

Item No. 14.	Classification: Open	Date: 17 March 2015	Meeting Name: Cabinet
Report title:		Determination of Primary School Expansions – Permanent enlargement of Cherry Garden School, and Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools	
Ward(s) or groups affected:		All	
Cabinet Member:		Councillor Victoria Mills, Children’s Services	

FOREWORD – COUNCILLOR VICTORIA MILLS, CABINET MEMBER FOR CHILDREN’S SERVICES

Considerable progress has been made over recent years both in keeping pace with increased demand for primary and secondary school places and in driving up standards of educational achievement. Demand for primary places, particularly in the north of the borough, continues to rise. This report brings forward plans for further additional primary places from 2016 as previously planned in a number of primary places strategies seen by cabinet over the last two years. The ongoing work of making additional places available as demand rises sits alongside a firm commitment to ensuring rapidly improving levels of achievement in English and Mathematics continues. Key Stage 2 Level 4 performance shows an achievement of 81%, compared to the national average of 79%, and an increase from 77% in the previous year. 82% of Southwark primary schools have been judged good or outstanding by OFSTED.

None of this would have been possible without sustained investment in school places and the schools estate. The £106.5m primary expansion programme is delivering new and expanded schools with high quality facilities providing a total of 2,631 additional primary places across the borough by September 2016, as forecast demand for school places continues to rise. The pace and scale of the increase in demand for school places requires a continuing investment programme, one that maximises efficiency and effectiveness of the borough’s existing schools estate, builds on the success and popularity of local high performing schools, and seeks to engage external funding sources and school providers to ensure the best opportunities for the borough’s school children.

RECOMMENDATIONS

1. That the cabinet notes the outcome of the consultation on the proposed enlargements of Cherry Garden School, and Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools.
2. That the cabinet agrees to the enlargement of Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools, from the 1st September 2016 onwards, and to the enlargement and relocation of Cherry Garden School relocation, on a new site in September 2017 onwards.

BACKGROUND INFORMATION

3. The Primary Investment Strategy was agreed by cabinet in July 2013 and this was updated by the cabinet member for children’s services in January 2014. In

July 2013, members noted notes the forecast demand for primary places and associated need for the creation of additional capacity within Southwark's primary estate.

4. As part of the Primary Investment Strategy and expansions to meet anticipated need, the permanent enlargements of Albion, Bessemer Grange, Charles Dickens, Crawford, Grange and Keyworth Primary schools were agreed by cabinet on 18 March 2014, providing an additional 4.5 forms of entry ("FE") at reception. At the same meeting, Members agreed that cabinet would be updated in July 2014 with new pupil place planning data, any proposals arising and the outcome of discussions with funding bodies in regard to the approach to delivery and the availability of funding.
5. Cabinet then agreed on 22 July 2014 the School Places Strategy Update. Item 64 stated "*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*". Gloucester Primary School applied to become an academy, and was dropped from the strategy.
6. The primary school enlargements form part of the current target of an additional 1,755 primary places by September 2016. The proposed expansion of Cherry Garden is to provide additional SEN capacity in an area of increasing demand.
7. To clarify, the proposed expansions at the schools in question will be as follows, adding 210 (7FE) permanent reception places in primary schools in Southwark from 1 September 2016.

Primary School	Present Admissions Number (FE)	Published Admissions Number (FE)	Planned Admissions Number 2016 (FE)
Phoenix	60 (2FE)		120 (4FE)
Bellenden	30 (1FE)		60 (2FE)
Ivydale	60 (2FE)		120 (4FE)
Robert Browning	45 (1.5FE)		60 (2FE)
Keyworth	45 (1.5FE)		90 (3FE)
Total	240 (8FE)		450 (15FE)

(Source: 2015/16 Admissions brochure)

8. Additionally, Cherry Garden will increase the number of pupils from 66 to 72 pupils, and will also relocate from their present site to a larger site in Peckham.

KEY ISSUES FOR CONSIDERATION

9. As required by legislation governing Local Authority proposals to enlarge community schools, a statutory notice was displayed at the front and back entrances and main access points at Cherry Garden School, as well as Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools; the notices were also placed in the newspaper, published on the council's website, and the Diocesan authorities and neighbouring boroughs were written to. Two objections to the expansions were received, both concerning the expansion of Keyworth Primary School.
10. There followed a period of four weeks from 19 January 2015 to 16 February 2015 during which anyone could object to or comment on the proposal. Two

objections to the proposed expansion of Keyworth Primary School were received during the formal consultation stage, but none for the other five proposals.

11. Before making a decision on the proposals, the DfE guidance – “School Organisation Maintained Schools Annex B: Guidance for Decision-makers” advises that decision makers should consider four key, procedural issues:

- **Is all the information required available to make a decision on these proposals?** All the information as specified in the relevant Secretary of State’s guidance is contained in this report.
- **Do the published notices comply with statutory requirements?** The statutory notices complied with the relevant regulations.
- **Has the consultation been carried out prior to the publication of the notice?** The statutory consultation was carried out in accordance with the relevant guidance.
- **Are the proposals related to other published proposals?** There are no “related” proposals.

12. Under the regulations governing school alteration proposals, decision-makers have the option to approve proposals, approve proposals with modifications, or to reject proposals. Approval can be conditional on certain factors, including the grant of planning permission. If conditional approval is considered, the decision-maker must set a date by which the condition should be met; however, this date can be modified before that date expires. The decision-maker must have regard to statutory guidance issued by the Secretary of State. The relevant DfE statutory guidance provides a non-exhaustive list of factors that decision makers must have regard to. The following factors are of particular relevance to these proposals:

- **Effect on standards and school improvement.** All the schools will be supported to ensure that there is no impact on standards as a result of the provision of additional places by the enlargement of these schools.
- **Demand for places.** The Primary Investment Strategy was agreed by cabinet in July 2013 and updated by the cabinet member for children’s services in January 2014 and again in March and July 2014. Projections, which take into account the increase in school rolls, the forecast additional population as a result of increased births, migration and the new population as a result of additional housing, forecast a continuing increase in demand for reception places. These permanent enlargements are proposed in the light of the forecast shortfall in reception places, which is shown on Table 1 below

Table 1: Shortfall in forms of entry (FE) of reception places by primary planning area with expansions included

Planning Area	2015/16	2016/17	2017/18
Planning Area 1 (Borough & Bankside & Walworth)	1	0	-1
Planning Area 2 (Bermondsey & Rotherhithe)	1	0	3
Planning Area 3 (Peckham & Nunhead)	0	3	2
Planning Area 4 (Camberwell)	0	4	4
Planning Area 5 (Dulwich)	3	4	5

(Source, cabinet report, 22 July 2014)

- **School size.** The guidance states “Decision-makers should not make blanket assumptions that *schools should be of a certain size to be good schools, although the viability and cost-effectiveness of a proposal is an important factor for consideration. The decision-maker should also consider the impact on the LA’s budget of the need to provide additional funding to a small school to compensate for its size.*” It is the authority’s opinion that increasing the sizes of the schools concerned will provide a greater amount of value for money for the authority, particularly with regard to schools with partial forms of entry (i.e. Robert Browning, proposed to increase 45 to 60)
- **Proposed admission arrangements.** The guidance states “*In assessing demand the decision-maker needs to consider all expected admission applications, not only those from the area of the LA in which the school is situated. Before approving a proposal that is likely to affect admissions to the school the decision-maker should confirm that the admission arrangements of the schools are compliant with the School Admissions Code*”. The present admissions arrangements for the schools in question are compliant with the Code. It should be noted that the need for pupil places has consistently outstripped supply in this area, and that officers consider that there will continue to be high demand for places at the school. Officers are currently consulting on admissions for Ivydale School for changes to the admissions point for future implementation. These proposals are compliant with the Code.
- **Community cohesion.** The primary school expansion recommendations will have a positive impact on communities with increased provision of primary places in areas where they are needed enhancing community cohesion. The primary schools' admission criteria will remain the same as at present, based on medical need, looked after children, siblings and distance from specified point(s) and therefore it is considered that there will be no detrimental effect on community cohesion.
- **Travel arrangements and accessibility.** Given that most of the primary enlargements are on the same site as the existing school, or on adjacent sites, the likelihood of any major impact on local travel patterns as a result of the enlargements will be small. We recognise that the increase in reception numbers could potentially increase the number of car journeys, but this will be offset by School Travel Plans which will seek to address these issues In the case of Cherry Garden School, the school moving from one site to another is unlikely to disrupt travelling arrangements, as the children attending this school come from a wide variety of locations and many are transported to the school. The old Highshore building on Bellenden Road is more centrally located for the school’s wide catchment area. It should also be noted that all expansions to schools will be built to current disability access standards.
- **Diversity and equal opportunities.** The impact on communities of the issues and recommendations within this report has been considered in line with the council’s Approach to Equality, and are outlined in the Community Impact Assessment in paragraphs 21 to 28. The recommendations will have a positive impact on all communities with increased provision of primary places in areas where they are needed enhancing community cohesion.

- **Views of interested parties.** Consultation was carried out by Regeneration with individual schools, involving meetings with parents/carers, staff and governors, including a drop-in parents' meeting at all of the schools. Southwark councillors and Southwark, Lambeth and Lewisham MPs, the Southwark Diocesan Board and Commission, and neighbouring authorities. Two objections were received from members of the public concerning the Keyworth expansion
- **Capital funding and land.** The guidance states "*The decision-maker should be satisfied that any land, premises or capital required to implement the proposal will be available and that all relevant local parties (e.g. trustees or religious authority) have given their agreement. A proposal cannot be approved conditionally upon funding being made available. Where proposers are relying on the department as the source of capital funding, there can be no assumption that the approval of a proposal will trigger the release of capital funds from the department, unless the department has previously confirmed in writing that such resources will be available; nor can any allocation "in principle" be increased*". The enlargements will all take place on existing school sites. Funding is considered in the financial paragraphs below, but it should be noted that appropriate land, premises and the capital required to implement the proposal have been identified, are available and that all relevant local parties (e.g. trustees) have already given their agreement
- **School premises and playing fields.** Under the School Premises (England) Regulations 2012 all schools are required to provide suitable outdoor space in order to enable physical education to be provided to pupils in accordance with the school curriculum; and for pupils to play outside safely. Guidelines setting out suggested areas for pitches and games courts are in place although these are non-statutory. Officers consider there will be suitable space on both the existing and, where appropriate, new sites for outside play and learning that will be in accordance with current guidance and regulations.
- **Special Educational Needs (SEN) provision.** There are no anticipated issues for SEN provision as a result of the five mainstream primary expansions – the expansion and relocation of Cherry Garden, however, is likely to benefit a larger number of children with special educational needs, as the number of children within the school's specialism has increased commensurately with the population of Southwark. Additionally, the old Highshore building on Bellenden Road is a much larger site and more centrally located for the school's wide catchment area.

Consultation

13. A total of seven people requested the full proposal documents as a result of the notices placed at the schools, of which one emailed to say they supported the Cherry Garden proposal. Two objections to the expansion of Keyworth Primary were received within the time frame outlined by any of the enquirers, but no other objections were received in this time. These objections are shown at Appendix 2.
14. The objections covered a range of issues – some planning related – as follows:
 - the "*proposed increase is too large and will not enhance primary education*"
 - the proposal to double that size to 3 FE would make it an extremely large primary school, and "*would become an increasingly anonymous institution*"

for children where it would be difficult for each individual to be known and nurtured”

- more space could be given to the school so that it could expand without losing its current green areas and without reducing the average amount of space per pupil.
- The proposed building *“is only 12m from residential properties and thus there will be overlooking into classrooms from bedrooms and vice-versa”*.
- The proposal *“massively impacts on light to peoples properties at the far end of Sharsted Street”*
- The increase in pupils will lead to increased traffic and footfall which will endanger pupils entering and leaving via Faunce Street, and the proposed entrance for the school is wholly unsustainable and will cause traffic chaos and disruption to residents of Sharsted Street
- Noise and odour from poor locating of kitchen and plant facilities
- The proposed plans give rise to many problems in the local community and would impact negatively on the children. There are currently no measures proposed which would adequately mitigate these issues
- The council has not considered Councillor Neil Coyle's advice to consider using the Kennington Enterprise site to expand the school, an avenue which would allow a sustainable development to take place.

15. No objections to the other expansions were received from the Diocesan authorities and neighbouring boroughs or other individuals consulted on the proposals.

Response to consultation

16. Officers have considered the points made by the two objectors to the Keyworth expansion and make the following comments.

Issue	Southwark officer comment
Proposed increase is too large and will not enhance primary education	The proposed increase is in line with demand for school places locally, the popularity of the school, and in line with expansions elsewhere in the borough. The school was rated “Good” in every category by Ofsted in July 2014, and the extension and refurbishment of the school will provide excellent teaching facilities that will enhance children’s learning experience.
Proposed increase is too large and will not enhance primary education <i>(continued)</i>	The Ofsted report notes <i>“This is a smaller than average-sized primary school”</i> .
The proposal to double that size to 3 FE would make it an extremely large primary school, and <i>“would become an increasingly anonymous institution for children where it would be difficult for each individual to be known and nurtured”</i>	The school has – since September 2012 - admitted above its Published Admissions Number of 45 and admitted 60 pupils, and next year – for 2016 entry - the council projects the school will have a capacity of 420 (70% of the proposed expanded capacity). There are many thriving 3FE schools where teacher/pupil/parent relationships are excellent, and there

Issue	Southwark officer comment
	is no evidence that there will be a loss of individual attention for learners. It should be noted that there are already 7 schools in the borough with more than 60 pupils in reception, with no comparable objections being raised
More space could be given to the school so that it could expand without losing its current green areas and without reducing the average amount of space per pupil.	A range of options were considered at the time of the design for the school expansion, and the amount of green space the school will retain will be greater than average for schools of this size and in this location.
The proposed building is only 12 metres from residential properties and thus there will be overlooking into classrooms from bedrooms and vice-versa. It also massively impacts on light to people's properties at the far end of Sharsted Street.	These are both planning issues, consideration of which lies with the Planning Committee and not cabinet.
The increase in pupils will lead to increased traffic and footfall which will endanger pupils entering and leaving via Faunce Street. The increase in pupils will place too high a burden on local residents. The application for a new school building and entrance for the school is wholly unsustainable and will cause traffic chaos and disruption to residents of Sharsted Street as well as noise and odour from poor locating of kitchen and plant facilities	See paragraph 9 "Travel arrangements and accessibility", above. Issues such as traffic access, noise and ventilation are best dealt with under the planning process, consideration of which lies with the Planning Committee and not cabinet.
The proposed plans give rise to many problems in the local community and would impact negatively on the children. There are currently no measures proposed which would adequately mitigate these issues	There is no evidence for such a broad statement or of a cumulative negative impact. The Community Impact Statement described at paragraphs 21-28 found no evidence that the development or expansion would have a negative impact on any area of the community
The council has not considered Councillor Neil Coyle's advice to consider using the Kennington Enterprise site to expand the school, an avenue which would allow a sustainable development to take place.	All suggestions at the time of planning were assessed and considered in the light of available land, project phasing and delivery of the curriculum. The one adopted offered the best combination of all three.

Policy implications

17. The primary planning and investment strategies are fully aligned to local planning and policy frameworks, including the Council Plan and Children and Young People's Plan. These outline the council's commitment to supporting schools to be outstanding, with children and young people able to achieve their full potential, and parents able to exercise real choice in a high-performing schools system.
18. When formulating the Primary Expansion programme, the council considered the

suitability of ALL primaries in Southwark and the risks and advantages of expanding each.

19. The risks of not expanding the schools concerned are considerable. The council has a limited scope to expand existing provision, and not expanding the schools could potentially leave the council vulnerable to legal action for not meeting its target duty to provide sufficient primary school places. Section 14 of the Education Act 1996 places a 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.
20. The advantages to the council of the proposed changes are that the proposed schools have the physical capacity for expansion; governors have agreed the proposed expansions; and the council has the budget to undertake them. All the proposed expansions are in schools that are rate “Good” or “Outstanding” by OFSTED. The potential legal or financial consequences of taking the recommended course of action are outlined in paragraphs 33-41.

Community impact statement

21. The Public Sector Equality Duty, at section 149 of the Equality Act, requires public bodies to consider all individuals when carrying out their day to day work – in shaping policy, in delivering services and in relation to their own employees. It requires public bodies to have due regard when carrying out their activities to the need to eliminate discrimination, advance equality of opportunity, and foster good relations between people with protected characteristics and those with none. The council’s Approach to Equality (“the approach”) commits the council to ensuring that equality is an integral part of our day to day business.
22. “Protected characteristics” are the grounds upon which discrimination is unlawful - the characteristics are: age, disability, gender reassignment, marriage and civil partnership, pregnancy and maternity, race, religion or belief, gender and sexual orientation. In this case, the characteristics covering gender reassignment, marriage and civil partnership, pregnancy and maternity, and sexual orientation are unlikely to be issues we need to consider in the expansion of the schools in question.
23. In terms of age, it is felt that children from 4-11 (and later in respect of Cherry Garden School) will materially benefit from the expansion of the schools concerned, and the expansions will not disadvantage them.
24. In terms of disability, the proposed expansions will benefit children with disabilities, as they are proposed to be built following best practice in terms of disability access, thereby enabling disabled pupils to access the full curriculum, and ensuring that disabled staff and children materially benefit from the expansion of the schools concerned - there is no evidence that the proposed expansions will disadvantage these groups.
25. In terms of gender, religion or belief – all the schools are co-educational and contain an approximate 50:50 gender split, so their expansion would not advantage or disadvantage one or other gender; none of the schools are denominational and admit children of all faiths and none. Expansion of the schools concerned will equally benefit children whatever their religion or belief,

and will not disadvantage children with or without a religious belief.

26. In terms of race, most of the schools concerned are as multi-ethnic and diverse as the rest of the borough. Therefore, expansion would likely benefit children of all ethnicities and backgrounds, and will not disadvantage any one particular ethnic group or background.
27. Overall, the proposals are consistent with promoting the safeguarding and well being of all local children and young people by providing sufficient high quality primary school and special school places in good or outstanding schools to meet forecast need. Increasing pupil numbers will foster good relations, as it provides for the expansion of existing provision that meets the needs of our diverse communities.
28. The enlargements of schools would provide more choice for parents, and therefore, an equality analysis demonstrates that the policy shows no potential for discrimination and that the council has taken all opportunities to advance equality of opportunity.

Resource implications

29. The July 2014 cabinet report identified an overall available budget for the programme of £70.5m. The revised funding of £106.4m, (including proposed variations and transfers of £35.9m) at Quarter 3 2014-15 is sufficient to fund all these proposed enlargements.
30. The July 2014 cabinet report delegated the authority to the Strategic Director of Children's and Adults' Services to allocate the budgets for individual school expansion programmes from within the existing available resources.
31. The expected budgets for the first wave of schools in this report can be met from existing identified resources. The allocation of the budget will be made at the gateway 2 award of the contract for the construction of the school expansions.
32. Schools will be responsible for the ongoing revenue implications arising from the expansion. The Dedicated Schools Grant will fund the schools for the additional expansion class pupils via the revenue "growth fund" in the first financial year of expansion (agreed by the Schools Forum); and thereafter via the schools funding formula.

SUPPLEMENTARY ADVICE FROM OTHER OFFICERS

Director of Legal Services

33. Section 14 Education Act 1996 places a duty on local authorities to ensure that there are sufficient primary and secondary schools in their area. Local authorities must ensure there are enough school places to meet needs as well as working to secure diversity of provision. 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.
34. The Education Act 2011 removed the legal power for local authorities to establish community schools to address the issue of increased demand for primary places. Local authorities may look to existing provision to expand or to free schools and academies to meet demand.

35. The legal requirements on local authorities in relation to school organisation are contained in the Education and Inspections Act 2006. The Act requires that local authorities must publish proposals where it proposes to make a “prescribed alteration” and the alteration is one that a local authority is capable of making. “Prescribed alterations” are set out in the School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013 (“the Regulations”). The Secretary of State has also issued guidance to which a local authority must have regard when exercising its school organisation functions set out in the Regulations: see *School Organisation – Maintained Schools: Guidance for proposers and decision makers*, and Annex B, *Guidance for decision-makers* (January 2014). The matters to which decision-makers must have regard are set out in the body of the report.
36. The final decisions on the school organisation proposals described in the report are for the local authority to take, and such decisions are reserved to cabinet under the council's Constitution.
37. Cabinet is reminded of the duty to have due regard to the public sector equality duty under section 149 Equality Act 2010 when making its decision. An equality analysis of the proposals is described in the “Community Impact Statement” section of the report.

Strategic Director of Finance and Corporate Services (FC14/050)

38. This report is requesting cabinet to agree to the enlargement of Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools, from 1st September 2016 onwards, and to the enlargement and relocation of Cherry Garden School relocation, on a new site in September 2017 onwards, following various consultations. Details of the consultations and the proposed enlargements of the schools are contained within the report and appendices.
39. On 10 February 2015, as part of the 2014/15 quarter 3 capital monitoring report, cabinet agreed a budget variation of £44.4m to the Children’s and Adults’ Services capital programme which consisted of £15.8m of council resources to fund the expected shortfall on the council’s overall primary expansion programme. The total value of the primary expansion programme incorporating the expansions currently planned for additional school places is currently budgeted at £106.5m.
40. The strategic director of finance and corporate services notes that the proposed expansions reflected in this report can be contained within the departmental capital budgets allocated within the councils capital programme. It is also noted that the on-going revenue costs resulting from the expansion programme will be funded from the schools budget.
41. Staffing and any other costs connected with this recommendation to be contained within existing departmental revenue budgets.

Conclusion

42. In the light of this appraisal, it is recommended that the cabinet agree the recommendations at paragraph 2 of the report.
43. The legislation requires the council to make a decision on the proposals within two months of the end of the representation period (i.e. in this case by 16 April 2015) or if not then the council must forward the proposals to the Schools’ Adjudicator for decision.

BACKGROUND DOCUMENTS

Background Papers	Held At	Contact
Primary Investment Strategy – Report to Cabinet July 2013	Council Offices, 160 Tooley Street, London, SE1 2QH	Merril Haeusler, 020 7525 3755
Link http://moderngov.southwark.gov.uk/documents/s39446/Report%20Primary%20Investment%20Strategy.pdf		
Primary Investment Strategy Update – report to Cabinet member for Children’s Services - January 2014	Council Offices, 160 Tooley Street, London, SE1 2QH	Merril Haeusler, 020 7525 3755
Link http://moderngov.southwark.gov.uk/documents/s43491/Report.pdf		
School Places Strategy Update – report to Cabinet member for Children’s Services - March 2014	Council Offices, 160 Tooley Street, London, SE1 2QH	Merril Haeusler, 020 7525 3755
Link http://moderngov.southwarksites.com/documents/s45063/Report%20School%20Places%20Strategy%20Update.pdf		
Permanent enlargement of Albion, Bessemer Grange, Charles Dickens, Crawford, Grange and Keyworth primary schools – considering the initial consultation and agreeing the publication of statutory notices - March 2014	Council Offices, 160 Tooley Street, London, SE1 2QH	Andy Brown 020 7525 3755
Link http://moderngov.southwarksites.com/documents/s45064/Report%20Permanent%20enlargement%20of%20primary%20schools.pdf		
School Places Strategy Update– report to Cabinet member for Children’s Services - July 2014	Council Offices, 160 Tooley Street, London, SE1 2QH	Andy Brown 020 7525 3755
Link http://moderngov.southwarksites.com/documents/s47494/Report%20School%20Places%20Strategy%20Update.pdf		
School Organisation – Statutory Guidance for proposers and decision-makers - January 2014 – DfE	Council Offices, 160 Tooley Street, London, SE1 2QH	Ric Euteneuer 020 7525 5018
School Organisation - Maintained Schools Annex A: Further information for proposers - January 2014 - DfE		
School Organisation Maintained Schools Annex B: Guidance for Decision-makers - January 2014 - DfE		
Link https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/278418/		

Background Papers	Held At	Contact
School Organisation Guidance 2014.pdf https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/278420/School Organisation Guidance 2014 - Annex A.pdf https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/278422/School Organisation Guidance 2014 - Annex B.pdf		
The Essential Guide to the Public Sector Equality Duty 3rd edition April 2011, updated: January 2015	Council Offices, 160 Tooley Street, London, SE1 2QH	Ric Euteneuer 020 7525 5018
Link http://www.equalityhumanrights.com/sites/default/files/publication_pdf/PSED%20Essential%20Guide%20-%20Guidance%20for%20English%20Public%20Bodies.pdf		
School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013	Council Offices, 160 Tooley Street, London, SE1 2QH	Ric Euteneuer 020 7525 5018
Link http://www.legislation.gov.uk/ukxi/2013/3110/pdfs/uksi_20133110_en.pdf		

APPENDICES

No.	Title
Appendix 1	Notices for permanent enlargement of Cherry Garden School and Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools
Appendix 2	Two email objections against Keyworth Primary dated 16/2/2015

AUDIT TRAIL

Cabinet Member	Councillor Victoria Mills, Cabinet Member for Children's Services	
Lead Officer	Merril Haeusler, Director of Education, 020 7525 3755	
Report Author	Ric Euteneuer, School Place Planning Strategy Officer	
Version	Final	
Dated	5 March 2015	
Key Decision?	Yes	
CONSULTATION WITH OFFICERS/DIRECTORATES /CABINET MEMBER		
Officer Title	Comments Sought	Comments Included
Director of Legal Services	Yes	Yes
Strategic Director of Finance and Corporate Services	Yes	Yes
Cabinet Member	Yes	Yes
Date final report sent to Constitutional Team		5 March 2015

APPENDIX ONE: Notices for permanent enlargement of Cherry Garden School and Phoenix, Bellenden, Ivydale, Robert Browning, and Keyworth Primary Schools



**Expansion of Cherry Garden School
from 66 to 75 pupils and relocation of the school**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that the London Borough of Southwark intends to make a prescribed alteration to Cherry Garden School, Macks Road, London SE16 3XU, from the 1st September 2017.

The Council is proposing to expand the school from 66 pupils to 75 pupils and to relocate the school from the 1st September 2017.

The Council has, after reviewing the options, decided to construct a new school building to accommodate the increased number of pupils. The new school will relocate to the former Highshore School site, which is situated on Bellenden Road, London, SE15 5BB. This is 2.3 miles distant from the existing Cherry Gardens site on Macks Road, London, SE16 3XU. Highshore School moved to a new location in Camberwell in April 2014 and the former Bellenden Road site is therefore free for development for Cherry Gardens School.

The Council will be funding this project

Cherry Garden is a school with a specialism in severe and complex learning difficulties, together with complex medical needs. As Southwark's population has grown, so the number of children requiring this specialism has increased proportionally, and so the demand for more places. The school is unable to expand on its existing site, and so has sought a site where this is possible.

Signed:

Merril Haeusler
Director of Education

Publication date: January 19th 2015
Closing Date: February 16th 2015

This Notice is an extract from the complete proposal. Copies of the complete proposal can be obtained from: Ric Euteneuer, School Place Planning Strategy Officer, Southwark Council, Children's and Adults' Services, Southwark Council, PO Box 64529, London, SE1P 5LX by telephone: 020 7525 5018, or by email: ric.euteneuer@southwark.gov.uk

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 Ric Euteneuer, School Place Planning Strategy Officer, Southwark Council, Children's and Adults' Services, Southwark Council, PO Box 64529, London, SE1P 5LX or by email to: ric.euteneuer@southwark.gov.uk



**Expansion of Keyworth Primary School
from 2 to 3 forms of Entry (2FE to 3FE)**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that the London Borough of Southwark intends to make a prescribed alteration to Keyworth Primary School, Faunce Street, London SE17 3TR, from the 1st September 2016.

The proposal is to permanently expand the physical capacity of the school. This will be done by expanding the school on the existing site. The existing school buildings at Faunce Street would be re-modelled to provide modern and flexible learning spaces for children.

The current capacity of the school is 420 pupils and the proposed capacity will be 630 pupils. The number of pupils presently registered at the school is 369 pupils. The current admissions number is 60 (2 forms of entry (2FE) and the proposed admissions number is 90 (3 forms of entry (3FE)), from the 1st September 2016 onwards. The Council needs to provide additional places to fulfil its statutory obligation to provide sufficient school places.

The Council will be funding this project

No specific special needs proposals are being brought forward.

Signed:

Merril Haeusler
Director of Education

Publication date: January 19th 2015
Closing Date: February 16th 2015

This Notice is an extract from the complete proposal. Copies of the complete proposal can be obtained from: Ric Euteneuer, School Place Planning Strategy Officer, Southwark Council, Children's and Adults' Services, Southwark Council, PO Box 64529, London, SE1P 5LX by telephone: 020 7525 5018, or by email: ric.euteneuer@southwark.gov.uk

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**Expansion of Robert Browning Primary School
from 1.5 to 2 forms of Entry (1.5FE to 2FE)**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that London Borough of Southwark intends to make a prescribed alteration to Robert Browning Primary School, King And Queen Street, Walworth, London SE17 1DQ from the 1st September 2016.

The proposal is to permanently expand the physical capacity of the school. This will be done by expanding the school on the existing site.

The current capacity of the school is 315 pupils and the proposed capacity will be 420 pupils. The number of pupils presently registered at the school is 321 pupils. The current admissions number is 45 (1.5 forms of entry (1.5FE) and the proposed admissions number is 60 (2 forms of entry (3FE)), from the 1st September 2016 onwards. The Council needs to provide additional places to fulfil its statutory obligation to provide sufficient school places.

The Council will be funding this project

No specific special needs proposals are being brought forward.

Signed:

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**Expansion of Phoenix Primary School
from 2 to 4 forms of Entry (2FE to 4FE)**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that the London Borough of Southwark intends to make a prescribed alteration to Phoenix Primary School, Marlborough Grove, Bermondsey, London SE1 5JT, from the 1st September 2016.

The proposal is to permanently expand the physical capacity of the school. This will be done by expanding the school on the existing annexe site.

The current capacity of the school is 420 pupils and the proposed capacity will be 840 pupils. The number of pupils presently registered at the school is 396 pupils. The current admissions number is 60 (2 forms of entry (2FE) and the proposed admissions number is 120 (4 forms of entry (4FE)), from the 1st September 2016 onwards. The Council needs to provide additional places to fulfil its statutory obligation to provide sufficient school places.

The Council will be funding this project

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**Expansion of Bellenden Primary School
from 1 to 2 forms of Entry (1FE to 2FE)**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that the London Borough of Southwark intends to make a prescribed alteration to Bellenden Primary School, Reedham Street, London SE15 4PF, from the 1st September 2016.

The proposal is to permanently expand the physical capacity of the school, in order to accommodate extra pupils. The application proposes a new 2FE school for Bellenden be constructed on the Wilkinson House site, Dewar Street, London, SE15 4JP

The current capacity of the school is 210 pupils and the proposed capacity will be 420 pupils. The number of pupils presently registered at the school is 226 pupils. The current admissions number is 30 (1 forms of entry (1FE)) and the proposed admissions number is 60 (2 forms of entry (2FE)), from the 1st September 2016 onwards. The Council needs to provide additional places to fulfil its statutory obligation to provide sufficient school places.

The Council will be funding this project

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**Expansion of Ivydale Primary School
from 2 to 4 forms of Entry (2FE to 4FE)**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 that the London Borough of Southwark intends to make a prescribed alteration to Ivydale Primary School, Ivydale Road, Nunhead, London, SE15 3BU, from the 1st September 2016.

The proposal is to permanently expand the physical capacity of the school, in order to accommodate extra pupils. This will be achieved by expanding on to the former Breedinghurst School site on Inverton Road, London, SE15 3AZ and providing new accommodation.

The current capacity of the school is 420 pupils and the proposed capacity will be 840 pupils. The number of pupils presently registered at the school is 459 pupils. The current admissions number is 60 (2 forms of entry (2FE) and the proposed admissions number is 120 (4 forms of entry), from the 1st September 2016 onwards. The Council needs to provide additional places to fulfil its statutory obligation to provide sufficient school places.

The Council will be funding this project.

No specific special needs proposals are being brought forward.

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APPENDIX TWO – TWO EMAIL OBJECTIONS AGAINST KEYWORTH EXPANSION

Dear Mr Euteneuer,

I am emailing to comment on proposals to increase Keyworth Primary school to 3 FE.

I believe that the proposed increase is too large and will not enhance primary education. In the last Ofsted report the school was described as "larger than average" (page 3) and it was 1.5 FE at that time. Therefore the proposal to double that size to 3 FE would make it an extremely large primary school. I fear that Keyworth would become an increasingly anonymous institution for children where it would be difficult for each individual to be known and nurtured.

However, I understand that more school places are needed by 2016 and that current legislation prohibits councils from creating new schools. Thus it is extremely important that the proposed increase to Keyworth enhances, rather than detracts from the current educational provision. In order to do this, more space should be given to the school so that it can expand without losing its current green areas (the wild garden and the orchard in particular) and without reducing the average amount of space per pupil.

Additionally, I would like to draw your attention to other flaws in the proposed plans on which the expansion is based:

1. The proposed building is only 12m from residential properties and thus there will be overlooking into classrooms from bedrooms and vice-versa.

2. The increase in pupils will lead to increased traffic and footfall which will endanger pupils entering and leaving via Faunce Street. An extract from the Transport Statement which accompanies the planning application states:

2. This would increase the likeliness of vehicles trying to use Faunce Street despite its lack of turning head and increase potential vehicle/pedestrian conflicts of vehicles reversing down Faunce Street which currently occurs. (page 20)

The proposed plans give rise to many problems in the local community and would impact negatively on the children. There are currently no measures proposed which would adequately mitigate these issues. The council has not considered Councillor Neil Coyle's advice to consider using the Kennington Enterprise site to expand the school, an avenue which would allow a sustainable development to take place.

Therefore, I am opposing the expansion on the grounds that there are no acceptable and cohesive plans at the moment to accommodate such an increase.

Dear Ric,

I am writing to comment on the proposed expansion of Keyworth Primary School from 2FE to 3FE.

I do support the increases in school places required to support a growing population, however I cannot support the expansion of Keyworth Primary School as it places too high a burden on local residents. The application for a new school building and entrance for the school is wholly unsustainable and will cause traffic chaos and disruption to residents of Sharsted Street as well as noise and odour from poor locating of kitchen and plant facilities. It also massively impacts on light to peoples properties at the far end of Sharsted Street.

Despite much feedback from residents and councillors the council intends to pursue this approach rather than develop the (council owned) Kennington Workshops site instead, which offers far better opportunity to grow pupil numbers and create a proper school entrance to alleviate the congestion already seen by residents of Faunce Street.

In summary, the increase to 3FE cannot be supported as the councils plans to achieve this have not been thought through or sufficiently planned.

Yours Sincerely,