

ROTHERHAM BOROUGH COUNCIL – REPORT TO MEMBERS

1. Meeting:	Cabinet Member for Education and Public Health Services
2. Date:	15th July 2014
3. Title:	Annual Update on the Waverley Development
4. Directorate:	Children and Young People's Services

5. Summary

This report provides the Cabinet Member and Advisors for Children, Young People and Family Services with an update on the Waverley Estate development and a proposed deed of variation to the Section 106 agreement.

6. Recommendations

It is recommended that:

The Cabinet Member notes the current position in relation to the Waverley development.

The proposed deed of variation to the Section 106 Education Contribution agreement be supported to keep the Waverley development viable.

The proposed variation be submitted to the Planning Department and the Local Planning Authority will make the decision based on the comments of all consultees.

7. Proposals and Details

An initial report on the Waverley development was brought to the Cabinet Member and Advisors for Children, Young People and Family Services on 5th December 2012 and the recommendations below were approved at that meeting:

- A) The permanent removal of the Waverley Estate (formerly Orgreave Mining Site) from the Treeton C of E Primary School catchment area.
- B) A shared interim catchment area for primary provision of Education for pupils living at the Waverley Estate of Catcliffe Primary School and Brinsworth Howarth J & I school be established until the opening of the first Waverley new build School.
- C) The commencement of formal discussions with the Governing Body and the Senior Leadership Team at Brinsworth Howarth in relation to a temporary expansion of the school to meet expected future demand.
- D) An initial catchment area line to define the provisional catchment area boundaries, subject to annual review until such time as the development is established to a point where a permanent catchment area boundary for both primary and secondary provision can be accurately determined.

Update position from the above action points:

- A) The Waverley Estate has been removed permanently from the catchment Area of Treeton C of E Primary School.
- B) The shared Primary phase catchment area of Catcliffe J & I School and Brinsworth Howarth J & I School has been established until the opening of the Waverley Primary School.
- C) Following successful discussions with the Governing Body at Brinsworth Howarth J & I School, a temporary increase in the Published Admission Number (PAN) has been agreed in FS2 / Reception from 30 to 45 2013/14 Academic Year and subsequent cohorts thereafter until the opening of the Waverley Primary School. A permanent Foundation unit has been installed at the school and adaptations made to the main school building to facilitate the expected rise in pupil numbers in future years.
- D) An initial Secondary Education catchment area line has been defined and will be kept under review as the development progresses to ensure an equal share of the pupil yield from the development.

Update and current position:

RMBC Officers regularly meet with Harworth Estates the Principal Developer for Waverley, who also represent Barratt Homes, Harron Homes and Taylor Wimpey Homes in relation to the development.

The developers have raised concerns at previous meetings in relation to the current Section 106 Education contribution agreement and existing trigger points for release of funding to construct the first Waverley Estate Primary School.

The outcome of the meeting being that a deed of variation to the original Section 106 agreement will be submitted by the developers to amended trigger points for the release of funds for the first new Waverley School. Concerns have been raised by the developers in relation to the current financial climate and the need to maintain the current development progress.

The original trigger points were:

Occupation of the 400th dwelling will release funds for the design / procurement process for the first new school. (5% of total funding for the education contribution)

Occupation of the 550th dwelling released funds for a 2 form entry primary school. (45% of total funding for the education contribution)

Occupation of the 1550th dwelling will release funds for the design / procurement process for the second new school. (5% of total funding for the education contribution)

Occupation of the 1750th dwelling released funds for a second 2 form entry primary school. (45% of total funding for the education contribution)

The proposed deed of variation will amend the trigger point to:

Occupation of the 550th dwelling will release funds for the design / procurement process for the first new school. (5% of total funding for the education contribution)

Occupation of the 750th dwelling will release funds for a 2 form entry primary school. (45% of total funding for the education contribution)

The current position at Waverley is that approximately 120 - 150 dwellings are occupied and approximately 50 - 60 dwellings are currently under construction. The full pupil yield from occupation of new dwellings does not occur instantly.

Primary school aged places have been created temporarily already by the expansion of Brinsworth Howarth J & I School from an admission number of 30 to 45 in FS2 from September 2013 and subsequent FS2 cohorts thereafter until the first Waverley Primary School is constructed. School Organisation are comfortable with the revised trigger points given that the school currently has surplus places in all year groups up to its existing original 30 admission number.

Given the financial and site uncertainties as opposed to several years ago when the original agreement was drafted, the deed of variation will provide assurances to developers, keep the site viable and provide education facilities at a time and scale more appropriate to the current climate.

8. Finance

The cost of the additional teaching and learning spaces required during the interim catchment area period at Brinsworth Howarth have, been funded from Basic Need funding allocation and a Section 106 agreement from the Brinsworth area in relation to housing development which has contributed to the permanent new Foundation Unit. The deed of variation to the Section 106 agreement will assure the funding being available on a phased basis for the first Waverley new school as trigger points for the release of funds are reached.

9. Risks and Uncertainties

The main risk in the establishment of catchment areas is that there could be too much demand for a specific school. As the arrangement is of a temporary nature until the opening of the first primary school and clear definition of the boundary for secondary schools can be determined the risk will be managed as, the more houses are built the clearer the boundary for catchment areas will be defined.

There are always risks and uncertainties when school place provision is considered since future pupil numbers are based on estimations. Over provision at one school could influence pupil numbers at other schools. Local Authorities are obliged, however, to provide sufficient places, promote diversity and increase parental preference.

10. Policy and Performance Agenda Implications

The major theme supported by the proposal is 'to ensure that everyone has access to skills, knowledge and information to enable them to play their part in society'.

Rotherham School Improvement Mission:

- ~ All children will make at least good progress
- ~ There will be no underperforming cohorts
- ~ All teachers will deliver at least good learning
- ~ All schools will move to the next level of successful performance

11. Background Papers and Consultation

Consultation to establish the initial catchment area arrangements for the Waverley Development from September to December 2012.

Report to Cabinet Member 5th December 2012 and approval to establish Education arrangements for the Waverley development.

The School Organisation (Establishment and Discontinuance of Schools) Regulations 2013

The School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013

School Organisation (Maintained Schools) guidance for proposers and decision makers (January 2014)

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REPORTS – CHECKSHEET

This Checksheet must be completed by all report writers and the Democratic Services Officer.

Meeting:	Cabinet Member for Education and Public Health Services
Date:	15th July 2014
Title:	Annual update on the Waverley Development
Directorate:	Children and Young People’s Services

1. Have you completed this report strictly in accordance with the Cabinet template and guidance notes?

YES

2. Has the Chief Executive or relevant Executive Director approved this report for consideration by Members?

YES

Name of Report Author:-

Dean Fenton (Principal Officer – School Organisation SAO SENAS)

3. Is the report OPEN or EXEMPT. If exempt please give reason(s).

OPEN

To be completed by Democratic Services Officer

1. Confirm that you have done a quality control check before publishing this report.

YES/NO

2. Specify any amendments made:-

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3. Check OPEN or EXEMPT.

Name of Democratic Services Officer:-