

**YORK LEARNING PARTNERSHIP
SHADOW BOARD MEETING**

**MONDAY 8TH DECEMBER 2014 – 12.30pm - 2.30pm
in the Snow Room – GO35 – West Offices**

Key

	Information and routine business
	Decision
	Consultation

	Item	Item leader	Purpose	Paperwork
1.	Election of Chair	Maxine Squire	Routine business	
2.	Welcome and introductions	Chair		
3.	Apologies	Chair	Information	
4.	Minutes of the YEP Board meeting of 29 th September 2014	Chair	For information	Attached
5.	Matters Arising not on the agenda	Chair	Information	
6.	School staff early retirement costs – de-delegated contingency	Richard Hartle	For decision	Attached
7.	2015/16 Schools Budget	Richard Hartle	For decision	To follow
8.	Early Years Inclusion Fund	Richard Hartle	For consultation	Attached
9.	Schools balances 2013/14	Richard Hartle	For information	Attached
10.	Any Other Agreed Business	Chair		
11.	Date and time of next and future meetings	Chair	For decision	

Please send apologies to Salli Radford by email to salli.radford@york.gov.uk or by calling York 554210.

YORK EDUCATION PARTNERSHIP BOARD

Minutes of the Full Board meeting held on Monday 29th September 2014 at 1.30pm

Attendance list:

Members:

David Cameron	Chair
Alison Birkinshaw	Principal – York College
Karen Boardman	Primary Headteacher – West Cluster
Trevor Burton	Secondary Headteacher – Millthorpe School
Peter Cannings	Chair of Governors – All Saints' RC School and St Mary's CE Primary School
Adam Cooper	Primary Headteacher – Southbank Cluster
David Ellis	Secondary Headteacher – York High School
Nicola Fox	Headteacher – St Paul's Nursery
George Gilmore	Headteacher – Applefields Special School
Caroline Hancy	Primary Headteacher – South York Cluster
Tricia Head	Pupil Referral Unit Headteacher
Andrea Hellam	Primary Headteacher – East York Cluster
Andy Herbert	Chair – Primary Headteachers' Forum
Ken McArthur	Early Years Sector Representative
Nick Smart	Chair of Governors – Hob Moor Federation
Chris Wigley	Primary Headteacher – North Cluster

Non-voting Members:

Cllr Jenny Brooks	Main Opposition Spokesperson for Children and Young People
Cllr Janet Looker	Cabinet Member for Children and Young People
Cllr Carol Runciman	Opposition Spokesperson for Children and Young People

In Attendance:

Jon Stonehouse	Director, CSES
Richard Hartle	Head of Finance, CSES
Maxine Squire	Assistant Director, CSES
Debbie Adair	Development Advisor, Access and Inclusion
Barbara Mands	Head of Childcare Strategy and Business Management
Gary Robinson	16-19 Manager
John Thompson	14-19 Development Manager

Observers / Advisors:

Salli Radford	Coordinator and Clerk
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1. Welcome and Introductions

The Chair welcomed everyone to the meeting.

2. Apologies for absence

Apologies were received, with consent, from John Tomsett, Secondary Headteacher – North York Cluster and Bill Scriven, Secondary Headteacher – All Saints RC School.

The Chair advised that Brian Crosby, Secondary Headteacher – Manor CE Academy, had resigned from the Partnership Board. It was noted that Maxine Squire would meet with Brian on 30th September to discuss this resignation.

3. Order of business and notice of any other business

The order of business was accepted.

4. Minutes of the meeting of 19th June 2014

Previously distributed.

The minutes of the meeting of 19th June 2014 were agreed to be a true and accurate record and were signed by the Chair.

5. Matters Arising

There were no matters arising.

6. Future Partnership Arrangements

6.1 Future membership and remit of the York Education Partnership - Previously distributed. Maxine Squire presented her paper, advising that the Board had previously indicated a desire to refresh and perhaps rename the Partnership. The suggested name “York Learning Partnership” was noted. Maxine highlighted the original principle of working together for the good of all children in the city, suggesting that future structures be arranged to enable this commitment to continue and to remove barriers. It was noted that the Partnership would need to communicate its purpose and redefine membership and work streams. The meeting noted the key strategic priorities outlined in the paper:

- Strategic school place planning
- Inclusion
- School improvement
- Early years
- 14-19 Participation, progression and skills

It was noted that these priorities had been identified in response to current national, regional and local changes and challenges.

Karen Boardman joined the meeting at 1.44pm.

Maxine advised that the proposed memberships reflected the lines of communication and accountability required. It was noted that the proposal was to appoint a shadow board for formal constitution in January 2015, with this group to develop a work plan during the autumn term.

The Board agreed that the proposals were timely and approved the strategic priorities.

Alison Birkinshaw requested clarification of the relationship between the proposed York Learning Partnership (YLP) and Learning City York, with Maxine agreeing to take this forward and to include reference to Learning City York in the Terms of Reference for the YLP.

The Board agreed to establish the YLP and the proposed shadow Board, agreeing that this group would meet later in the autumn term.

Trevor Burton requested that Pupil Premium be included within the remit of the inclusion group.

The Board discussed membership of the YLP Board, noting that five work streams would be established with two of these automatically represented on the Board. Dave Ellis sought clarification of the roles within the Board in order to encourage and enable engagement across the wider Partnership.

Andy Herbert queried the potential loss of cluster focus, asking whether this was intentional. Jon Stonehouse advised that the proposed membership had been considered but that the shadow Board could further consider this and amend as it was not yet finalised.

In response to a question regarding the shadow Board mirroring the YEP Board, Maxine advised that the shadow Board would work to finalise the structure of the YLP Board. It was noted that the YEP Board had expressed an appetite to reduce its size and encourage engagement in working groups from outside Board membership. It was agreed that cluster representatives would increase to six to ensure automatic representation.

The Chair advised of the need to define the structure of the shadow Board. It was noted that the shadow Board would need to consider issues including the appointment of a chair from within the group as this could result in the chair losing their voice within the group.

The meeting discussed primary representation on the shadow Board, noting that the reduction in primary representation to the Primary Headteachers' Forum chair and one other primary headteacher would make representing this group more challenging. It was suggested that the identified lack of understanding of the YEP amongst primary schools might not be addressed by a reduction in representatives.

Cllr Runciman suggested that all three main political parties be represented on the Board to ensure balance, with this allowing the legacy of knowledge to continue should political responsibilities change.

Cllr Looker suggested that the shadow Board decide whether political representation was desirable by initially meeting without elected member representation. The Chair advised that one of the key purposes of the Board was to offer advice to cabinet, with this relationship changing significantly if elected members were no longer represented on the Board.

Dave Ellis advised that the purpose of the clusters had been unclear in the past, though a better understanding had now emerged. Dave suggested that the cluster chairs group be represented on the Board.

The Board further discussed cluster representation, noting the need to establish a clear structure through which clusters could communicate with the Board whilst reducing the overall size of the Board. It was noted that cluster engagement with the Partnership and Board meeting papers varied widely across the city.

Maxine suggested that the meeting consider Schools Forum membership as this might address some of the issues raised and help clarify purposes. This was agreed.

6.2 Future membership and remit of the Schools Forum – Previously distributed. Jon Stonehouse presented the paper, advising that Schools Forum membership was more straightforward as it needed to conform to national requirements, with these being summarised and being based on the Education Funding Agency (EFA) guidance.

Jon advised that the proposed membership had been developed to reflect pupil numbers as this defined the number of schools members. It was noted that the proposed membership included other statutory categories including invitees and that this included the Executive Member for Children and Young People, the Director of Children’s Services, Education and Skills, the Assistant Director for Education and Skills and the Head of Finance.

It was noted that, if agreed, the chairs of the Secondary Heads Group and Primary Headteachers’ Forum and partnership could consider how members would be appointed. It was noted that governor representation would be considered as part of this discussion.

Cllr Runciman advised that feedback was required from the Schools Forum and that governors should be confident that there was a structure in place to enable this to be taken, suggesting that Schools Forum business be a standing agenda item for governing bodies.

The Board agreed to constitute the Schools Forum as proposed in the paper:

Schools members: 12	Maintained (including VA and VC) primary school members	5
	Maintained (including VA and VC) secondary school members	3
	Academy members	1
	Special schools	1
	Maintained nursery schools	1
	PRU	1
Non-schools members: 2	16-19 representative	1
	PVI early years representative	1
TOTAL MEMBERS: 14		14
Invitees:	Executive member for children and young people	1
	Director of Children’s Services, Education and Skills	1
	Assistant Director, Education and Skills	1
	Head of Finance	1
TOTAL INVITEES: 4		4

Jon asked the secondary and primary group chairs to discuss membership with their colleagues and asked the post-16 and early years representatives to hold similar conversations.

The primary and secondary group chairs agreed to include discussion of governor representation and to ensure proper arrangements were in place to enable engagement.

The meeting returned to item 6.1.

- 6.1 Jon suggested that the proposed YLP structure might require varying degrees of input and commitment across the five strategic priorities.

Dave Ellis asked that the structure be “future-proofed” as far as possible by not relying on strategic areas for representation on the Board but by ensuring that this was based on phase representation to prevent further review and revision on a regular basis.

Cllr Looker suggested that Board membership be kept broad and flexible.

The meeting further discussed YLP Board membership, agreeing that the shadow Board would not include Elected Members and that this group would not attend the initial shadow Board meeting.

Membership of the shadow Board was agreed:

Chairs of the six cluster groups (primary or secondary)	6
A representative from the 16 – 19 sector	1
A representative from the Early Years sector	1
A representative from the Governors Forum	1
Director of Children’s Services, Education and Skills	1
Assistant Director, Education and Skills	1

It was agreed that an LA officer would act as business manager for the shadow Board.

It was agreed that the agreed membership of the shadow Board and Schools Forum be circulated ASAP to enable appointment to the two groups.

In response to a question regarding communication with clusters to enable full engagement, the Chair asked that structure details be circulated as soon as possible, with a meeting of the shadow Board then to be arranged and chaired by the current YEP Chair in order to bring continuity.

Richard Hartle suggested that the Schools Forum meet on 9th December.

The Board further discussed practical aspects of the structural changes, noting the tight timeframe for appointment of the shadow Board. It was noted that cluster chairs had already been appointed and that other members might be appointed quickly.

It was noted that Schools Forum members could be elected at the Primary Headteachers’ Forum meeting on 19th November.

7. School Improvement Commissioning Group (SICG) update

Previously distributed. Maxine Squire advised that the group had considered school improvement across the city and how this might look in future. It was noted proposals had been taken to clusters and that debate was being generated on how best to support vulnerable schools whilst continuing to support further improvement in stronger schools.

Maxine advised that the LA's transformation programme held implications for school improvement and that this had also been considered by the SICG.

The Chair advised that self-improving partnerships were likely to become a focus for the YLP, with the current focus on strategic direction being a strength which should be retained.

Gary Robinson and John Thompson joined the meeting at 2.45pm.

8. Local Area Statement of Need

Previously distributed. Gary Robinson advised that the 14-16 group had become a particular focus, though the Local Area Statement of Need (LASN) covered the 14-19 group. It was noted that the LASN was no longer a statutory requirement though the LA continued to produce this helpful document. It was noted that the statement was for use by local partners.

The meeting noted the information included in the LASN, in particular section 6.1 which outlined York's ranking and page 9, which outlined priorities for the city.

It was noted that the LASN was at draft stage for comment and had been considered by the Directorate Management Team and was being taken to Council and to Corporate Management Team on 29th September. It was further noted that the LASN would be refined and published in a final form in October following this consultation.

Gary advised that there was much to celebrate, though it was important to ensure that all children could access high quality education provision.

John Thompson highlighted the priorities included in the LASN, particularly those relating to SEND, FSM, LAC and YJS. John presented the KPIs on page 18, highlighting the York attainment gap issues. It was noted that the LASN highlighted the action points identified to address these gaps, including working with local partners and businesses.

John advised of the need to sustain and increase options to enable employment and supported employment, including the unblocking of vocational pathways. John outlined the proposed responses included on pages 9 and 10.

John advised that, traditionally, York has made most progress when a group of stakeholders worked together to enable new opportunities and approaches. John recommended support and endorsement of the LASN. Jon Stonehouse requested that reference be made to Learning City York. Alison Birkinshaw advised that the LASN was a crucial document for the FE sector and was very useful.

Tricia Head left the meeting at 3.00pm.

Dave Ellis advised that attainment of GCSE English and Maths was a real issue for many young people, particularly the most disadvantaged, with pressure to attain both increasing.

The Board discussed the LASN.

Dave Ellis left the meeting at 3.05pm.

Jon advised of the need to strengthen references to narrowing the attainment gap. Jon highlighted the poor track record with York being between 145 and 150 in the national table. It was noted that this level of performance needed to be addressed. Gary advised that the cohort was small but that a significant number of young people were underachieving.

The Board agreed to the proposals included in the LASN.

Gary Robinson and John Thompson left the meeting at 3.07pm.

9. 2015/16 De-delegations

Previously distributed. Richard Hartle presented the proposed de-delegations: Schools in Financial Difficulty – Richard advised that Burnholme Community College had now closed and the de-delegation had therefore ended.

Schools General Contingency – Richard advised that the current per-pupil level of £4 had resulted in a fund of c£75,000 to be accessed at the discretion of the Director of Children's Services, Education and Skills. Richard suggested that this be continued into 2015/16. In response to a question regarding the detail of allocation of this fund, Richard advised that this would be reported to the Schools Forum annually and that any balance carried forward would be added to the overall DSG balance and would be shown as such.

Teachers' Panel – Richard advised that this was provided for information as the de-delegations had been agreed on a reducing basis. It was noted that de-delegations would be reviewed before the 2016/17 financial year.

In response to a question regarding the NASUWT not having a local representative for much of the financial year, Richard advised that this would be reported back at the year end and that any carry-forward balance would be shown in the DSG.

Free School Meals Eligibility Assessment Services – Richard advised that schools accessed this service and that it was recommended that it be continued.

In response to a question regarding the entitlement of Pupil Premium pupils becoming an issue due to the universal EY/KS1 FSM offer, the Board discussed impact of the new offer and Jon Stonehouse agreed to discuss further with the Job Centre and Job Centre Plus.

Alison Birkinshaw left the meeting at 3.15pm.

Traveller Education Service – Richard advised that de-delegations had been approved to the end of 2015/16.

Behaviour Support Outreach Service – Richard advised that de-delegation to the end of 2014/15 had been approved by primary schools but that secondary schools were not

currently accessing the service. It was noted that Tricia Head had circulated information to primary headteachers and that they were content for the service to continue for 2015/16.

The Board approved the recommended de-delegations for:

- General Schools Contingency
- Free School Meals Eligibility Assessment Service
- Behaviour Support Outreach Service

and noted the previously agreed de-delegations for:

- Teacher's Panel Facility Time
- Traveller Support Service

It was agreed that item 12 would be taken at this point.

12. Early Years Single Funding Formula Reference Group Update

Ken McArthur advised that two-year-old funding and Pupil Premium funding remained the main issues for the group. It was noted that the criteria for triggered inspections of Early Years provision had changed due to the separate reporting of early years provision.

10. Revised School Redundancy and Voluntary Early Retirement Funding Policy

Previously distributed. Richard Hartle advised that it was the LA's intention to move back to a position in line with statutory provision from the current position which permitted discretionary payments. It was noted that the Board had requested options to enable continuance via an additional de-delegation, with two options being outlined in the paper.

Option 1 – de-delegation to enable 100% of costs to be met.

Option 2 – de-delegation to enable 50% of costs to be met, with the remaining 50% to be met by schools.

Karen Boardman queried the role of the headteacher in deciding the criteria for redundancy and VER, advising that proper processes must be followed to ensure that other processes such as capability were not compromised.

Richard Hartle advised that the LA policy only provided funding for schools managing budget pressures that were outside of their control, e.g. schools with a falling roll. It was noted that school restructures for reasons other than being in response to budget pressures were not funded, with HR and finance considering eligibility. It was noted that the LA was quite robust in checking criteria, but that an appeal to the Director of CS,E&S was possible if a school felt that its case had not been correctly considered.

Karen Boardman advised that her cluster preferred option 2.

Caroline Hancy advised that her cluster considered the costs of de-delegation to be unaffordable, suggesting that no early retirement fund be held as redundancy remained a statutory option.

Andy Herbert requested a breakdown of funding allocations in the past as this would inform a decision based on risk.

Richard advised that he could provide information on levels of funding and the number of staff involved, with this to be brought to the next meeting of the Schools Forum.

The Board agreed to defer a decision on whether to establish an additional delegated contingency budget until the next meeting.

Debbie Adair and Barbara Mands joined the meeting at 3.28pm.

11. Early education places for two-year-olds

Previously distributed. Barbara Mands presented the paper, advising that this outlined progress made in implementation and the proposal to continue the inclusion fund for 2014/15.

It was noted that take-up had increased during the last academic year:

Autumn	71%
Spring	78%
Summer	79%

The national average take-up of 68% was noted.

Barbara highlighted the challenge in maximising take-up by January 2015, with the census taken at this point determining future funding.

Barbara advised that inclusion funding for two, three and four-year-olds had been oversubscribed, though eligibility criteria have been clearly defined. Barbara advised that research was being undertaken to determine the impact of places on transition to primary school.

Barbara advised that new SEND legislation included the requirement for the LA to support three and four-year-olds.

It was noted that Phase 2 criteria meant that DfE discretionary funding would no longer extend to two-year-olds, though the Board had previously agreed to support this. Barbara advised that she was keen to enable currently eligible children to access places to the end of the academic year.

Ken McArthur advised that York had successfully developed capacity where other LAs have struggled to do this, with this reflecting the strength of the Partnership. It was noted that provision of discretionary places was not compulsory and that funding only just covered costs to providers. Ken advised that, if two-year-old funding was not increased to cover costs it would make it difficult for settings to offer places to eligible children.

Andy Herbert advised that his cluster had considered the recommendations and had expressed some concern that the reallocation of funding from schools budgets to early years provision would increase pressure on already stretched resources. It was noted that headteachers had agreed that funds could not easily be reallocated as they were needed elsewhere.

Ken advised that early years providers enabled supported places through an opt-in system and did not wish to turn away SEN children due to a lack of funding. Ken advised that the proposal to create an additional fund to enable this support would help these children integrate into primary school.

Debbie Adair advised that funding for three and four year olds had originally been top sliced from budgets, with two-year-olds being supported from other funding streams. Debbie advised that this had been very successful but that it was now necessary to establish how to continue to provide this support. It was noted that a small number of children would be eligible for Independent Health and Care Plans (IHCPs) with the process of establishing the SEN criteria helping schools in future by addressing needs from an early stage. Debbie outlined the detail of research findings supporting this view.

In response to a question regarding the timing of a decision on this funding, Richard advised that the decision would need to be taken to the Schools Forum in December at the latest. It was noted that it would be necessary to agree funding rates for 2015/16 at this point.

Debbie advised that the inclusion places would apply to children with complex, higher-level needs.

Richard agreed to include further details of the budget implication per school of the inclusion fund formula options in a report to the next meeting in December.

Maxine Squire asked Board members to consider the long-term impact of this decision. After further discussion the Board agreed to cease the funding of discretionary places from 1st April 2015. School members agreed to undertake further discussions within cluster groups on the formula options for increasing the inclusion fund, to enable a final decision to be taken at the School Forum meeting in December.

Ken McArthur left the meeting at 15.45pm.

Debbie Adair and Barbara Mands left the meeting at 15.48pm.

13 Agenda for LA briefings for headteachers and governing bodies – Spring 2015

Jon Stonehouse sought suggestions for the next briefing agenda, with suggestions to be forwarded to Jon.

14. Any Other Business

There was no other business

15. Date and time of the next and future meetings

To be agreed once membership of the Schools Forum and YLP was finalised.

The Chair stated that the York approach to school improvement had prevented the negative impact of structural fragmentation that had been seen in some other areas. The Chair advised that the Board should congratulate itself on retaining a complete education system across the city. The Chair advised that a strong commitment to school improvement and clarity of purpose in moving forward had resulted in the concept of “one school, many campuses”.

The Chair advised that he had found the role of chair for the Partnership Board very satisfying and had considered involvement a privilege. The Chair thanked everyone involved in the Partnership for their commitment and wished the Partnership well in its next steps.

Cllr Runciman thanked the Chair for his support for the Partnership.

The meeting closed at 3.55pm.

David Cameron
Chair

Date

Schools Forum

8 December 2014

Report of the Director Children’s Services, Education & Skills and the Director of Customer & Business Support Services

SCHOOL STAFF EARLY RETIREMENT COSTS – DE-DELEGATED CONTINGENCY

Summary

- 1 This report asks the Schools Forum to decide whether it wishes to establish a de-delegated central contingency budget to fund, or part fund, the costs of school staff early retirements from 2015/16.
- 2 The report is presented to the forum for a formal decision, which can be made collectively for all maintained schools, or separately by primary and secondary school sectors. If schools choose not to establish the contingency budget then the full cost of school staff early retirements will be charged to individual schools’ delegated budgets from April 2015.

Background

- 3 This report follows on from previous reports to the York Education Partnership (YEP) board on 19 June and 29 September, which set out details of the current policy, the legislative position and the recent changes to the funding system for schools and LAs that prompted a review of the LA’s funding policy. Forum members are asked to refer to these earlier reports for full background information.
- 4 At its last meeting school members of the YEP board asked for further information to be provided on previous early retirement costs at individual schools, to assist in coming to a decision on de-delegation.

Previous Early Retirement Costs

- 5 The costs of early retirement packages agreed since April 2013 are set out below:

No. of Staff	£
5	114,566
1	92,757
2	76,577
1	57,796
1	49,244
1	41,432
1	34,810
1	29,935
2	22,536
2	19,057
2	14,769
2	3,114
21	556,593

- 6 Over this 18 month period, the average cost to the LA of each early retirement was £26.5k. However costs can vary considerably, with individual retirements ranging from £1k to £93k.

De-delegation Options

- 7 Although the LA is now no longer permitted to charge these costs to the central DSG funded Schools Budget, it is possible for maintained schools collectively to establish a specific contingency budget by agreeing to an additional de-delegation of funding from their formula allocations. This contingency could then be used to provide funding to individual schools to support the early retirement costs of eligible staffing reductions and restructures.

Option 1 – Fund Eligible Costs at 100%

- 8 Considering the current level of early retirement costs and trends, it is estimated that a de-delegated contingency budget of around £380k would be required in 2015/16 to enable funding to be provided for all eligible costs at 100%. This would equate to a de-delegation of c£20 per pupil; i.e. £5,000 for a 250 pupil primary school and £20,000 for a 1,000 pupil secondary school.

Option 2 – Fund Eligible Costs at 50%

- 9 Under option 2 the costs of any eligible early retirement costs would be split 50:50 between the de-delegated contingency budget and the respective school. This would require an estimated de-delegated contingency budget of around £190k, and would equate to a de-delegation of c£10 per pupil; i.e. £2,500 for a 250 pupil primary school and £10,000 for a 1,000 pupil secondary school.
- 10 Under either option, any funding that remained unspent at the end of the year could either be returned to schools, or carried forward to the following year enabling a reduction in that year's de-delegated per pupil amounts. Any year end deficit would be carried forward and become a first call on the following year's de-delegated budget.

Recommendations

- 11 Members of the forum are asked to decide whether a specific de-delegated contingency fund should be established for 2015/16, and if so at what level.

Contact Details Author:	Chief Officers Responsible for the Report:		
Richard Hartle Finance Manager: Adults, Children and Education Tel: 01904 554225 email: richard.hartle@york.gov.uk	Jon Stonehouse Director of Children's Services, Education & Skills Tel: 01904 554200 Ian Floyd Director of Customer and Business Support Services Tel: 01904 551100		
	Report Approved	√	Date 16 September 2014
For further information please contact the author of the report			

Annex 1: Amendment to City of York Scheme for Financing Schools (11.1 Redundancy & Early Retirement Costs)

ANNEX 1 – AMENDMENT TO CITY OF YORK SCHEME FOR FINANCING SCHOOLS

11.11 Redundancy/Early retirement costs

The 2002 Education Act sets out how premature retirement and redundancy costs should normally be funded. Section 37 of this Act says:

(4) Costs incurred by the local education authority in respect of any premature retirement of a member of the staff of a maintained school shall be met from the school's budget share for one or more financial years except in so far as the authority agree with the governing body in writing (whether before or after the retirement occurs) that they shall not be so met.

(5) Costs incurred by the local education authority in respect of the dismissal, or for the purpose of securing the resignation, of any member of the staff of a maintained school shall not be met from the school's budget share for any financial year except in so far as the authority have good reason for deducting those costs, or any part of those costs, from that share.

(6) The fact that the authority have a policy precluding dismissal of their employees by reason of redundancy is not to be regarded as a good reason for the purposes of subsection (5); and in this subsection the reference to dismissal by reason of redundancy shall be read in accordance with section 139 of the Employment Rights Act 1996 (c. 18).

Based on the above, all premature retirement costs will be charged to the school's delegated budget, while redundancy costs will be charged to the Authority's central redundancy budget. When good reason is present, the Authority can decide that a redundancy will not be centrally funded. Currently, there is no legal definition of "good reason" in relation to this issue. The Authority has therefore set out indicative situations below where redundancy costs will be funded from the LA's central budget.

11.11.1. Charge of redundancy costs to local authority central budget

- Where a school has a long-term reduction in pupil numbers and the staffing reductions are required to manage the consequent reduction in income
- Where a school is closing and does not have sufficient balances to cover the costs and where the central Schools Budget does not have capacity to absorb the deficit
- Where charging such costs to the school's budget would prevent the school from complying with a requirement to recover a licensed deficit within the agreed timescale
- Where a school is in special measures, does not have excess balances and employment of the relevant staff is being/has been terminated as a result of local authority or government intervention to improve standards

11.11.2. Charge of redundancy costs to the school's delegated budget

- If a school has decided to offer more generous terms than the authority's policy, then it would be reasonable to charge the excess to the school
- If a school is otherwise acting outside the local authority's policy
- Where the school is making staffing reductions which the local authority does not believe are necessary to either set a balanced budget or meet the conditions of a licensed deficit
- Where staffing reductions arise from a deficit caused by factors within the school's control

- Where the school has excess surplus balances and no agreed plan to use these
- Where a school has refused to engage with the local authority's redeployment policy

Whilst each case will be considered on its merits, this will be within the above framework agreed with the Schools Forum. The school must provide whatever information is requested to enable the Authority to consider the case. As a minimum this will include a full detailed costing of the school staffing structure both before and after the proposed staffing changes, and an updated 3 year budget plan.

In some cases the costs may be shared between the school and the Authority. Where the outcome of any case is in dispute, the school should write to the Director of Children's Services, Education & Skills in the first instance to set out the reasons for the dispute.

11.11.3 Premature Retirement and Redundancy in Relation to Community Facilities Staff

For staff employed under the community facilities power, any costs must be met by the governing body. These must be funded from the school's delegated budget. However, the governing body must satisfy itself that this will not interfere to a significant extent with the performance of any duties imposed on them by the Education Acts, including the requirement to conduct the school with a view to promoting high standards of educational achievement.

Where a member of staff is employed partly for community purposes and partly for other purposes the previous provisions will be applied to reflect the percentage of time employed for each purpose.

This is set out in Section 37, subsections 7 and 8 which now states:

(7) Where a local education authority incur costs —

(a) in respect of any premature retirement of any member of the staff of a maintained school who is employed for community purposes, or

(b) in respect of the dismissal, or for the purpose of securing the resignation, of any member of the staff of a maintained school who is employed for those purposes, they shall recover those costs from the governing body except in so far as the authority agree with the governing body in writing (whether before or after the retirement, dismissal or resignation occurs) that they shall not be so recoverable.

(7A) Any amount payable by virtue of subsection (7) by the governing body of a maintained school in England to the local authority may be met by the governing body out of the school's budget share for any funding period if and to the extent that the condition in subsection (7B) is met.

(7B) The condition is that the governing body are satisfied that meeting the amount out of the school's budget share will not to a significant extent interfere with the performance of any duty imposed on them by section 21(2) or by any other provision of the Education Acts.

(8) Where a person is employed partly for community purposes and partly for other purposes, any payment or costs in respect of that person is to be apportioned between the two purposes; and the preceding provisions of this section shall apply separately to each part of the payment or costs.

ANNEX 1	ESTIMATED SCHOOL/PROVIDER LEVEL FUNDING REDUCTIONS		
	Option 1	Option 2	Option 3
	£	£	£
PVI NURSERY PROVIDERS			
Adventurers Day Nursery	180	19	13
Amanda Brigham	45	5	3
Amanda Mitchell	12	1	1
Amy Paffett	31	3	2
Andrene Watson	20	2	1
Anna Cook	11	1	1
Askham Bar Day Nursery	354	38	25
Beehive preschool Playgroup	543	59	38
Best Montessori	23	2	2
Bishopthorpe preschool Playgroup	527	57	37
Bootham Junior School	489	53	34
Bright Beginnings Day Nursery	585	63	41
Burnholme Day Nursery	498	54	35
Busy Bees Day Nursery	636	69	44
Carol Wharton	6	1	0
Caroline French	28	3	2
Carrie Horsley	3	0	0
Cheeky Monkeys Playgroup	174	19	12
Childcare Centre	447	48	31
Christine Moorcroft	10	1	1
Clair Oliver	13	1	1
Claire Wickins	2	0	0
Clifton Day Nursery	238	26	17
Clifton Moor preschool	702	76	49
Clifton Playgroup	109	12	8
Clifton School	787	85	55
Copmanthorpe Childcare Centre	415	45	29
Crescent Nursery	216	23	15
Daisy Chain Nursery	457	49	32
Dawn Bailey	18	2	1
Deborah McStay	6	1	0
Derwent Ducklings Pre School	24	3	2
Donna Newman	25	3	2
Doreen Pearce	14	1	1
Ducklings Day Nursery	253	27	18
Dunnington Children (playgroup)	316	34	22
Elizabeth Hodgson	13	1	1
Ellen Lawrence	9	1	1
Elvington Under 5s Playgroup	218	24	15
Faye Bowker	25	3	2
First Steps Day Nursery	218	24	15
Friday Chidlow	13	1	1
Fulford preschool	526	57	37
Funfishers preschool	435	47	30
Gail Dean	34	4	2
Hannah Jenkinson	19	2	1
Happy Jays Nursery	885	96	61
Haxby Playgroups @ Headlands	984	106	68
Heathers Day Nursery	516	56	36
Helen McPherson	6	1	0
Heslington preschool	276	30	19
Holgate preschool	355	38	25
Holly Pearce	4	0	0
Honey Pots Day Nursery	328	35	23
Huntington preschool	389	42	27
Jeanette Smith	21	2	1
Jenni And Nick Fitton	26	3	2
Joseph's Nursery	300	32	21
Julie Heartshorne	18	2	1
Kaleidoscope Day Nursery	634	69	44
Kate Flower	13	1	1
Kindercare Limited	142	15	10
Kristie-Anne Cowl	16	2	1
Ladybirds Kinder Class Ltd	510	55	35
Leeman Road Playgroup	461	50	32
Liliput Day Nursery	270	29	19
Little Acorns Day Nursery	388	42	27
Little Acorns Neighbourhood Nursery	665	72	46
Little Badgers preschool	387	42	27
Little Bugs Childcare	131	14	9
Little Green Rascals Children's Organic Day Nursery	718	78	50
Little Rowans	198	21	14
Little St Mary's Pre School Playgroup	197	21	14
Little Stars Day Nursery	740	80	51
Lu's Childminding (Louise Turner)	4	0	0

ANNEX 1	ESTIMATED SCHOOL/PROVIDER LEVEL FUNDING REDUCTIONS		
	Option 1	Option 2	Option 3
	£	£	£
Marnie Elizabeth Dowsett Shaw	3	0	0
Marygate preschool	117	13	8
Melanie Cain	50	5	3
Melanie Meadows	19	2	1
Mount Junior School	473	51	33
Muddy Boots Nursery	515	56	36
Nadege And Andre Farnier	68	7	5
Orchard Park Pre School	282	30	20
Osballdwick Children (Playgroup)	265	29	18
Panda Pre School Playgroup	171	18	12
Patricia Gamble	28	3	2
Phoenix preschool/Under 5's	537	58	37
Polly Anna's Nursery	592	64	41
Poppleton Road Playgroup	382	41	27
Poppleton Under Fives preschool Playgroup	116	13	8
Priory Street Nursery	215	23	15
Quackers	452	49	31
Rachel Bramwell	13	1	1
Rainbow Playgroup	496	54	34
Rufforth Pre School	137	15	9
Salvation Army preschool Playgroup	166	18	12
Sarah Brown	10	1	1
Sarah Davies	13	1	1
Sarah Devaney	14	1	1
Sarah Harrison	6	1	0
Scarcroft Green Nursery	892	96	62
Sharon Clark	24	3	2
Simon Moss	25	3	2
Skelton Squirrels preschool	263	28	18
St Edward's Playgroup	197	21	14
Station House Childrens Day Nursery	584	63	41
Stephanie Bedford	9	1	1
Stepping Stones	830	90	58
Stockton Lane Playgroup	380	41	26
Stockton On The Forest Day Nursery	278	30	19
Straylands Private Day Nursery	261	28	18
Strensall Pre School Playgroup	559	60	39
Sue Hays	6	1	0
Sunshine Day Nursery	468	51	32
Susan Taylor	5	1	0
The Minster School	422	46	29
The Wendy House	352	38	24
The Wonder Years preschool	612	66	42
Theresa's Nursery	300	32	21
Tiddlywinks Private Day Nursery	673	73	47
Tinies Nursery	267	29	19
Tracy Cross	10	1	1
Tricia's House Day Nursery	50	5	3
Walmgate Day Nursery	462	50	32
West Thorpe Pre School Playgroup	560	61	39
Wheldrake Pre School Playgroup	287	31	20
Woodthorpe preschool Playgroup	258	28	18
York Campus Nursery	432	47	30
York Montessori Fulford	453	49	31
York Montessori Nursery Strensall	690	75	48
York Steiner School	448	48	31
PVI Nursery Providers Total	35,500	3,841	2,465
PRIMARY SCHOOLS			
Acomb Primary		801	514
Archbishop of York's CE Junior		818	525
Badger Hill Primary		570	366
Bishopthorpe Infant		618	397
Burton Green Primary	519	623	400
Carr Infant	1,346	978	627
Carr Junior		764	490
Clifton Green Primary	1,268	1,346	864
Clifton With Rawcliffe Primary	935	1,975	1,268
Copmanthorpe Primary		1,277	819
Dringhouses Primary		1,032	662
Dunnington Primary		784	503
Elvington Primary		482	309
Fishergate Primary	410	873	560
Haxby Road Primary	615	552	354
Headlands Primary		1,025	658
Hempland Primary		1,413	907
Heworth CE Primary		489	314

ANNEX 1	ESTIMATED SCHOOL/PROVIDER LEVEL FUNDING REDUCTIONS		
	Option 1	Option 2	Option 3
	£	£	£
Hob Moor Primary	940	1,046	671
Huntington Primary		1,433	920
Knavesmire Primary	1,090	1,218	782
Lakeside Primary		1,087	697
Lord Deramore's Primary		710	455
Naburn CE Primary		289	185
New Earswick Primary	332	691	444
Osballdwick Primary	648	1,119	718
Our Lady Queen Of Martyrs RC Primary	859	1,461	938
Park Grove Primary		920	591
Poppleton Ousebank Primary	829	1,594	1,023
Poppleton Road Primary		1,304	837
Ralph Butterfield Primary		1,066	684
Robert Wilkinson Primary		1,949	1,251
Rufforth Primary		261	168
Scarcroft Primary		1,087	697
Skelton Primary		377	242
St. Aelred's RC Primary	401	689	442
St. Barnabas' CE Primary		520	333
St. George's RC Primary	363	688	441
St. Lawrence's CE Primary	571	690	443
St. Mary's CE Primary		370	238
St. Oswald's CE Primary		978	628
St. Paul's CE Primary		570	366
St. Wilfrid's RC Primary		910	584
Stockton on the Forest Primary		261	168
Tang Hall Primary	404	489	314
Westfield Primary	1,290	1,797	1,153
Wheldrake CE Primary		737	473
Wigginton Primary		971	623
Woodthorpe Primary	851	1,281	822
Yearsley Grove Primary	830	1,176	755
Primary Schools Total	14,500	46,159	29,623
SECONDARY SCHOOLS			
All Saints' RC School			1,935
Archbishop Holgate's CE School			1,937
Canon Lee School			1,423
Fulford School			2,210
Huntington School			2,506
Joseph Rowntree School			2,166
Manor CE School			2,029
Millthorpe School			1,976
York High School			1,730
Total All Secondary Schools	0	0	17,912
TOTAL ALL SCHOOLS & PROVIDERS	50,000	50,000	50,000

Schools Forum

8 December 2014

Report of the Director Children's Services, Education & Skills and the Director of Customer & Business Support Services

EARLY YEARS INCLUSION FUND

Summary

- 1 This report asks the Schools Forum to consider whether they would support a proposed £50k increase in the existing Early Years Inclusion Fund budget for 2015/16. The options presented for funding the increase involve redistributing funding within the Early Years sector alone, within the Early Years and Primary sectors or across all school sectors including secondary.
- 2 The report is presented to the forum for consultation. The formal decision on changes to the local early years and schools funding formulae rests with the Local Authority (LA).

Background

- 3 This report follows on from an initial report to the York Education Partnership (YEP) board at its last meeting on 29 September which set out the reasons for the proposed increase and described the funding options in more detail. Forum members are asked to refer to this earlier report for full background information.
- 4 At this previous meeting members of the YEP board were generally supportive of the proposal to increase the Early Years inclusion fund budget from £50k to £100k in 2015/16, and expand its remit to cover 2 year olds as well as the current 3 & 4 year olds. However, primary and secondary school members of the board requested more time to consider whether they felt it was appropriate to fund a proportion of this increase through a reduction in the AWPU values within the local schools funding formula.

Funding Options

- 5 Three options for funding the increase in the inclusion fund budget have been proposed and these are set out below. The updated estimated impact of each of these options on individual schools and nursery providers is shown at Annex 1.

Option 1 – Fund from Early Years (2, 3 & 4 Year Olds) Base Rates

- 6 This would ring fence the funding changes within the current overall budget allocation for early years formula funding. This would equate to a required reduction of 3.3p per hour in the base rates from 2015/16.

Option 2 – Fund from Early Years and Primary School Allocations

- 7 This option would recognise that the benefit derived from the additional support for these pupils in their early years settings would extend beyond early years. The proposal would be to share the additional £50k cost of the exclusion fund extension evenly across the early years base hourly rates and the primary school formula AWPU allocation. This would equate

to a required reduction of 0.36p per hour in the early years base rates, and a £3.40 per pupil per year reduction in the primary school AWPU allocation from 2015/16.

Option 3 – Fund from Early Years, Primary and Secondary (11-16) School Allocations

- 8 This option would further extend the assumptions in option 2 into the secondary school stage. The proposal would be to share the additional £50k cost of the exclusion fund extension evenly across the early years base hourly rates and the primary and secondary school formula AWPU allocations. This would equate to a required reduction of 0.23p per hour in the early years base rates, and a £2.18 per pupil per year reduction in the primary and secondary school AWPU allocations from 2015/16.

Recommendations

- 9 Members of the Schools Forum are asked for their views on the three proposed options for funding a £50k increase in the Early Years Inclusion Fund budget for 2015/16 that are set out in paragraph 5

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	Report Approved	√	Date	1 December 2014
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Annex 1: Estimated impact of funding options on individual school funding formula allocations

York Schools' Forum

8th December 2014

Report of the Director of Children's Services, Education & Skills and the Director of Customer & Business Support Services

SCHOOLS' BALANCES 2013-14

Summary

- 1 This report sets out and analyses for the Partnership the level of financial reserves held by schools at 31st March 2014.
- 2 In total headline school reserves (i.e. including capital and revenue balances) have fallen from £5.517m at 31st March 2013 to £4.425m, a reduction of £1.093m or 19.8%. This fall comprises a reduction in capital reserves of £0.373m (28.7%) and in revenue reverses of £0.719m (17.1%). Further information is given in paragraphs 5 to 12 below and a detailed analysis is provided in the tables and graphs at Annexes 1, 4 and 5.
- 3 The report also provides information on action taken by Officers in accordance with the principles agreed by the York Education Partnership Board in December 2011 regarding the recycling of excessive reserves under the terms of the LMS Scheme amendment agreed by the Schools' Forum in December 2005.

Background

- 4 The Schools Forum had previously identified the level of school balances as a key concern. As a consequence projected and actual levels of balances were reported regularly to the Forum. This report sets out the final position for the 2013-14 financial year and concentrates on the actual outturn figures based on schools' statutory Consistent Financial Reporting (CFR) returns. All data given excludes balances for those schools that converted to Academy status during the 2013-14 financial year. In addition, brief information on the National context is provided in paragraphs 13 to 16 and Annex 2 using data gathered by the DfE and published on their website.

Analysis

5 In summary the headlines are that:

- Total reserves (including both revenue and capital) have fallen by £1.093m to £4.425m (a decrease of 19.8 %). This compares to schools' original projections (per start budgets) of a £2.758m fall to £2.759m (a projected drop of 50.0%).
- Total capital reserves have fallen by £0.373m to £0.926m (a decrease of 28.7%). This compares to schools' original projections (per start budgets) of a decrease of £0.480m to £0.819m (a projected fall of 37.0%). In general, many schools have spent funds saved from their 2012-13 allocations, and in a few cases their 2011-12 allocations as well, on funding capital projects planned for 2013-14.
- Total revenue reserves (including committed and uncommitted / general contingency) have decreased by £0.719m to £3.499m (a fall of 17.1%). This compares to schools' original projections (per start budgets) of a £2.278m fall to £1.940m (a projected decrease of 54.0%).
- Total revenue reserves at 31 March 2014 represent 3.92% of schools' total resource allocations compared to 5.11% of resource allocations at 31 March 2013.
- Uncommitted revenue reserves (general contingency) have fallen by £0.572m to £2.486m (a decrease of 17.05%). This contrasts with a decrease of £0.550 (15.05%) in 2012-13 but an increase of £0.793m (27.78%) in 2011-12.
- Uncommitted revenue reserves at 31 March 2014 represent 2.70% of schools' total resource allocations compared to 3.48% at 31 March 2013 and 4.08% at 31 March 2012.

6 Although the overall movement in Revenue Reserves is downwards, the decrease in the primary and secondary sectors is offset by a small increase in the special schools. Table 1 sets out the position as at 31 March 2014.

Table 1: Revenue Balances by Sector at 31 March 2014

	All Schools	Primary Schools	Secondary Schools	Special Schools
Total Revenue Reserves				
Balance as at 31 March 2014	£3.499m	£2.550m	£0.682m	£0.267m
Movement in year	(£0.719m) (17.05%)	(£0.191m) (6.98%)	(£0.507m) (42.67%)	(£0.021m) (7.15%)
Percentage of Resource Allocation	3.92%	5.62%	1.81%	4.10%
Uncommitted Revenue Reserves				
Balance as at 31 March 2014	£2.486m	£1.898m	£0.321 m	£0.267m
Movement in year	(£0.572m) (18.70%)	(£0.240m) (11.21%)	(£0.319m) (49.83%)	(£0.013m) (4.86%)
Percentage of Resource Allocation	2.70%	3.92%	0.86%	4.25%

Uncommitted Revenue Reserves have fallen overall and in all sectors with an especially large decrease to the Secondary Schools' balances.

- 7 The figures above represent the net position as at 31 March 2014. This hides the fact that there are 6 schools with deficit revenue balances totalling £0.403m at 31 March 2014 compared to 3 schools at 31 March 2013 and 3 schools at 31 March 2012 whose deficit revenue balances totalled £0.099m and £0.094m respectively.

In-year Monitoring

- 8 Graph 1.1 of Annex 1 summarises schools' actual outturn balances for the last two financial years and their in year projections of Total Reserves during 2013-14. This shows that, despite predictions of a significant reduction in reserves at the time of the 2013-14 Start Budgets, the projected level of reserves rose at the end of the year following a similar pattern to that seen in previous years. The 2013-14 final outturn figures were, however, considerably lower than 2012-13 and 2011-12.
- 9 Graph 1.2 of Annex 1 summarises schools' actual revenue balance at 31st March for the previous two financial years and their in year predictions of Total Revenue Balances during 2013-14. This reveals a similar pattern to that for Total Reserves as well as that seen in previous years. It also confirms the picture given in the table at paragraph 6 above, i.e. both total and uncommitted revenue balances for 2013-14 have reduced across all sectors compared to those for 2012-13.
- 10 Graph 1.3 of Annex 1 summarises schools' in year predictions of Total Capital Balances during 2013-14. This demonstrates a similar pattern to that for both Total and Revenue Reserves but also shows a continuing year on year reduction in Capital Outturn Balances across all three school sectors.
- 11 Following the formation of the coalition Government, schools were only given one year funding settlements for 2011-12 and 2012-13. During this period the DfE has carried out a full review of education funding. The results of this review involved considerable changes to the funding formula that were implemented in the 2013-14 financial year. The same formula has been used in 2014-15 with some relatively small changes and will be used again for 2015-16. The introduction of a national funding formula is now likely to be delayed until after the General Election in May next year.
- 12 Despite these changes, the overall levels of funding have not changed whereas general levels of inflation have continued to rise possibly contributing to the reduction in balances now held by schools as at 31st March 2014. Furthermore, due to demographic trends the number of pupils in Primary schools is increasing. Owing to the difference in timing between the academic and financial years these pupils have to be educated for 2 Terms before the school receives funding for them. This puts added pressure on schools reserves.

National Picture

- 13 Data gathered by the DfE is used in Annex 2 to compare the level of revenue reserves as a percentage of total revenue income. Percentages for York are compared with other Unitary Authorities, our education statistical neighbours, regionally and nationally.
- 14 The DfE has, however, not yet updated this data. It is, therefore, important to note that the figures are based on the levels of reserves at 31 March 2012 i.e. 2 years behind those given elsewhere in this report.
- 15 Chart 2.1 in Annex 2 shows that at 31st March 2012 York schools overall were below the national average as well as the averages for our Education Statistical Neighbours, Unitary Authorities and the Yorkshire and Humberside region. This is the case for both Secondary and Special schools. Whilst Primary schools were the same as the regional average, they were below all the other averages.
- 16 Chart 2.2 shows the change in the percentages between figures compiled at 31st March 2010 and those for 2012. This shows that the percentages for York schools overall have increased by less than the national average as well as the averages for our Education Statistical Neighbours and Unitary Authorities but the same as that for the Yorkshire and Humberside region. The picture is the same for Primary schools whereas the Secondary schools' average has increased by less than national and regional averages as well as that for Unitary Authorities but by more than our education statistical neighbours' average. The substantial increase for York Special schools is caused by a move from an overall deficit position at 31st March 2010 to surplus by 2012 for these schools.

Recycling of Excess Surplus Revenue Balances

- 17 Under DfE regulations, the LA has the power to recoup excessive surplus balances. The regulations allow the recoupment of revenue reserves in excess of 5% of the current year's budget allocation for secondary schools and in excess of 8% for primary and special schools. Any reserves recouped would have to be redistributed within the Schools Budget and cannot be used to fund central LA expenditure. The relevant extract from the York LMS Scheme is attached at Annex 3 for information.
- 18 Graphs in Annex 4 show comparisons for each school of their -
 - Total Revenue Reserves (Graphs 4.1 to 4.3),
 - Uncommitted Revenue Reserves (Graphs 4.4 to 4.6), and
 - Total and Uncommitted Revenue Reserves as a percentage of Resource Allocation (Graphs 4.7 to 4.9).
- 19 Annex 5 sets out the detailed figures for each school in tabular format and assesses their 2013-14 outturn position against the requirements of the LMS Scheme. This shows (in column J) that no schools have declared uncommitted revenue reserves in excess of their maximum permitted balance and consequently no schools are subject to recoupment for 2013-14. This is the same as in 2012-13 but in 2011-12 three schools were subject to recoupment.

- 20 Many schools have avoided falling into a recoupment position because they have identified significant amounts of their revenue balances, £1.013m in total (compared to £1.162m in 2012-13, £1.678m in 2011-12 and £2.165m in 2010-11), as being committed (column D) and therefore eligible to be held above the maximum permitted limits (column I). The amount of each school's committed reserves that have prevented it falling into a potential claw-back position is shown in column K.
- 21 In addition to unspent funding received as grants; the LMS Scheme provides five categories of specific purpose (see Annex 3) to which Governing Bodies may commit their revenue balances. Information on Committed Revenue Reserves was collected with the Year End Reconciliation Statements. To confirm that amounts have been properly assigned the Authority has received copies of minutes of the appropriate Governing Body meetings.
- 22 The Schools' Forum is, however, required to consider on a case by case basis all amounts that schools wish to commit to purposes other than one of the five standard categories. Table 1 in Annex 6 provides a list of all requests by schools falling into this category together with Officers' recommendations on whether or not these should be permitted. There are no items as at 31st March 2014 from other categories, including those mistakenly noted by schools as unspent Grants, that Officers, following the Scheme, recommend be rejected listed in Annex 6 Table 2.
- 23 Annex 6 shows that following the principles established by the YEP in December 2011 no schools would be liable to a further recoupment for 2013-14.

Recommendations

- 24 The Schools' Forum is asked to note and comment on the information contained in this report.

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Annexes

Annex 1 – Analysis of York schools' balances – 2013-14 outturn

Annex 2 – DfE comparisons of Balances as at 31 March 2012

Annex 3 – LMS Scheme extract on Recycling of Excess Surplus Balances

Annex 4 – Analysis of York schools' revenue outturn balances

Annex 5 – Assessment of schools' 2013-14 outturn balances against the LMS Scheme

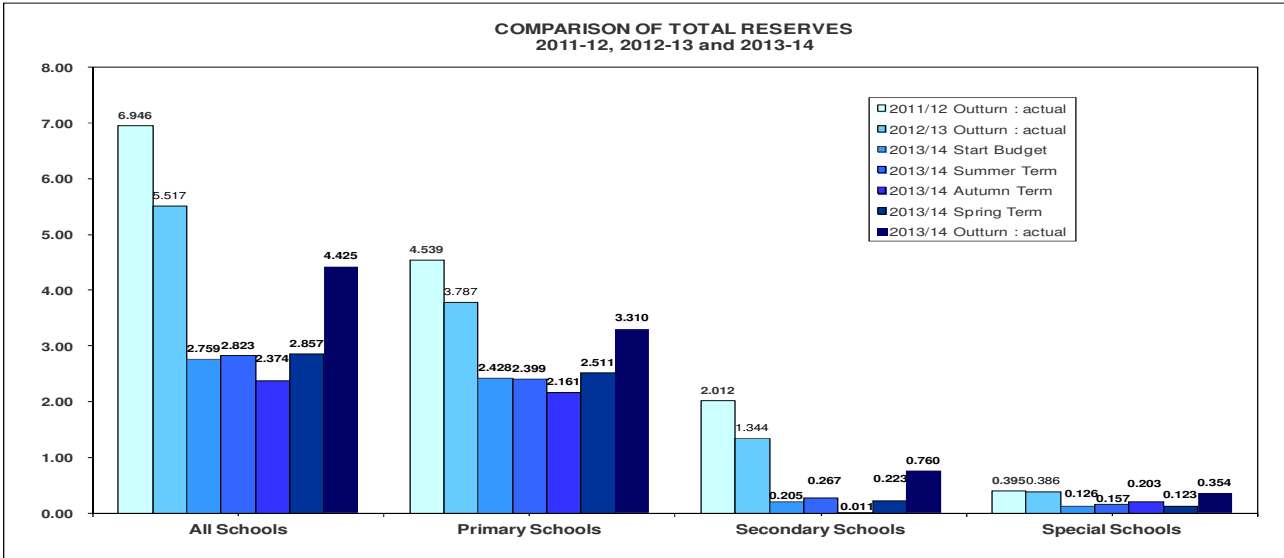
Annex 6 – Schools requests to commit Revenue Reserves to purposes other than those specified in section 4.2 of the LMS Scheme

Background Papers

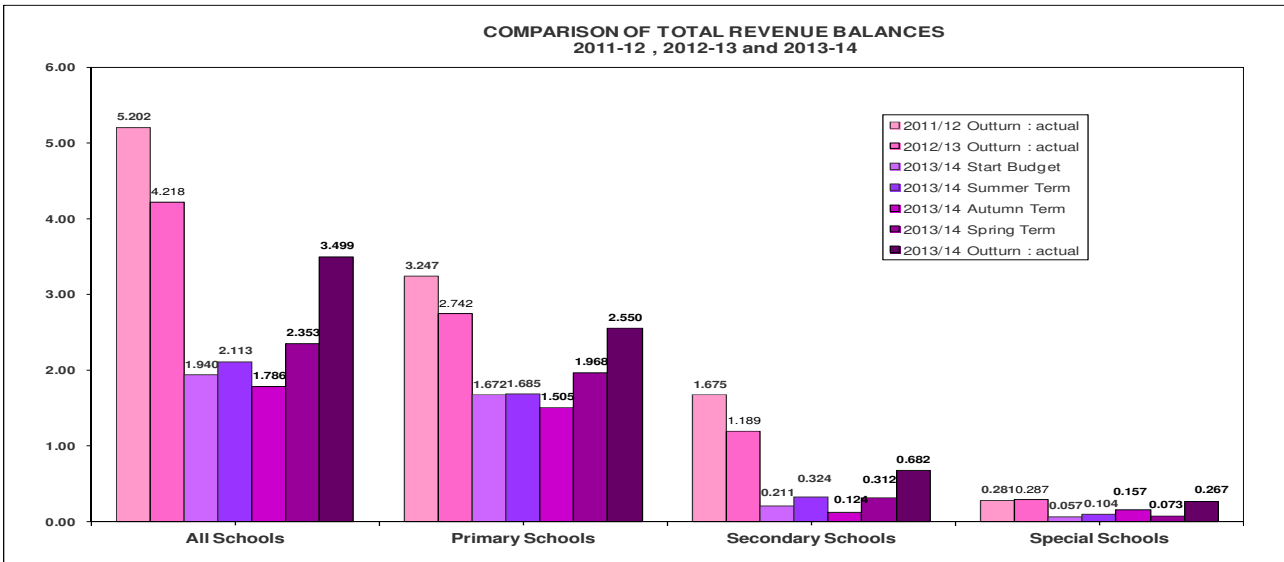
2012-13 and 2013-14 School Start Budgets

2011-12, 2012-13 and 2013-14 School Outturn Statements

GRAPH 1.1



GRAPH 1.2



GRAPH 1.3

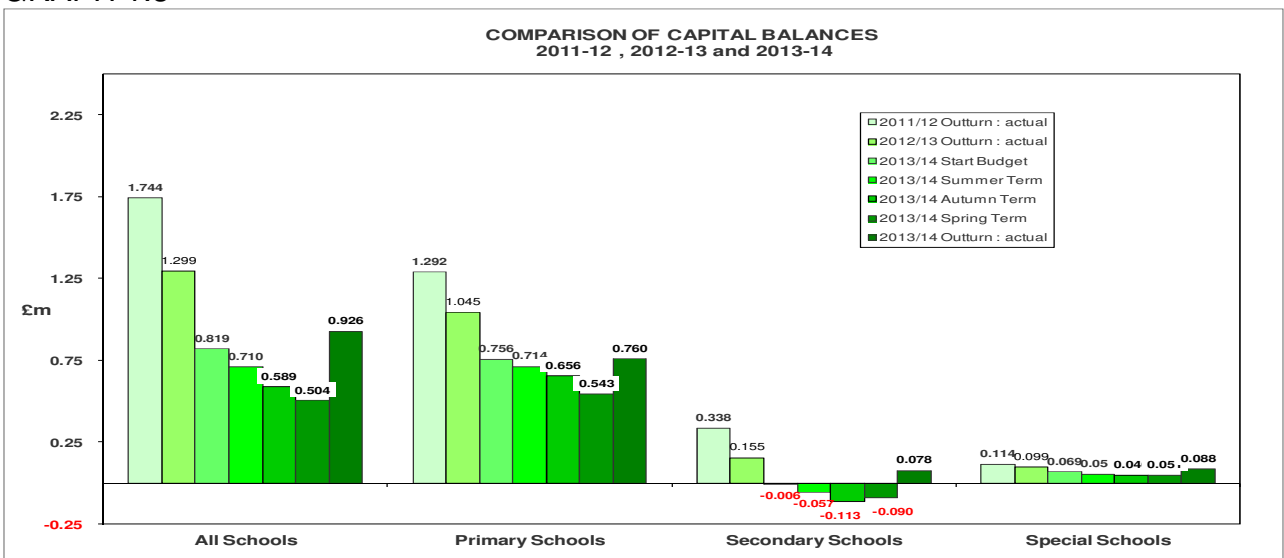


Chart 2.1

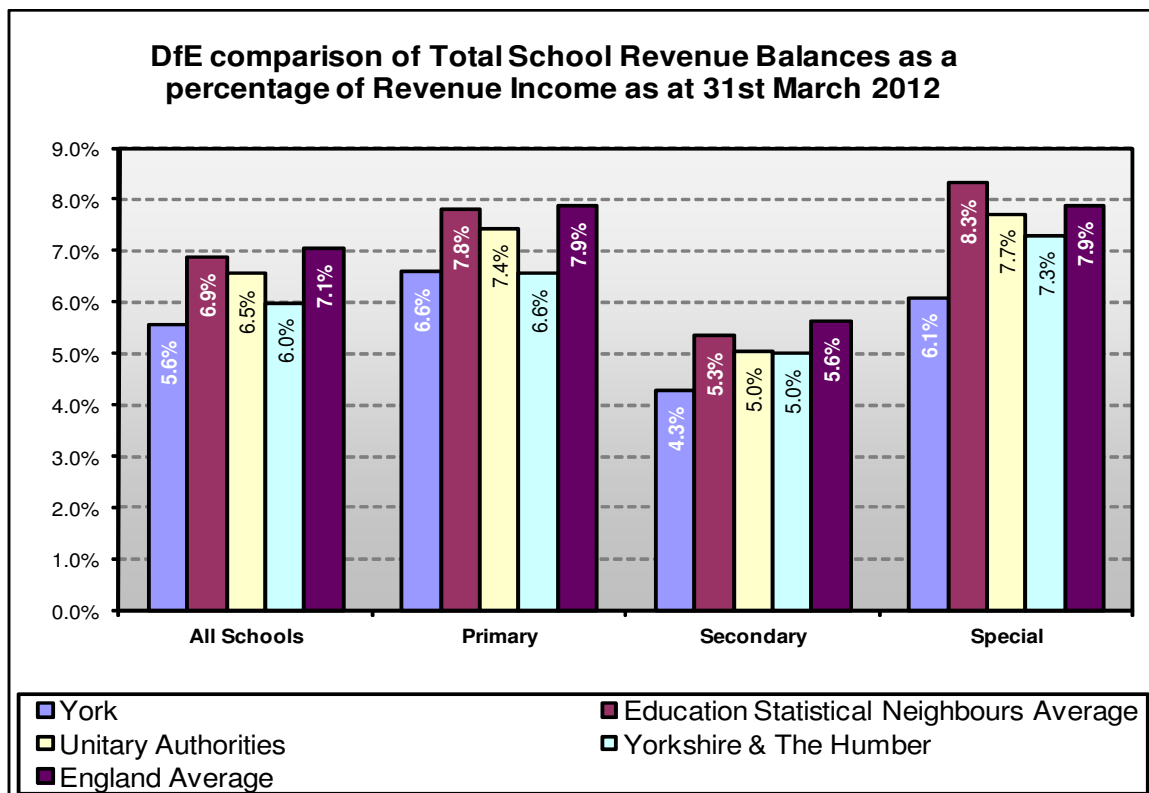
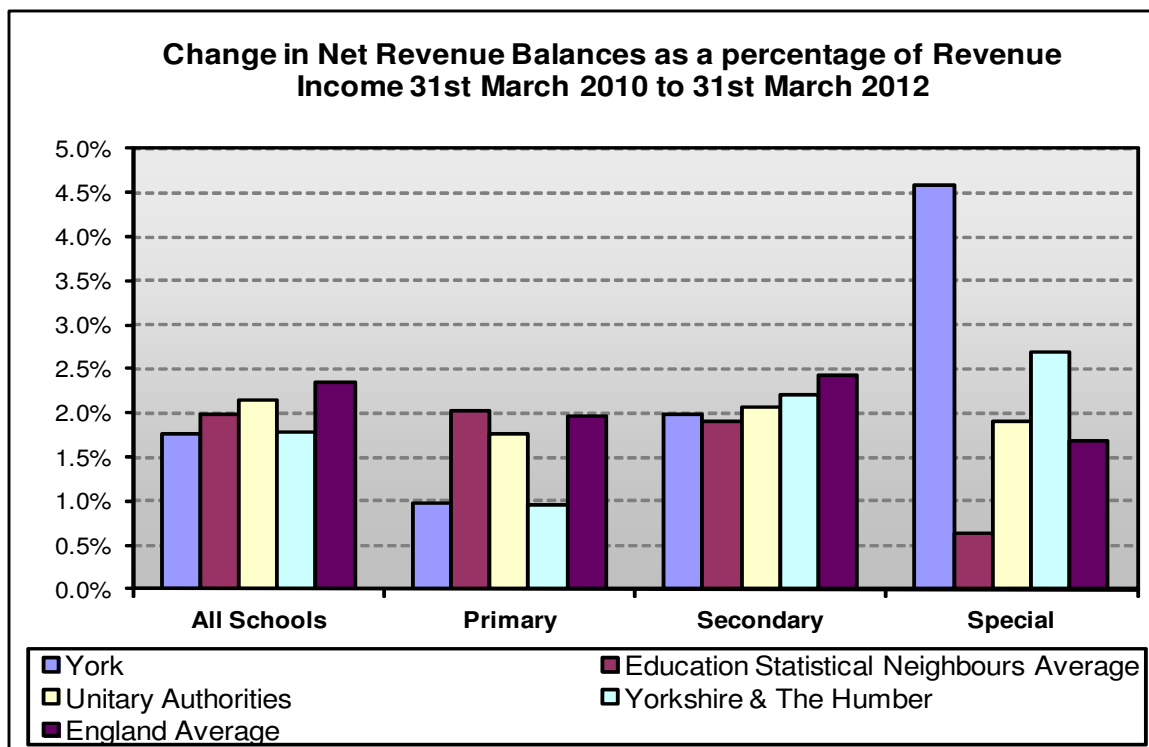


Chart 2.2



Please note that as the DfE has yet to update the balances used to produce these charts they are 2 years behind those used elsewhere in this Report.

EXTRACT FROM THE CITY OF YORK LOCAL MANAGEMENT OF SCHOOLS SCHEME – 2013-14**4.2 Reporting on the intended use of surplus balances**

Surplus balances held by schools as permitted under this scheme are subject to the following restrictions with effect from 1 April 2007:

- a. the Authority shall calculate by 31 May each year the surplus balance, if any, held by each school as at the preceding 31 March. For this purpose the balance will be the recurrent balance as defined in the Consistent Financial Reporting Framework;
- b. the Authority shall deduct from the calculated balance any amounts for which the school has a prior year commitment to pay from the surplus balance and any unspent grants received in the previous financial year;
- c. the Authority shall then deduct from the resulting sum any amounts which the governing body of the school has declared to be assigned for specific purposes permitted by the Authority, and which the Authority is satisfied are properly assigned. To count as properly assigned, amounts must not be retained beyond the period stipulated for the purpose in question, without the consent of the Authority. In considering whether any sums are properly assigned the Authority may also take into account any previously declared assignment of such sums but may not take any change in planned assignments to be the sole reason for considering that a sum is not properly assigned.

The condition outlined here is intended to ensure schools can build up reserves towards particular projects or make early efficiencies to support their medium-term budgeting in a tighter financial climate, but cannot defer implementation indefinitely. In deciding whether a sum is properly assigned the Scheme may make explicit the right of the Authority to take account of a school's previous plans for any surplus balances in the event that such plans have changed. However, the Authority may not take a change in the plans of a school as the only criterion by which it can consider a sum to be properly assigned or not.

- d. if the result of steps a-c is a sum greater than 5% of the current year's budget share for secondary schools, 8% for primary and special schools, or £25,000 (where that is greater than either percentage threshold), then the Authority may deduct from the current year's budget share an amount equal to the excess.

Funds deriving from sources other than the Authority will be taken into account in this calculation if paid into the budget share account of the school, whether under provisions in this scheme or otherwise.

Funds held in relation to a school's exercise of powers under s.27 of the Education Act 2002 (community facilities) will not be taken into account unless added to the budget share surplus by the school as permitted by the Authority.

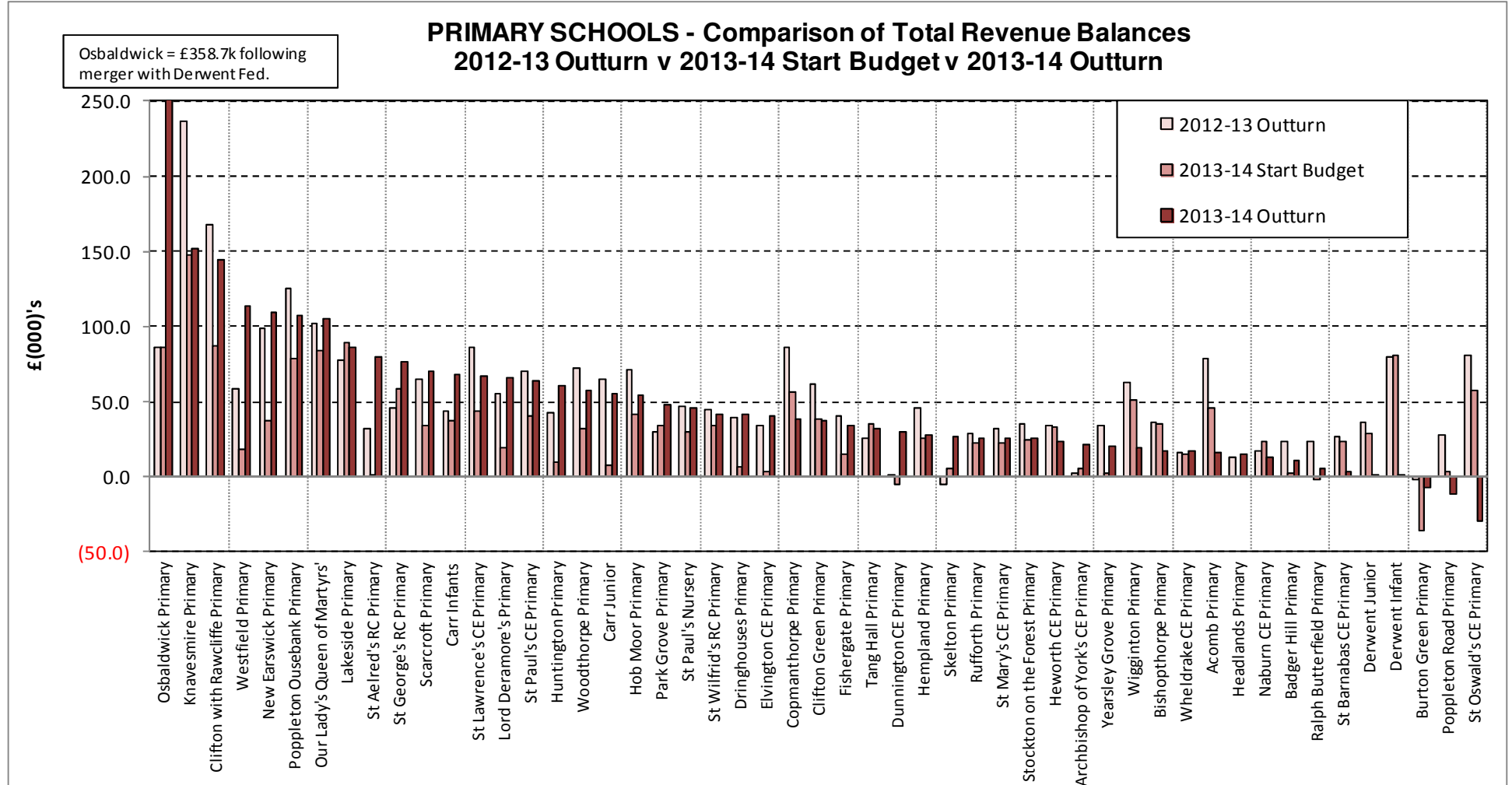
The total of any amounts deducted from schools' budget shares by the Authority under this provision are to be applied to the Schools Budget of the Authority.

Specific purposes permitted by the Authority under paragraph 4.21.c are defined as:

- a. Capital building or refurbishment projects
- b. Major ICT or equipment acquisition or replacement
- c. Specific redundancy or early retirement costs outside the scope of the LA scheme.
- d. Dealing with the short-term implications of falling pupil numbers whilst class and/or staffing structures are reorganised.
- e. Provisions for long-term unexpected staff sickness for those schools not in the Staff Absence Scheme.

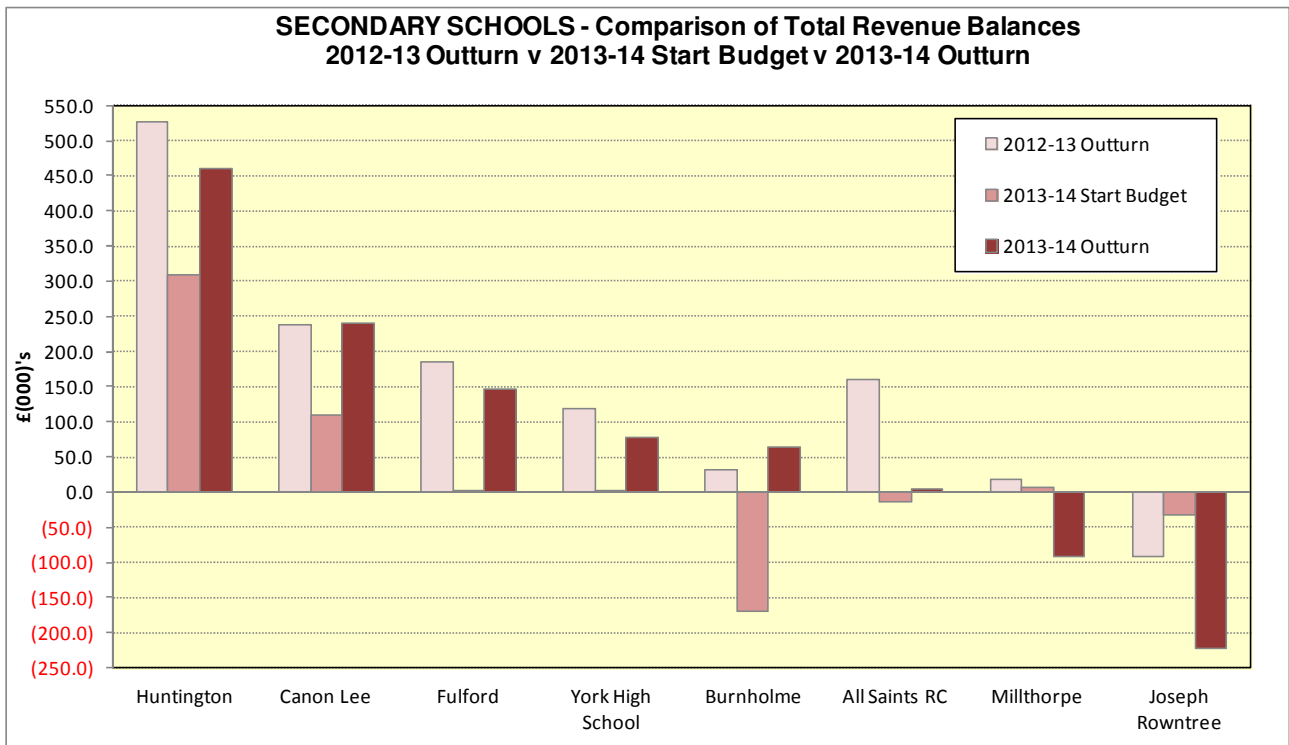
Other purposes may be considered in exceptional circumstances on a case-by-case basis by the Schools Forum.

GRAPH 4.1

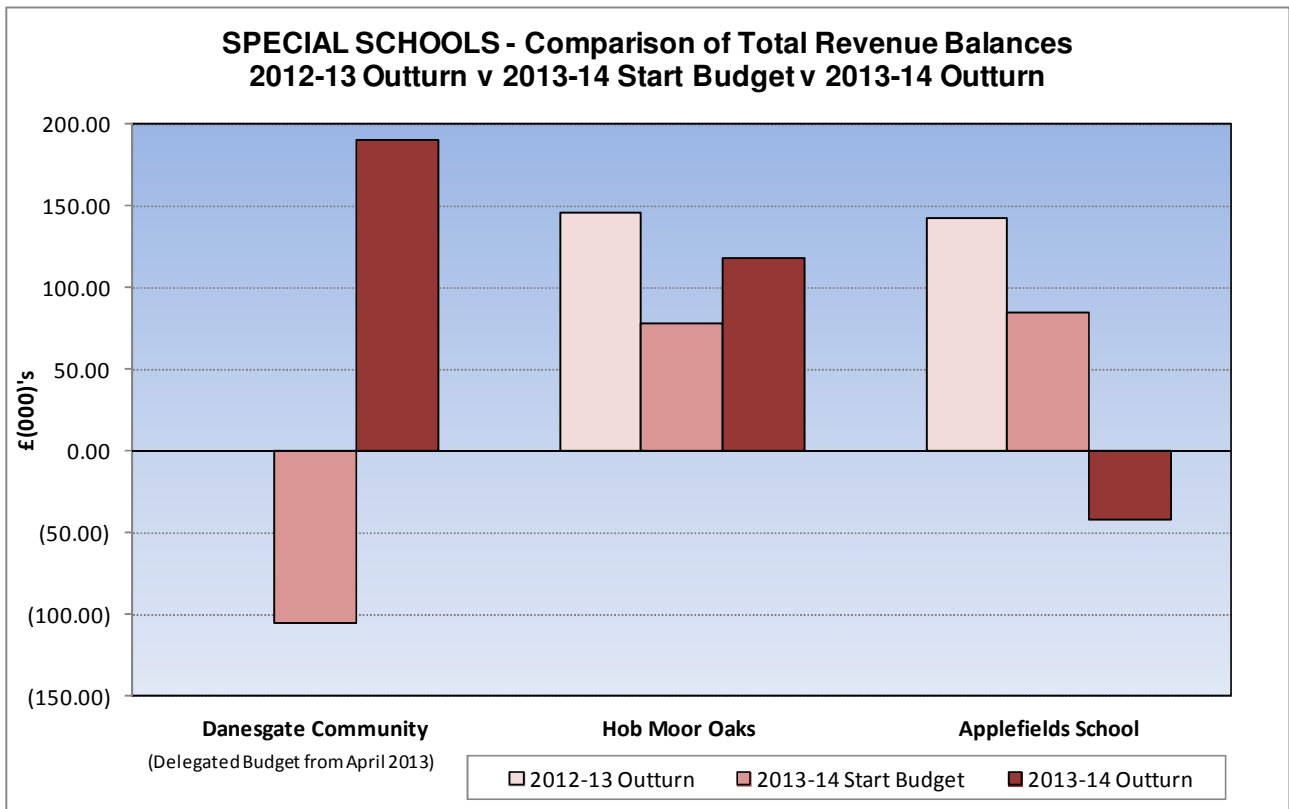


NB: for the purposes of this Report the Revenue Balances at Outturn in 2012-13 and for 2013-14 Start Budget of those schools that converted to Academy status during 2013-14 have been excluded

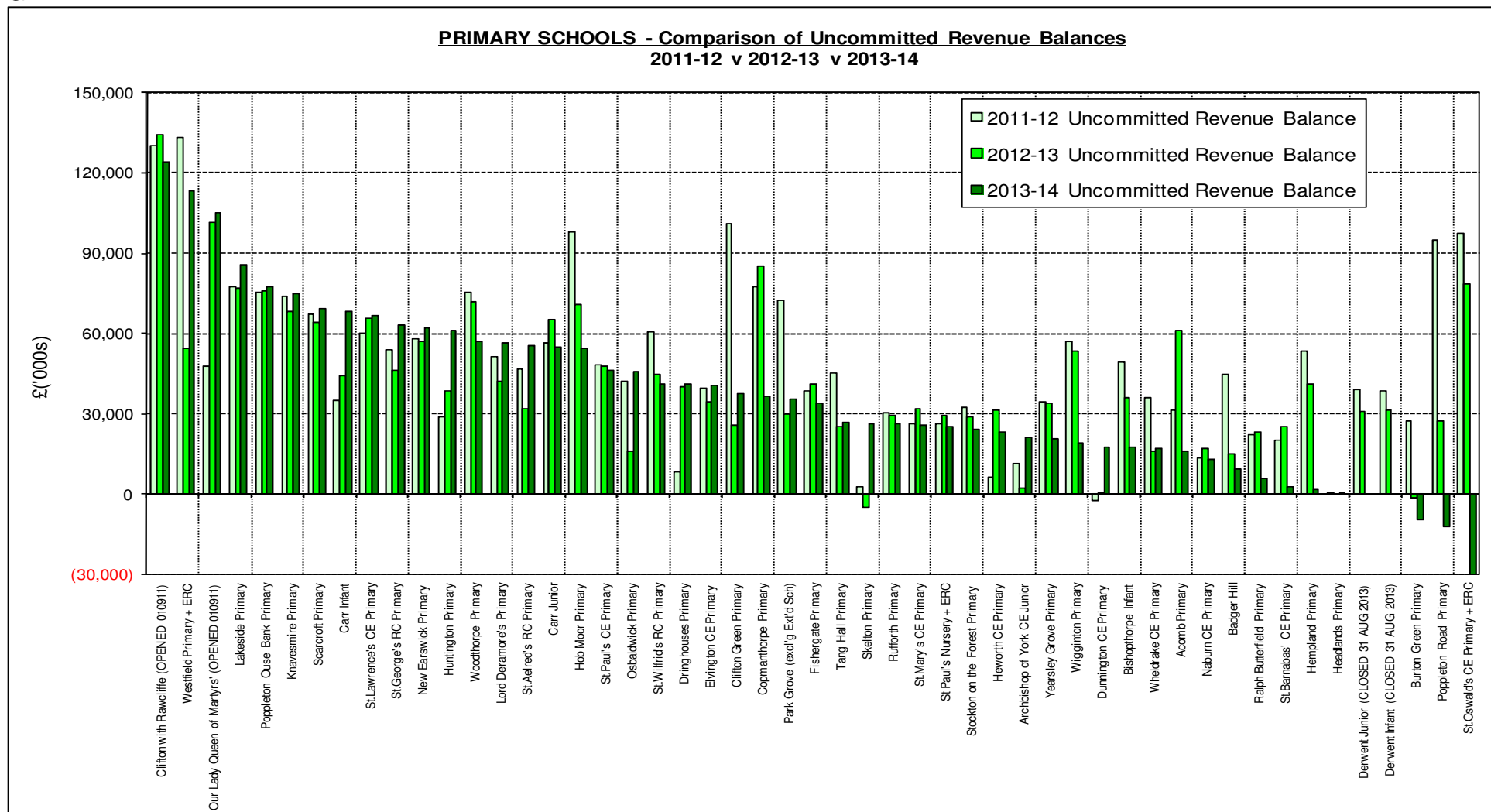
GRAPH 4.2



GRAPH 4.3

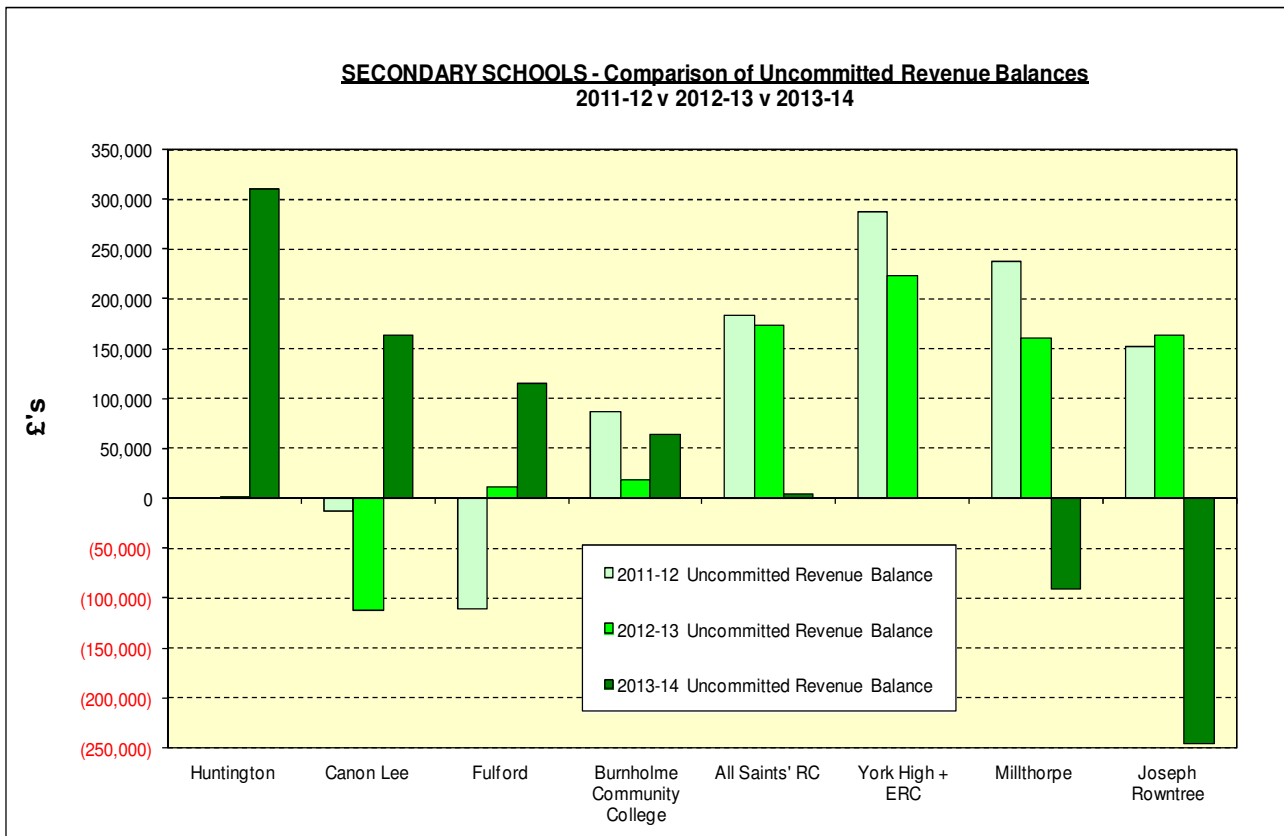


GRAPH 4.4

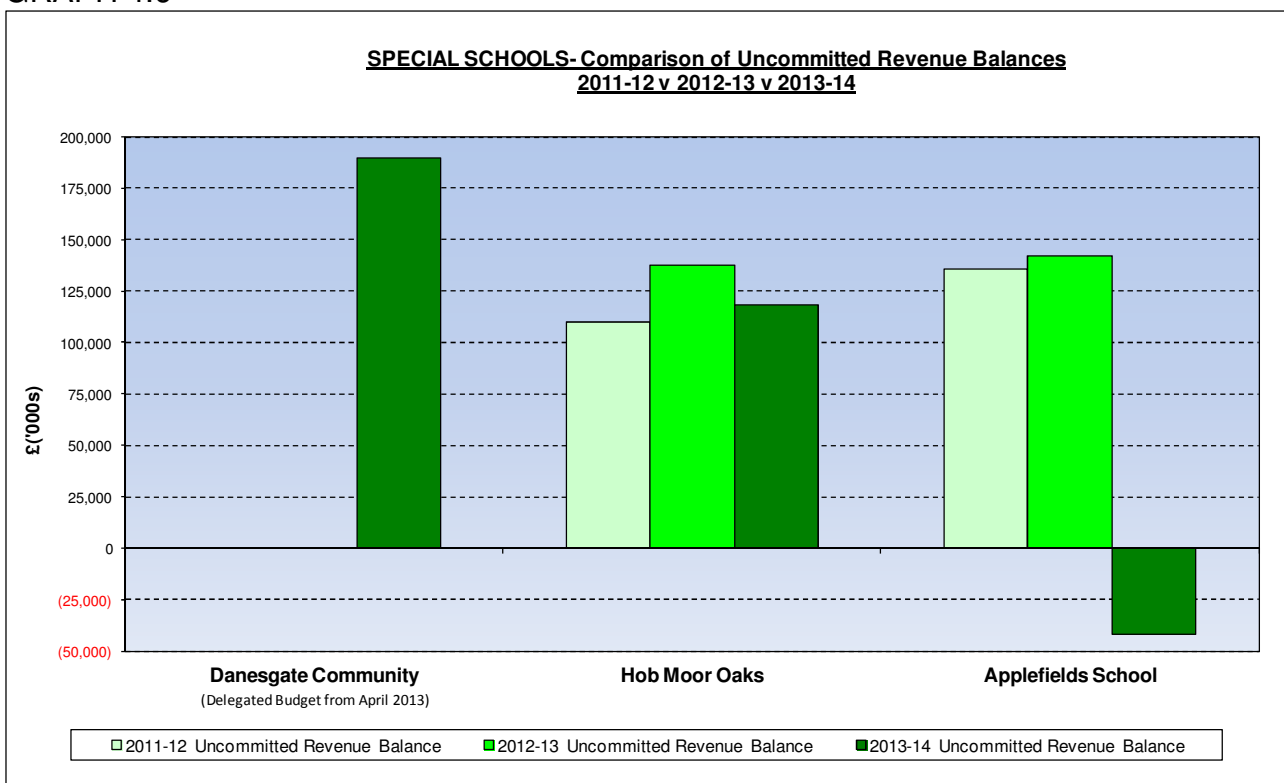


NB: for the purposes of this Report the Uncommitted Revenue Balances in 2011-12 and 2012-13 of those schools that converted to Academy status during 2013-14 have been excluded

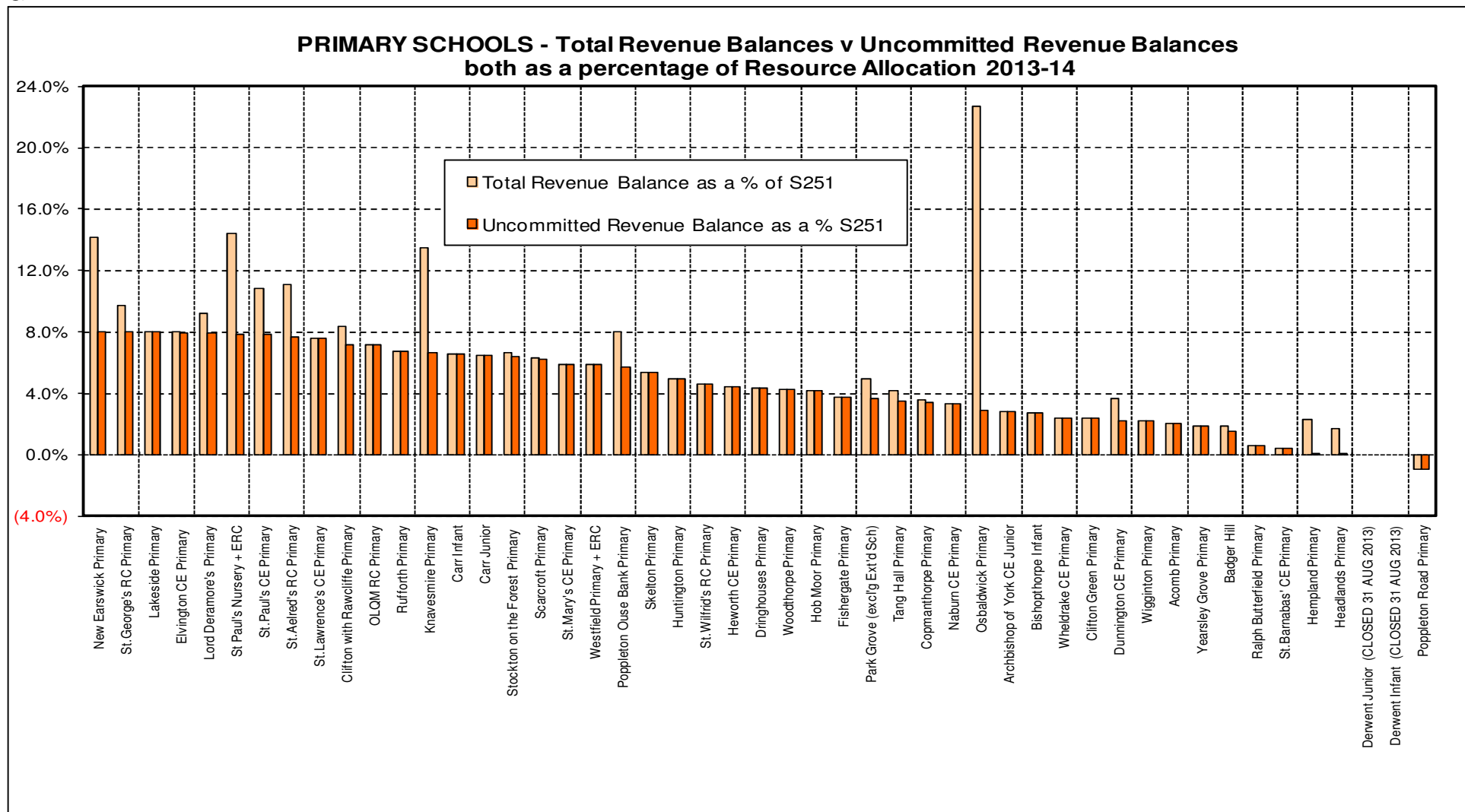
GRAPH 4.5



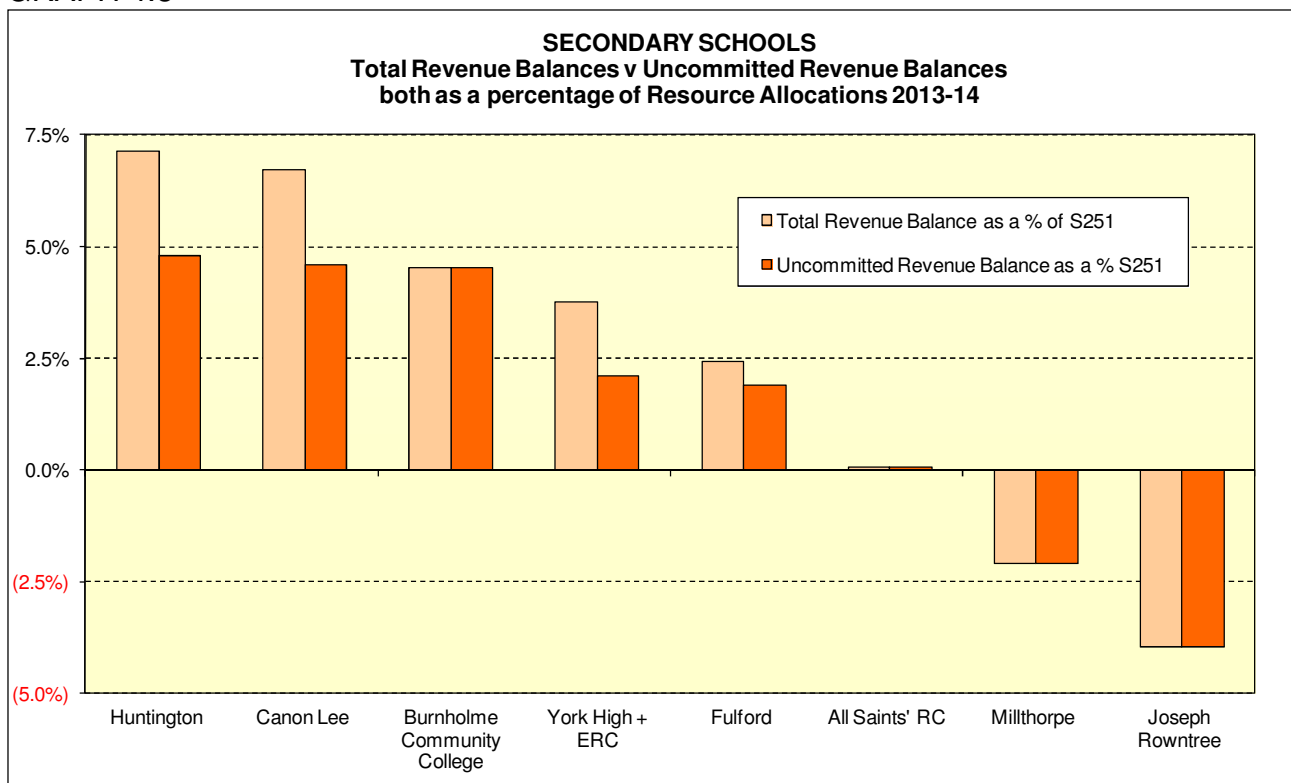
GRAPH 4.6



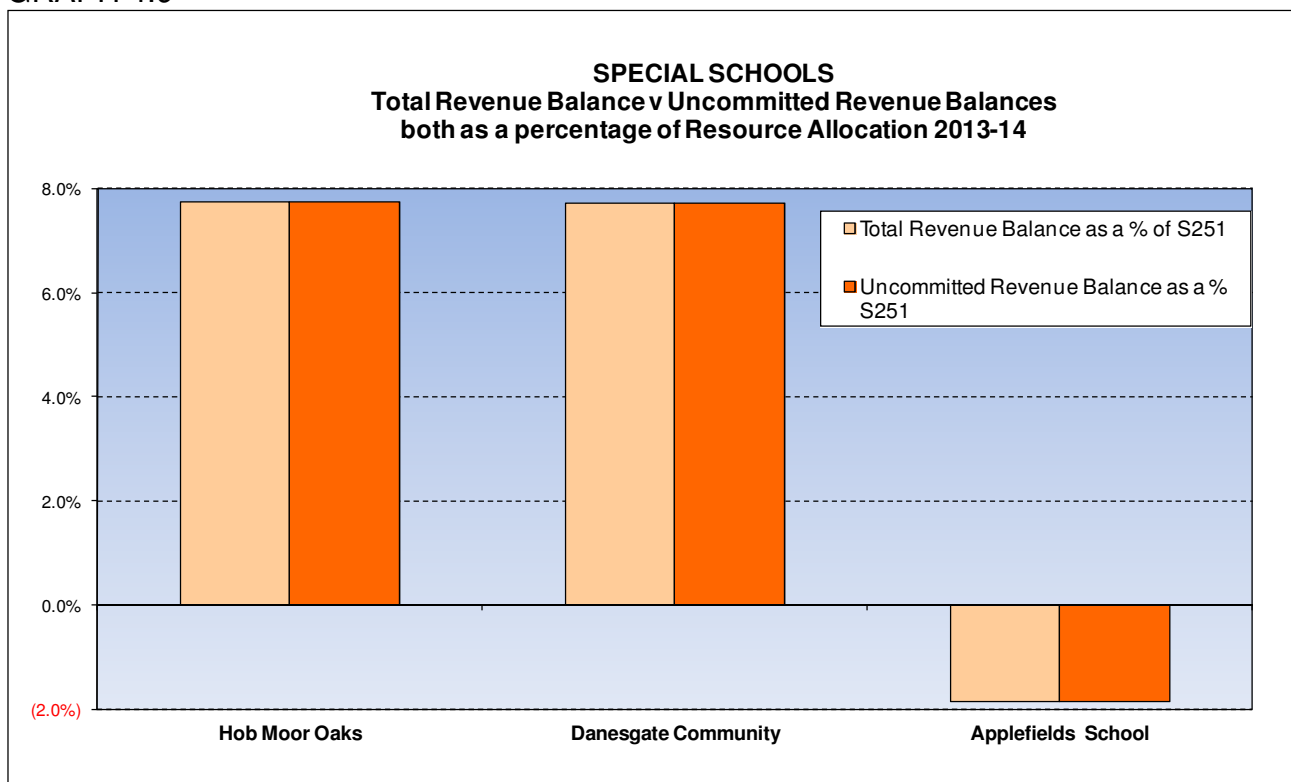
GRAPH 4.7



GRAPH 4.8



GRAPH 4.9



ANNEX 5

DfE No.	School Name	Total Balance @ 31/03/2014	Capital Balance @ 31/03/2014	Total Revenue Balance @ 31/03/2014	Total Committed Reserves Identified by Schools	Uncommitt - ed Balance	Resource Allocation 2013-14	Resource Allocation as 5% or 8%	Minimum Level	Maximum Permitted Balance	Total Claw Back Amount based on Uncommitted Balance	Amount of Committed Reserves Offsetting Clawback
	Column reference	A	B	C	D	E	F	G	H	I	J	K
				A - B		C - D		F x 5% or 8%		Greater of G or H	E - I	C - I - J
1000	St Paul's Nursery (incl'g ERC)	106,084	59,765	46,319	21,100	25,219	321,997	25,760	25,000	25,760	0	20,559
2000	Acomb CP	29,924	13,945	15,979	0	15,979	772,610	61,809	25,000	61,809	0	0
2001	Hempland Primary	89,572	62,165	27,407	25,903	1,504	1,196,717	95,737	25,000	95,737	0	0
2002	Garr Junior	37,874	(17,178)	55,052	0	55,052	849,596	67,968	25,000	67,968	0	0
2003	Carr Infant	68,378	0	68,378	0	68,378	1,036,616	82,929	25,000	82,929	0	0
2007	Dringhouses	59,132	18,015	41,117	0	41,117	947,552	75,804	25,000	75,804	0	0
2008	Fishergate Primary	64,088	30,252	33,836	0	33,836	906,597	72,528	25,000	72,528	0	0
2011	Knavesmire	176,013	23,828	152,185	77,124	75,061	1,130,008	90,401	25,000	90,401	0	61,784
2012	Park Grove	57,069	8,798	48,271	12,882	35,389	971,958	77,757	25,000	77,757	0	0
2013	Copmanthorpe Primary	59,659	21,215	38,444	2,066	36,378	1,071,788	85,743	25,000	85,743	0	0
2014	Poppleton Road	(11,435)	231	(11,666)	646	(12,312)	1,268,433	101,475	25,000	101,475	0	0
2015	Yearsley Grove Primary	33,292	12,533	20,759	0	20,759	1,110,960	88,877	25,000	88,877	0	0
2016	Scarcroft Primary	85,506	15,369	70,137	666	69,471	1,085,289	86,823	25,000	86,823	0	0
2017	Westfield Primary (incl'g ERC)	127,687	14,206	113,481	0	113,481	1,940,385	155,231	25,000	155,231	0	0
2018	Clifton Green Primary	44,594	7,190	37,404	0	37,404	1,583,537	126,683	25,000	126,683	0	0
2024	Burton Green (including ERC)	(4,221)	2,693	(6,914)	2,472	(9,386)	818,176	65,454	25,000	65,454	0	0
2027	Woodthorpe Primaary	79,280	22,070	57,210	0	57,210	1,345,561	107,645	25,000	107,645	0	0
2028	Hob Moor Primary	83,450	29,176	54,274	0	54,274	1,307,217	104,577	25,000	104,577	0	0
2029	Poppleton Ousebank Primary	101,873	(5,485)	107,358	30,000	77,358	1,345,260	107,621	25,000	107,621	0	0
2058	Ralph Butterfield Primary	24,309	18,476	5,833	0	5,833	935,087	74,807	25,000	74,807	0	0
2169	Skelton CP	47,006	20,680	26,326	0	26,326	488,279	39,062	25,000	39,062	0	0
2176	Osbalwick Primary	367,592	8,919	358,673	313,000	45,673	1,581,828	126,546	25,000	126,546	0	232,127
2180	Huntington Primary	62,032	816	61,216	0	61,216	1,229,254	98,340	25,000	98,340	0	0
2227	Stockton on Forest	100,056	74,652	25,404	1,019	24,385	379,728	30,378	25,000	30,378	0	0
2240	Wigginton Primary	29,042	9,901	19,141	0	19,141	866,437	69,315	25,000	69,315	0	0
2241	Headlands,Haxby	18,226	3,530	14,696	13,986	710	873,205	69,856	25,000	69,856	0	0
2349	Rufforth	37,178	11,003	26,175	0	26,175	386,282	30,903	25,000	30,903	0	0
2386	Bishopthorpe Infant	106,967	89,385	17,582	0	17,582	645,336	51,627	25,000	51,627	0	0
2428	Lakeside	94,440	8,827	85,613	0	85,613	1,071,669	85,734	25,000	85,734	0	0
2429	Tang Hall CP	40,065	8,116	31,949	5,000	26,949	771,997	61,760	25,000	61,760	0	0
2430	Clifton with Rawcliffe Primary	280,663	136,538	144,125	20,246	123,879	1,720,868	137,669	25,000	137,669	0	6,456
2431	Badger Hill	20,526	9,293	11,233	1,882	9,351	597,944	47,836	25,000	47,836	0	0
3002	St Barnabas	3,479	473	3,006	0	3,006	766,581	61,326	25,000	61,326	0	0
3003	St Paul's CE Primary	61,840	(2,548)	64,388	17,954	46,434	592,965	47,437	25,000	47,437	0	16,951

ANNEX 5 cont.

DfE No.	School Name	Total Balance @ 31/03/2014	Capital Balance @ 31/03/2014	Total Revenue Balance @ 31/03/2014	Total Committed Reserves Identified by Schools	Uncommitt - ed Balance	Resource Allocation 2013-14	Resource Allocation as 5% or 8%	Minimum Level	Maximum Permitted Balance	Total Claw Back Amount based on Uncommitted Balance	Amount of Committed Reserves Offsetting Clawback
	Column reference	A	B	C	D	E	F	G	H	I	J	K
				A - B		C - D		F x 5% or 8%		Greater of G or H	E - I	C - I - J
3151	Dunnington CE Primary	29,620	119	29,501	11,675	17,826	803,563	64,285	25,000	64,285	0	0
3152	Elvington CE Primary	47,924	7,225	40,699	270	40,429	507,803	40,624	25,000	40,624	0	75
3156	St.Oswald's CE (incl'g ERC)	(28,113)	1,661	(29,774)	0	(29,774)	1,251,809	100,145	25,000	100,145	0	0
3158	Lord Deramore's Primary	72,171	6,422	65,749	9,300	56,449	715,171	57,214	25,000	57,214	0	8,535
3159	Naburn	13,343	278	13,065	0	13,065	396,229	31,698	25,000	31,698	0	0
3222	St Mary's	39,393	13,757	25,636	0	25,636	436,014	34,881	25,000	34,881	0	0
3229	Archbishop of York CE Junior	33,815	12,537	21,278	0	21,278	762,073	60,966	25,000	60,966	0	0
3302	Heworth CE Primary	23,405	0	23,405	0	23,405	524,888	41,991	25,000	41,991	0	0
3305	St Lawrences' CE	66,853	1	66,852	0	66,852	881,338	70,507	25,000	70,507	0	0
3380	Wheldrake CE Primary	17,153	0	17,153	0	17,153	705,951	56,476	25,000	56,476	0	0
3401	St Aelred's RC	79,054	(739)	79,793	24,162	55,631	720,620	57,650	25,000	57,650	0	22,143
3402	St.George's RC Primary	76,481	0	76,481	13,402	63,079	789,194	63,136	25,000	63,136	0	13,345
3403	St Wilfrid's	42,084	852	41,232	0	41,232	894,741	71,579	25,000	71,579	0	0
3901	New Earswick	110,453	674	109,779	47,787	61,992	775,337	62,027	25,000	62,027	0	47,752
3904	Our Lady Queen of Martyrs'	105,342	0	105,342	0	105,342	1,471,067	117,685	25,000	117,685	0	0
Totals for Primary Schools		3,310,218	759,636	2,550,582	652,542	1,898,040	45,553,515	3,644,281	1,225,000	3,644,281	0	429,728
4003	Canon Lee	289,201	48,977	240,224	76,000	164,224	3,577,979	178,899	25,000	178,899	0	61,325
4063	Huntington	236,527	(224,653)	461,180	150,404	310,776	6,464,869	323,243	25,000	323,243	0	137,937
4153	Fulford (including ERC)	199,897	52,899	146,998	32,000	114,998	6,030,747	301,537	25,000	301,537	0	0
4227	Burnholme	66,129	1,306	64,823	0	64,823	1,428,178	71,409	25,000	71,409	0	0
4229	Millthorpe	(91,451)	(224)	(91,227)	0	(91,227)	4,342,637	217,132	25,000	217,132	0	0
4508	Joseph Rowntree	(101,499)	120,119	(21,618)	24,432	(246,050)	5,605,895	280,295	25,000	280,295	0	0
4702	All Saints RC VA Secondary	3,894	0	3,894	0	3,894	5,439,430	271,972	25,000	271,972	0	0
4703	York High School (incl'g ERC)	157,518	79,866	77,652	77,652	0	4,364,194	218,210	25,000	218,210	0	0
Totals for Secondary Schools		760,216	78,290	681,926	360,488	321,438	37,253,929	1,862,696	200,000	1,862,696	0	199,262
7100	Danegate Community	190,905	879	190,026	0	190,026	2,463,000	197,040	25,000	197,040	0	0
7032	Applefields School	8,004	49,918	(41,914)	0	(41,914)	2,271,867	181,749	25,000		0	0
7033	Hob Moor Oaks	155,463	37,045	118,418	0	118,418	1,530,649	122,452	25,000	122,452	0	0
Totals for Special Schools		354,372	87,842	266,530	0	266,530	6,265,516	501,241	75,000	319,492	0	0
Totals for All Schools		4,424,806	925,768	3,499,038	1,013,030	2,486,008	89,072,960	6,008,219	1,500,000	5,826,470	0	628,989

