlined in the body of the report and highlight that funding will need to be identified over the next 2-3 years and beyond to enable the delivery of new places within the secondary estate should insufficient funding for places be provided by the EFA.
- 78. Further information on the extent of the works, the contract price, and the funding will be provided as part of subsequent approval reports, and the contracts for works should not be awarded until funding is confirmed.

BACKGROUND DOCUMENTS

Background Documents	Held At	Contact
None		

APPENDICES

No.	Title
None	

AUDIT TRAIL

Cabinet Member	Councillor Victoria Mills, Children and Schools	
Lead Officer	Kerry Crichlow, Director of Strategy and Commissioning Children's and Adults' Services	
Report Author	Andy Brown, Head of Regeneration, Capital Projects	
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CONSULTATION WITH OTHER OFFICERS / DIRECTORATES / CABINET MEMBER		
Officer Title	Comments sought	Comments included
Head of Procurement	No	No
Director of Legal Services	Yes	Yes
Strategic Director of Finance and Corporate Services	Yes	Yes
Head of Home Ownership and Tenant Management Initiatives	No	No
Cabinet Member	Yes	Yes
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