

## SCRUTINY BOARD (CHILDREN'S SERVICES)

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Meeting to be held in Civic Hall, Leeds, LS1 1UR on  
Thursday, 21st July, 2016 at 9.45 am

*(A pre-meeting will take place for ALL Members of the Board at 9.15 a.m.)*

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### **MEMBERSHIP**

#### **Councillors**

J Akhtar	- Hyde Park and Woodhouse;
S Bentley (Chair)	- Weetwood;
N Dawson	- Morley South;
C Dobson	- Killingbeck and Seacroft;
J Elliott	- Morley South;
S Field	- Garforth and Swillington;
C Gruen	- Bramley and Stanningley;
M Iqbal	- City and Hunslet;
A Lamb	- Wetherby;
P Latty	- Guiseley and Rawdon;
K Renshaw	- Ardsley and Robin Hood;

#### **Co-opted Members (Voting)**

Mr E A Britten	- Church Representative (Catholic)
Mr A Graham	- Church Representative (Church of England)
Vacancy	- Parent Governor Representative (Primary)
Ms J Ward	- Parent Governor Representative (Secondary)
Ms J Hazelgrave	- Parent Governor Representative (Special)

#### **Co-opted Members (Non-Voting)**

Ms C Foote	- Teacher Representative
Ms K Jan	- Teacher Representative
Mrs S Hutchinson	- Early Years Representative
Vacancy	- Young Lives Leeds
Ms C Bewsher	- Looked After Children and Care Leavers

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**Agenda compiled by:**  
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**Principal Scrutiny Advisor:**  
**Sandra Pentelow**  
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# A G E N D A

Item No	Ward/Equal Opportunities	Item Not Open		Page No
1			<p><b>APPEALS AGAINST REFUSAL OF INSPECTION OF DOCUMENTS</b></p> <p>To consider any appeals in accordance with Procedure Rule 25* of the Access to Information Procedure Rules (in the event of an Appeal the press and public will be excluded).</p> <p>(* In accordance with Procedure Rule 25, notice of an appeal must be received in writing by the Head of Governance Services at least 24 hours before the meeting).</p>	
2			<p><b>EXEMPT INFORMATION - POSSIBLE EXCLUSION OF THE PRESS AND PUBLIC</b></p> <p>1 To highlight reports or appendices which officers have identified as containing exempt information, and where officers consider that the public interest in maintaining the exemption outweighs the public interest in disclosing the information, for the reasons outlined in the report.</p> <p>2 To consider whether or not to accept the officers recommendation in respect of the above information.</p> <p>3 If so, to formally pass the following resolution:-</p> <p><b>RESOLVED</b> – That the press and public be excluded from the meeting during consideration of the following parts of the agenda designated as containing exempt information on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the press and public were present there would be disclosure to them of exempt information, as follows:</p> <p><b>No exempt items have been identified.</b></p>	

Item No	Ward/Equal Opportunities	Item Not Open		Page No
3			<p><b>LATE ITEMS</b></p> <p>To identify items which have been admitted to the agenda by the Chair for consideration.</p> <p>(The special circumstances shall be specified in the minutes.)</p>	
4			<p><b>DECLARATION OF DISCLOSABLE PECUNIARY INTERESTS</b></p> <p>To disclose or draw attention to any disclosable pecuniary interests for the purposes of Section 31 of the Localism Act 2011 and paragraphs 13-16 of the Members' Code of Conduct.</p>	
5			<p><b>APOLOGIES FOR ABSENCE AND NOTIFICATION OF SUBSTITUTES</b></p> <p>To receive any apologies for absence and notification of substitutes.</p>	
6			<p><b>MINUTES - 16 JUNE 2016</b></p> <p>To confirm as a correct record, the minutes of the meeting held on 16 June 2016.</p>	1 - 6
7			<p><b>CHILDREN'S CENTRES</b></p> <p>To receive a report from the Head of Scrutiny presenting an overview of Children's Centres in Leeds.</p>	7 - 16
8			<p><b>OFSTED - AREAS FOR IMPROVEMENT</b></p> <p>To receive a report from the Director of Children's Services providing an update on progress against the areas for improvement identified by Ofsted.</p>	17 - 26

Item No	Ward/Equal Opportunities	Item Not Open		Page No
9			<p><b>THE IMPLICATIONS OF ACADEMIES FOR THE LEEDS CHILDREN'S SERVICES AND EDUCATION IN GENERAL</b></p> <p>To receive a report from the Director of Children's Services presenting information on academies, the role of the local authority, the financial implications of academisation and the number of academies within Leeds.</p>	27 - 52
10			<p><b>WORK SCHEDULE</b></p> <p>To receive a report from the Head of Scrutiny outlining the Board's work schedule for the 2016/17 municipal year.</p>	53 - 82
11			<p><b>DATE AND TIME OF NEXT MEETING</b></p> <p>Thursday, 15 September 2016 at 9.45am (pre-meeting for all Board Members at 9.15am)</p> <p><b>THIRD PARTY RECORDING</b></p> <p>Recording of this meeting is allowed to enable those not present to see or hear the proceedings either as they take place (or later) and to enable the reporting of those proceedings. A copy of the recording protocol is available from the contacts on the front of this agenda.</p> <p>Use of Recordings by Third Parties – code of practice</p> <ul style="list-style-type: none"> <li>a) Any published recording should be accompanied by a statement of when and where the recording was made, the context of the discussion that took place, and a clear identification of the main speakers and their role or title.</li> <li>b) Those making recordings must not edit the recording in a way that could lead to misinterpretation or misrepresentation of the proceedings or comments made by attendees. In particular there should be no internal editing of published extracts; recordings may start at any point and end at any point but the material between those points must be complete.</li> </ul>	

## SCRUTINY BOARD (CHILDREN'S SERVICES)

THURSDAY, 16TH JUNE, 2016

**PRESENT:** Councillor S Bentley in the Chair

Councillors J Akhtar, N Dawson, C Dobson,  
K Groves, C Gruen, M Iqbal, A Lamb,  
P Latty and K Renshaw

### **CO-OPTED MEMBERS (VOTING)**

Mr E A Britten – Church Representative (Catholic)  
Mr A Graham – Church Representative (Church of England)  
Mrs J Ward – Parent Governor Representative (Secondary)  
Ms J Hazelgrave – Parent Governor Representative (SEN)

### **CO-OPTED MEMBERS (NON-VOTING)**

Ms C Foote – Teacher Representative Ms  
Mrs S Hutchinson – Early Years Representative  
Ms C Bewsher – Looked After Children and Care Leavers

#### **1 Late Items**

There were no late items.

#### **2 Declaration of Disclosable Pecuniary Interests**

There were no disclosable pecuniary interests declared to the meeting.

#### **3 Apologies for Absence and Notification of Substitutes**

Apologies for absence were submitted by Councillor J Elliott and Councillor S Field and Co-opted Members, Ms C Foote and Ms K Jan. Notification had been received that Councillor K Groves was to substitute for Councillor S Field.

#### **4 Minutes - 21 April 2016**

**RESOLVED** – That the minutes of the meeting held on 21 April 2016 be approved as a correct record.

#### **5 Matters arising from the minutes**

##### **Minute No. 88 – Leeds Safeguarding Children's Board Update**

The Board received a brief update regarding investment in therapeutic social work.

## **Minute No. 89 – Young Carers**

The Board emphasised the importance of receiving up to date cluster information.

### **6 Co-opted Members**

The Head of Scrutiny and Member Development submitted a report which sought the Board's formal consideration for the appointment of co-opted Members.

The following nominations for statutory voting co-opted members had been received:

- Church of England diocese representative – Mr A Graham
- Roman Catholic diocese representative – Mr E A Britten.

Parent governor representatives were as follows:

- Parent Governor (Primary) representative – Vacancy
- Parent Governor (Secondary) representative – Ms J Ward (23/04/15 – 22/04/2019)
- Parent Governor (Special Educational Needs) representative – Ms J Hazelgrave (12/09/14 – 11/09/18).

**RESOLVED** – That in addition to the above statutory voting co-opted members, the following be appointed as non-voting co-opted members to the Scrutiny Board for 2016/17:

- Ms C Foote – Teacher representative
- Ms K Jan – Teacher representative
- Ms S Hutchinson – Early Years representative (after consideration of two nominations)
- Ms C Bewsher – Looked After Children and Care Leavers
- Young Lives Leeds representative – Nomination not yet received.

### **7 Scrutiny Board Terms of Reference**

The Head of Scrutiny and Member Development submitted a report which presented the Board's terms of reference.

**RESOLVED** – That the Board's terms of reference be noted.

### **8 Sources of Work for the Scrutiny Board**

The Head of Scrutiny and Member Development submitted a report on potential sources of work and areas of priority within the Board's terms of reference.

The following information was appended to the report:

- Vision for Scrutiny at Leeds
- Summary Best Council Plan 2015-20 (2016-17 update)
- Leeds Children and Young People's Plan 2015-19 'From Good to Great'
- Draft work schedule for 2016/17
- Table of Scrutiny Inquires and Statements relating to Children and Families.

The following representatives were in attendance and responded to Members' queries and comments:

- Councillor M Rafique, Executive Member (Employment, Enterprise and Opportunity)
- Nigel Richardson, Director of Children's Services
- Steve Walker, Deputy Director (Safeguarding, Specialist and Targeted Services)
- Sue Rumbold, Chief Officer (Partnership Development and Business Support)
- Andrew Eastwood, Head of Service (Learning Improvement)

The Board was advised that Councillor L Mulherin, Executive Member (Children and Families) and Councillor J Dowson, Deputy Executive Member (Children and Families) were unable to attend today's meeting and had submitted their apologies for absence.

The Board acknowledged the financial challenges facing children's services and the impact on partner organisations

The following sources of work were put forward for consideration:

- Behaviour management in schools and the importance of developing good behaviour at an early age. The Board discussed the need to consider behaviour triggers, particularly in relation to mental health. The Board also discussed exploring positive discipline and restorative practices.
- School exclusions – what happens afterwards, alternative provision and the outcomes for young people.
- Home education and missing children.
- Developing the voice and influence of children and young people.
- The need to raise attainment levels.
- Children's centres and exploring opportunities for more joined up working.
- The role of clusters in light of changes to the funding model.
- The types of support in place for children and young people with mild and moderate learning difficulties.
- CAMHS transitions and the need to develop closer links with adult social services.

## **RESOLVED –**

(a) That a number of the above issues be incorporated into the Board's work schedule for the 2016/17 municipal year

(b) That authority be given to the Chair of the Scrutiny Board (Children's Services), in conjunction with officers, to draw up inquiry terms of reference for subsequent approval by the Scrutiny Board.

(Councillor M Iqbal joined the meeting at 10.15am during the consideration of this item.)

## **9 Financial Health - Children's Services**

The Head of Scrutiny and Member Development submitted a report which presented an update regarding the financial health of Children's Services.

The following were in attendance:

- Councillor M Rafique, Executive Member (Employment, Enterprise and Opportunity)
- Nigel Richardson, Director of Children's Services
- Steve Walker, Deputy Director (Safeguarding, Specialist and Targeted Services)
- Sue Rumbold, Chief Officer (Partnership Development and Business Support)
- Andrew Eastwood, Head of Service (Learning Improvement)
- Simon Criddle, Head of Finance, Children's Services Finance.

The key areas of discussion were:

- Concern that the budget for children's services was over-ambitious.
- An update on budget pressures, particularly in relation to looked after children and school transport. The Board was advised that a projected overspend of £3.6m was being reported to Executive Board.
- In-house fostering and recent improvements to the quality of residential provision.
- Concern about cuts to youth services and making best use of resources.
- The role of partners in helping to address financial challenges.
- A request that Alan Gay, Director of Resources, be invited to attend a future Board meeting to provide an update on the latest financial position in relation to children's services and whether future budgets could be done differently.

## **RESOLVED –**

- (a) That the Board notes the financial report for Children's Services for the financial year 2016/17 and the outturn summary for the financial year 2015/16.



- (b) That the Board invites Alan Gay, Director of Resources, to attend a future Board meeting to provide an update on the latest financial position in relation to children's services and whether future budgets could be done differently.

(Councillor K Renshaw joined the meeting at 11.10am during the consideration of this item.)

## **10 Children's Services Performance Report - Oct 2015 to March 2016**

The Deputy Chief Executive and Director of Children's Services submitted a joint report which presented a summary of performance information in relation to outcomes for Leeds children and young people with a focus on the Children and Young People's Plan and children's social work service.

The following information was appended to the report:

- Appendix 1 – Indicator performance for the CYPP indicators as at the end of March 2016 (some figures at the end of April 2016)
- Appendix 2a: CYPP key indicator dashboard – city level: April 2016
- Appendix 2b: CYPP key indicator dashboard – cluster level: April 2016
- Appendix 3: Safeguarding specialist and targeted services March 2016 monthly practice improvement report
- Appendix 4: Children's settings services inspections dashboard: March 2016.

The following were in attendance:

- Nigel Richardson, Director of Children's Services
- Steve Walker, Deputy Director (Safeguarding, Specialist and Targeted Services)
- Sue Rumbold, Chief Officer (Partnership Development and Business Support)
- Andrew Eastwood, Head of Service (Learning Improvement)
- Peter Storrie, Head of Service (Performance Management and Improvement)
- Chris Hudson, Policy, Planning and Procedures Leader.

The key areas of discussion were:

- Concern about the increase in school exclusions and the use of alternative provision.
- The types of engagement work with children and young people. The Board was provided with an update about the recent 'make your mark' vote and the election of Leeds Children's Mayor. It was suggested that the Board be provided with examples of some interesting engagement work that had been undertaken in Leeds.
- The role of Area Inclusion Partnerships and the importance of sharing good practice across schools.

- A request that the Board be provided with a breakdown of ward based information regarding GCSE results.

**RESOLVED –**

- (a) That the report and appendices be noted.
- (b) That the above requests for information be provided.

**11 Date and Time of Next Meeting**

Thursday, 21 July 2016 at 9.45 am (pre-meeting for all Board Members at 9.15 am)

(The meeting concluded at 12.15pm)

## Report of the Head of Scrutiny

### Report to Scrutiny Board (Children's Services)

**Date: 21 July 2016**

### **Subject: Inquiry Terms of Reference Formulation – Children's Centres**

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

## 1. Summary of Main Issues

Leeds City Council has an ambition to be the best council in the UK: fair, open and welcoming with an economy that is both prosperous and sustainable so all our communities are successful. The vision encompasses the aim to be a Child Friendly City by 2030. The methodology for delivering this vision is defined in The Children and Young People's Plan (CYPP) 2015-19 from good to great which details five headline outcomes one of which is to ensure Children and Young People do well at all levels of learning and have the skills for life. The CYPP also states that supporting children to have the best start in life and be ready for learning is a priority.

At the meeting on the 16th of June 2016, the Scrutiny Board discussed the annual work programme which encompassed debate about the future sustainability of Children's Centres. This resource is considered a valuable asset by the Board particularly the support that is provided directly to infants and their families.

This report provides guidance to the Scrutiny Board in order to outline terms of reference should the Board wish to focus on Children's Centres as a major inquiry for 2016/17.

Supporting information detailed in appendix 1 provides an overview of Children's Centres in Leeds. This information, and information provided at the meeting on the 21st of July 2016 should assist in the formulation of outline terms of reference.

## **2. Scope for Inquiry**

When determining the terms of reference for any Scrutiny review the Board should consider:

- What are the specific areas/issues that require further Scrutiny/where can Scrutiny add value?
- What are the desired outcomes linked to this review?
- Timetable - Is there a specific deadline linked to this review?
- Evidence - What information is required?
- Witnesses - Who needs to be involved?

The Board should also note that in line with Scrutiny Board Procedure Rule 12.1 where a Scrutiny Board undertakes an inquiry the Scrutiny Board shall consult with any relevant Director and Executive Member on the terms of reference.

## **3. Recommendation**

The Scrutiny Board (Children's Services) is recommended to:

- a) Note the information contained within Appendix 1.
- b) Determine if an inquiry is to be undertaken, the scope of the inquiry and the outline terms of reference.
- c) With reference to b), request that the Chair and the Scrutiny Officer consult with the relevant Director and Executive Board Members regarding terms of reference and report back to the next meeting with draft terms of reference for agreement.
- d) Note that terms of reference may incorporate additional information during the inquiry should the Scrutiny Board (Children's Services) identify any further scope for inquiry or request further witness or evidence.

## **4. Background papers<sup>1</sup> - None used**

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<sup>1</sup> The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

**Leeds Children's Centre Update- Briefing for Scrutiny Board (Children's Services)**

**July 2016 Report written by Andrea Richardson**

**Recent context**

Sure Start Children's Centres were established nationally from 2010 as the cornerstone of early support and advice for families with young children. The services are intended to be targeted to families with greatest need, but available in all communities. The intention for Sure Start Children's Centres was to be:

*"... the key mechanism for improving outcomes for young children, reducing inequality in outcomes between the most disadvantaged and the rest, and help bring an end to poverty." (DfES 2006).*

More recently the Wave Trust report (2013) gives strong evidence of the economic value of investing in the earliest years resulting in real gains in social, health and economic benefits. This study 'The First 1001 days' forms the basis of the Leeds Best Start strategy and is a key priority for both the Children and Young Peoples Plan and the Health and Wellbeing Strategy for the city. The report identifies key actions to ensure good outcomes these include:

- Secure early attachment between mother and baby;
- Good maternal mental health and wellbeing;
- Healthy nutrition and lifestyle;
- Awareness and strategies to reduce violence and neglect in the home;
- Good parenting capability.

Leeds Children's Centres deliver against a clear specification, jointly funded by LCC and health, to meet these outcomes and is demonstrating significant success. However reducing budgets nationally and locally has compromised the future of Children's Centres. The 4Children National Children's Centre census, undertaken in July 2015, suggested that of the 3,700 Children's Centres opened across the country in 2010 63% of centres had experienced significant changes ranging from closure, de-delegation or grouping of centres together. A high proportion of centres nationally state that budget cuts are having a tangible impact on the level of service with the direct result of a reduced service for families. It is possible that further changes have taken place since undertaking the census.

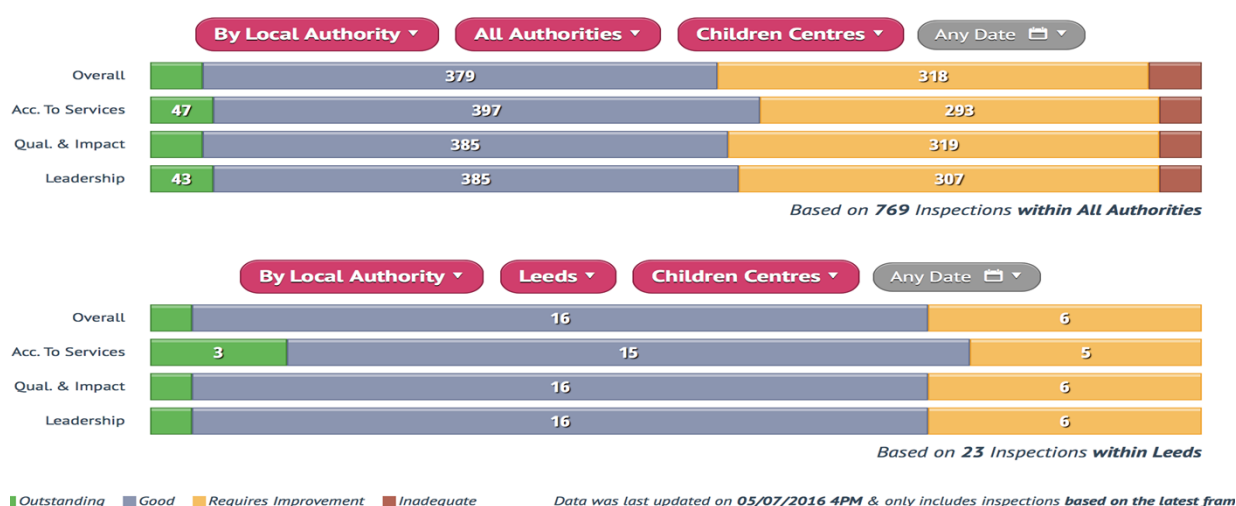
As part of a Child Friendly Leeds approach Leeds City Council have maintained strategic support for an early preventative approach for families through a decision to maintain all 56 Children's Centres as accessible community hubs for all families. Whilst budgets have reduced over the last five years the reality of a universal service for all families, with more service for those in need has been sustained. Unlike the national picture Leeds has

increased the level of contact with families across the city, but also increased the level of support for those with greatest need.

This extension of services for families has been facilitated by developing strong partnership working with key partners, as in schools, health visitors, midwives, public health, social care and the voluntary sector. This was recognised by the recent Ofsted report which stated;

*“There are extensive early and targeted help services available to families at the first emergence of a problem, delivered by knowledgeable, confident and well-trained practitioners.” Ofsted 2015.*

The individual Ofsted inspections of Children’s Centres are above national average with most centres achieving a good or outstanding judgement.



The most significant of these partnerships has been the integration of Health Visiting service and Children’s Centre services into 25 cluster based **Early Start Teams**. This work has strengthened the infrastructure of 56 Children’s Centres and the community focused Health Visiting Service through improved information sharing, monitoring of service and impact, swift and easy access to additional services.

### **Children’s Centre- Family Services budget breakdown:**

Childrens Centre’s have historically been funded through Sure Start Grant and latterly LCC funding. In 2015-16 Public Health, CCG’s and Schools Forum invested significantly to sustain children’s centre’s in the short term, but also to give time to understand the impact and plan the future service in response to the local evidence base.

The budget in 15/16 was £6,353,240, in 16/17 this reduced slightly to £6,151,000. The breakdown of partner funding is as follows:

Source	Amount	Notes
LCC (Children's Services)	2,252,300	
LCC (Public Health)	1,398,700	
Schools - DSG	900,000	Funding is included in the budget but there is significant risk this will not be available in the future
CCG	1,600,000	Funding is included in the budget but there is significant risk this will not be available in 16/17
Total	£6,151,000	

### **What do Children's Centre (Early Start teams) do?**

They support families with young children from pregnancy through to 5 years providing parent training, information, support and advice, access to child care. The work delivered by Children's Centre managers and Family Outreach workers includes;

Preparation for Birth & Beyond	<p>A programme of perinatal education and support based on a systematic review of what works (DoH 2011). The programme is a seven week course taught by family outreach worker, health visitor and midwife. It teaches parents about;</p> <ul style="list-style-type: none"> <li>• Labour and meeting your baby;</li> <li>• Practical care of your baby;</li> <li>• Understanding your baby;</li> <li>• Baby development;</li> <li>• Parent health and wellbeing;</li> <li>• Support and networks.</li> </ul> <p>PBB is a universal offer for every first time parent in the city.</p>
HENRY (Health, Exercise and Nutrition for the Really Young)	<p>Developed in Leeds the HENRY programme has one of the strongest evidence bases of any early years obesity prevention programme (Willis et. Al. 2013). The approach is an integral part of the Care Pathway for the Management of overweight and very overweight babies and preschool children (0 - 4), see Appendix 5.</p> <p>The programme aims to tackle childhood obesity through training health professionals to work more effectively with parents of preschool children around obesity and lifestyle issues. The 2-day Core Training was developed and piloted in 2007 and has since been adopted nationwide. Over 800 members of the Early Years and Health Visiting service teams have participated in the HENRY core 2 day training and over 40 completing the 2 day Group Facilitation Training. The impact of HENRY includes increased self-efficacy and ability to encourage good behaviour. Increased consumption of fruits and vegetables was reported in both children and adults, together with reduced consumption of sweets, cakes and fizzy drinks in</p>

	adults. There were also positive changes in eating behaviours e.g. frequency of family mealtimes and eating while watching television or in response to negative emotion and reduced screen time in adults.
Safeguarding interventions	
Early Help Assessments and Safeguarding Assessment Plans	
Bereavement Support	
Breastfeeding Support	
Stay and play	Locally based parenting groups to support parenting and child development
Family Learning (delivered in partnership with Leeds City College – jointly funded)	
Promotion of Free Early Education Entitlement 2-5	
0-6 Parenting programmes	
Parenting support individual packages	
Support for domestic violence	

### **Additional Offer**

Healthy Start in Childcare	Currently funded by South East CCG
First Aid for Parents	Currently funded by South East CCG
Baby Steps	Targeted ante-post natal training Joint funding
Infant Mental Health Service	Joint commissioned staff development and support service in baby brain development, early attachment

### **Centrally run / commissioned services**

<b>Service</b>	<b>Provided by</b>	<b>Core or additional</b>
Parenting: <ul style="list-style-type: none"> <li>Incredible Years or others</li> <li>Webster Stratton</li> </ul>	Parenting Team	Additional – funded by South East CCG
Counselling for parents (contract for £173,001 per annum)	Northpoint Wellbeing	Core - Targeted
Citizens Advice Bureau (contract for £135,000 per annum) Children's Centre delivery is part of a larger service commissioned by Citizens and Communities	Leeds Advice Network	Core - Targeted

### **How many families are Children's Centres working with?**



Currently 96% of families in Leeds with children under 5 are registered with Children's Centres (100% through Early Start) that is around **25,304 families**.

Of these families, **13,581** are in target groups (from Childrens Centre inspection framework-see footnote<sup>1</sup>) which are considered to be '**hard to reach**'. **7,443** families in target groups (70%) regularly **engage** with children centres.

Family outreach workers deliver a number of **universal services** to non-working mothers and some more targeted groups. These include Henry (healthy eating and nutrition for the really young). Stay and play for mums and toddlers, First aid courses, Parenting courses, adult education courses and breast feeding support. **8,096** people **attended** these **groups** in the last three months.

Family outreach workers also work intensively with '**targeted families**' these are families who have been referred or refer themselves for short, but intensive pieces of support work with family outreach workers. **4,495** families with **6,543 children** under 5 are currently being supported through family difficulties by our family outreach workers in centres across Leeds.

**334** children supported by children's centres across Leeds on the edge of care last year. 23 children of those supported by children centres were taken into care. Childrens centres also provided a 'soft landing' for 33 children de-escalating from care last year.

### **What difference do Children's Centres make for Leeds?**

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#### <sup>1</sup> Footnote

- lone parents, teenage mothers and pregnant teenagers
- children from low income backgrounds
- children living with domestic abuse, adult mental health issues and substance abuse
- children 'in need' or with a child protection plan
- children of offenders and/or those in custody
- fathers, particularly those with any other identified need, for example, teenage fathers and those in custody
- those with protected characteristics<sup>16</sup>, as defined by the Equality Act 2010
- children who are in the care of the local authority (looked after children)
- children who are being cared for by members of their extended family such as a grandparent, aunt or older sibling
- families identified by the local authority as 'troubled families' who have children under five
- families who move into and out of the area relatively quickly (transient families), such as asylum seekers, armed forces personnel and those who move into the area seeking employment or taking up seasonal work

2010	2015
72% of families received a face to face antenatal contact from Health Visiting service;	98.5% numbers of families received a face to face antenatal contact - <b><u>28% increase</u></b>
<b>9.6%</b> children were identified as obese in reception	<b>8.7%</b> identified as obese in reception, bucking the national trend <b><u>-1% less.</u></b> In comparison with other core cities <b><i>Leeds now has one of the lowest childhood obesity rates, significantly lower than five of the seven core cities.</i></b>
<b>600</b> 'vulnerable' 2 year olds were accessing early education places	<b>2700</b> vulnerable 2 year olds were taking up early education places - <b><u>2200 more children</u></b>
<b>450</b> children under 5 years were taken into the care of the local authority (in quarter 4);	<b>309 children under 5</b> were taken into the care of the local authority- <b><u>141 less in a growing population</u></b> (in quarter 4);
<b>125</b> went onto a CP plan (in quarter 4).	<b>110 children under 5</b> going onto a CP plan (in quarter 4)- <b><u>15 less children in a growing population.</u></b>

### **List of Children's Centres**

Children's Centre
Alwoodley <sup>(3)</sup>
Ardsley &Tingley
Armley
Wetherby <sup>(2)</sup>
Boston Spa <sup>(2)</sup>
Hollybush
Bramley
Burley
Carr Manor
Castleton
Chapel Allerton
Meanwood
Chapelton
City & Holbeck <sup>(5)</sup>
Cross Gates & Manston
Farnley
Farsley /Calverly
Garforth

Gildersome
Gipton N
Gipton S
Guiseley <sup>(1)</sup>
Harehills
Hawksworth Wood
Headingley
Horsforth
Hunslet Rylestone
Hunslet St Marys
Ireland Wood <sup>(4)</sup>
Kentmere
Kippax
Kirkstall
Little London
Lofthouse
Meadowfield
Middleton under
Middleton
Moortown <sup>(3)</sup>
Morley North
Morley South
New Beverley
Osmondthorpe
Otley
Pudsey Southroyd
Quarry Mount
Richmond Hill
Rothwell
Roundhay <sup>(3)</sup>
Parklands
Seacroft/
Shakespeare
Shepherds Lane
Swarcliffe
Swinnow
Temple Newsam & Colton
Two Willows
Cottingley

Villages East
Windmill
Yeadon & Rawdon <sup>(1)</sup>

**Report of: Steve Walker, Deputy Director Safeguarding Specialist and Targeted, Children's Services**

**Report to Scrutiny Board (Children's Services)**

**Date: 21 July 2016**

**Subject: Ofsted – Areas for Improvement**

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

## Summary of main issues

1. The purpose of this report is to provide an update on the progress against the areas for improvement identified by Ofsted and detailed in the March 2015 report.

## Recommendations

2. Scrutiny Board are asked to note the progress made on the Ofsted areas for improvement.

## **1 Purpose of this report**

2 The purpose of this report is to provide an update on the progress against the areas for improvement identified by Ofsted and detailed in the March 2015 report.

2.1 There has been significant progress in all the areas for improvement, with some areas which are completed and some which have work still in progress.

## **3 Background information**

3.1 Children's services in Leeds have been on a significant and wide-ranging journey of improvement over a number of years. In July 2009 Ofsted carried out an unannounced inspection of contact, referral and assessment arrangements and judged that Leeds' services did not adequately safeguard children. In March 2010 the Government placed an Improvement Notice on Leeds. An improvement Plan was developed and an Independently Chaired Improvement Board was established. In January 2011 Ofsted carried out an unannounced inspection of contact, referral and assessment arrangements and found 'remarkable and impressive improvement' in quality and safety.

3.2 Over the past five years Children's Services in Leeds has undertaken a programme of transformational change, both to services and in its approach to working with vulnerable children and families. The approach has been underpinned by the ambition to make Leeds a child friendly city.

3.3 The changes, which have been actively supported by partners in the Children and Families Trust Board and the Leeds Safeguarding Children Board, include a re-organisation of the service; a focus on 'doing the simple things better'; implementing restorative practices; having timely, quality conversations; and investment in workforce training and development. Children's Social Work has been a particular focus of this work with a conscious effort made to raise the profile of the service, strengthen practice, improve staff retention and reduce caseloads. The approach taken has been one of incremental change built on a strong, objective, evidence-based foundation, to ensure that improvements can be sustained and to create a more confident, secure and forward-thinking service.

3.4 The unannounced Ofsted inspection of services for children in need of help and protection, children looked after and care leavers; and the effectiveness of partnership working, including the Leeds Safeguarding Children Board, was therefore a key test of the progress that this work and investment has made. The inspection took place over four weeks and commenced on 20th January 2015 and concluded on 11th February 2015.

3.5 The outcome of the inspection is that Ofsted has rated services in Leeds as 'Good' overall. There are five key areas that contribute to this overall judgement and on four of these: children who need help and protection; children looked after and achieving permanence; adoption performance; and experience and progress of care leavers, Leeds is rated as 'good'. In the fifth area, 'leadership, management and governance' we are rated as 'outstanding'. Alongside this, the Leeds Safeguarding Children Board (LSCB) was also found to be 'good'.

3.6 In the inspection report Ofsted comment very positively on the Leeds journey of improvement, 'The local authority has taken a thoughtful and methodical approach to improvement and has followed the child's journey. Firm foundations underpin the effectiveness of services. Leeds has placed a considerable emphasis on

creating an environment where good quality social work can flourish.’ Over the course of the four weeks, the inspectors recognised the clear strategic direction being taken across the city, the partnership approach that underpins this and the centrality of children’s services to Leeds’ wider ambitions.

- 3.7 Ofsted has not identified any priority or immediate actions for Leeds to respond to; however, as is the case for all authorities inspected, Ofsted requires Leeds to state how identified areas for improvement will be addressed. The areas for improvement identified by Ofsted are in line with Leeds’ own awareness and our aspirations to take the service forward. The Leeds response to the areas for improvement is set out in the Main issues section of this report.

## **4 Main issues**

The areas for improvement are categorised into specific areas of work and each *area of improvement* is numbered as it appears in the [Ofsted report](#).

### **4.1 Assessment and Care Planning**

*(1) - Extend the reach of the outcomes-based accountability approach, so that outcomes are clearly identified in all children’s written plans to improve children’s and families’ lives and inform service development.*

*(4) - Ensure that assessments, plans and formal meetings consistently give attention to the individual characteristics of children and their families, for example, ethnicity, culture, faith, gender.*

*(10) - Improve the current care planning format to make it easier to understand the long-term goals for children and young people, and enhance their ability to understand what is happening to them.*

*(12) - Ensure that all post-adoption support plans are measurable and outcome based.*

*(14) – Improve Pathway Plans so that they contain the detail needed regarding specific targets and outcomes from young people.*

### **Progress**

- Cross-service working group is established and functioning well;
- Additional support received from expert external consultant (Mike Pinnock), leading researcher (Martin Calder) and wider professionals (e.g. Educational Psychologists);
- Initial work completed to look at research evidence, professional best practice;
- Subgroups established to review and update all key plans pro forma;
- Additional work streams are being established to look at culture change and training and development;

## **What we still need to do**

- Culture change and training programmes to begin from the Summer of 2016.
- Forms and processes to be redesigned from Autumn 2016, once update of Frameworki is complete

### **4.2 Understanding how to use Frameworki reports**

*(2) - Ensure that all frontline managers and staff fully understand the capability of the electronic recording system, in order that they can produce reports that help them to effectively understand their performance and further drive improvements in the quality of services offered to children and their families.*

#### **Progress**

Reporting and analysis to support management and improvement in front line practice continues to develop strongly. Key developments include:

- regular new team and worker level analysis available for all teams and managers;
- improved monthly care leaver and data quality reports;
- newly developed reports to support and inform better supervision by providing summary information on all current cases for worker and manager;
- skills and experience in use of performance information is being strengthened by ongoing training and in addition clear links and regular meetings between performance staff and front line teams;
- a pre-supervision report has been introduced that can be run by the worker or the team manager about the worker's caseload. There has been positive feedback about these reports and their effectiveness in helping workers to prepare for case supervision;

Frameworki development continues, led by a cross-service working group including front line managers and workers. The timescale for the main MOSAIC update has been amended pending completion of key statistical returns.

## **What we still need to do**

There is no additional activity required to meet this area for improvement.

### **4.3 Continuous Professional Development**

*(3) - Further embed the culture of continuous professional development by ensuring that managers agree challenging learning goals with social workers as part of the appraisal cycle, and reinforce this through regular, reflective supervision.*



## **Progress**

- A cross service working group developed a new Supervision policy, procedure and practice guidance plus a range of appendices (forms, templates, and tools to aid reflective supervision etc.).
- The new policy and all supporting documents are available on the online procedures.
- These have been introduced to different layers of social work management through a supervision training programme. This has included holding nine training events for front line practitioners and managers on the new policy.
- Supervision training is embedded in the Training and Development calendar for social workers and induction for new social workers.
- Making the most of supervision is embedded in the Assessed and Supported Year of Employment (ASYE - for newly qualified social workers) framework of Action Learning sets
- A second cross service working group has developed a new Interactive Learning Audit framework. This is predicated on the auditor and the worker sitting side by side to carry out the audit as part of the workers Continuous Professional Development offer.
- Learning from the audits informs supervision and appraisal goals and objectives.

## **What we still need to do**

- We have a specific training session for Children's Service Delivery Managers planned for September 2016 which will focus on supporting managers to improve reflective supervision and use supervision to improve performance.
- We referred back to the last Supervision Survey to ensure that the recommendations are being addressed, and this needs to be communicated to staff (you said, we did etc.);
- We now need to enable the new audit framework to be embedded into the social work service and carry out a review in six months' time and address any learning gained from the review.
- We are adapting the audit to be fit for purpose for other parts of Children's Social Work service including fostering, Duty and Advice and the Integrated Safeguarding Unit

### **4.4 Agency attendance at Child Protection meetings**

*(5) - Improve agency attendance at all initial child protection meetings to improve the identification of risk, and plans to ensure children's safety; in particular, that of police, general practitioners and mainstream midwifery services.*

## **Progress**

- We have introduced a new approach with the police which involves advice provided by the front door police officers in relation to whether police attendance at a future ICPC is required, and which officer should attend. This advice is referred to when ICPC invitations are sent out, and invitations are also much clearer about the purpose of the ICPC.
- Training for the police: In addition to the new approach, the Integrated Safeguarding Unit has provided three awareness raising sessions for the police, in relation to: the child protection process; the strengthening families model; the importance of quality reports; and the importance of the police contribution. This training will continue to be offered as a rolling programme for new officers as required.
- Quarterly meetings: The Service Delivery Manager Child Protection (ISU) has established quarterly meetings with the police to address any issues with the new approach, including raising any issues re: non-attendance when police have been invited.
- This approach has been very effective. In the third quarter of 2014-15, the police attended 52% (9) of 17 ICPCs they were required to attend (as per ACPO guidelines). In the first quarter of 2015-16 (following introduction of the new approach) this had increased to 97.1% (66) of 68 ICPCs they were required to attend (as per ACPO guidelines).

## **What we still need to do**

- It has been agreed through the LSCB Policies and Procedures sub-group that a similar approach is developed to improve attendance of health colleagues - especially GPs and midwifery.

### **4.5 Access to emotional support**

*(6) - Improve access and waiting times for CAMHS for children in need of help and protection.*

## **Progress**

- Leeds partners have developed a Local Transformation Plan (LTP) for children and young people's mental health and wellbeing, in line with national requirements.
- Significant additional funding has been made available to implement the plan, with co-commissioning from CCGs, the local authority and schools.
- A key priority for the LTP is to improve access to early support and services, and improving access for vulnerable groups – particularly children looked after and care leavers.

## **What we still need to do**

- The plan's implementation will be managed through a multi-agency board with strong links to both the Health and Wellbeing and Children and Families Trust Boards.

#### **4.6 Children Missing and Child Sexual Exploitation**

*(7) - Ensure that findings from return home interviews are collated and analysed at a strategic level in order to understand the reasons why young people go missing, and any emerging trends and themes that can inform future service planning.*

*(8) - Ensure that all foster carers have access to training in child sexual exploitation.*

#### **Progress**

- The capacity of the CSE team has been expanded to become the Risk and Vulnerabilities Team - to work with children and young people who are vulnerable to various risks has been expanded. Capacity has come from within the Child Protection team due to the reduction in numbers of children subject to a CPP. The team has coordinators who focus on the particular needs of those young people at risk of a range of risk factors such as CSE, Missing, Trafficking, Radicalisation and Harmful Sexual Behaviour;
- The LSCB CSE Sub-group has now also expanded to become the Risk and Vulnerabilities Sub-group;
- The Return Interview service has been brought in house with the Youth Offer providing this to those young people who have been missing, but are not open to CSWS. The next step is to expand this to include those open to CSWS. The intention is to improve the quality of the return interview and the information gained from analysis of them;
- Reports on the numbers of children who have been missing are provided to the monthly strategic Practice Improvement Meeting and to the Risk and Vulnerabilities Sub-group of the LSCB;
- Regarding CSE training for foster carers, a training needs analysis has been carried out and training commissioned from September 2016 which includes sessions aimed specifically at foster carers. There will be three sessions targeted for foster carers between September 2016 and April 2017, with the flexibility to add further sessions if required. The new sessions will be targeted at level four carers who care for young people with the most complex needs.

#### **What we still need to do**

- We need to further develop the reports we have on children who have been missing to include analysis of return interviews;
- We will monitor take-up of the training by foster carers; this is taking place for the courses that are already available through the Performance and Learning

System (PALS) and will be extended for the specific sessions from September 2016 onwards.

#### **4.7 Looked after children Education**

*(9) - Ensure that schools are held to account for their use of the pupil premium in optimising the attainment of children looked after.*

*(11) - Improve Personal Education Plans, ensuring that they contain SMART targets which can be used to drive sustained improvement in pupils' performance.*

#### **Progress**

- Pupil Premium - an online portal has now been introduced to gather and analyse information from schools on the use of Pupil Premium. Three collections of data from schools have taken place. During the next collection of data (summer term), schools will be reminded that Pupil Premium Plus will only be allocated on return of their students' progress information.
- The Virtual School is re-working the PEP documentation, and in training with social workers, IROs and foster carers have advised that the key question for Pupil Premium Plus is 'what difference is it making' not 'what is it being spent on'; conversations should focus on learning outcomes rather than auditing finances.
- The Virtual School is using information from Pupil Premium Plus reviews alongside a national self-evaluation framework to develop a reviewing process for schools as part of their support and challenge role. The Virtual School have also intervened directly in a number of cases where social workers/ carers have raised concerns about how schools have made use of their Pupil Premium Plus funding.
- In September, the Virtual School Head Teacher wrote to all independent and fee-paying schools to advise them they would no longer automatically receive termly Pupil Premium Plus funding, but could apply if they felt it would contribute to a child's progress. No applications have been received, which has enabled us to release that funding for children with more complex needs in Leeds schools, e.g. for therapeutic play sessions.
- PEP Workflow and format - the workflow in Frameworki has been revised so that it is mandatory for the first PEP and first review to be quality assured by the Virtual School team. The team also use a 'top 100' methodology to identify those children who do least well in their learning, and review their PEPs, giving advice on quality in a new QA workflow to ensure that PEPs are contributing to pupil progress and attainment.
- PEP Training - the Virtual School training programme for the academic year has been planned and is currently being uploaded to the Leeds for Learning and PALs platforms to enable schools and LCC staff to register.

#### **What we still need to do**

- Ensure Designated Teachers have the skills and seniority in school to decide how Pupil Premium Plus is spent.

## 4.8 Adoption

*(13) - Ensure that 'later in life' letters are personal, and that the language used is easily understood.*

### Progress

- Guidance has been developed about how to make later in life letters personal to the child and about how to draft a quality letter. Best practice has informed the procedures.
- 'Difficult stories' guidance has also been produced looking at story subject matter such as neglect, DV, substance misuse, learning disability, adoption etc. and these difficult stories have each section drafted in language that is easily understood by children.

### What we still need to do

- Include the guidance in the next refresh of the online procedures manual in December 2016.

## 4.9 Care leavers

*(15) - Ensure that all young people have information in relation to their health history and about their entitlements.*

### Progress

- The Care Leaver Health Summary (CLHS) was developed with care leavers through the Care Leaver Council, and the New Belongings MALAP sub-group. Two CLA Specialist Nurses worked with care leavers to obtain their views on what should be included in a health summary, and the format in which it should be delivered. Care leavers told us that they would prefer a letter summarising their healthcare, rather than an App.
- The CLHS is shared with young people as their review Health Needs Assessment is completed at 16 years; this means that between the ages of 16 and 18 we can revisit the summary with young people, seek out any further personal or family health history they may want or need, and help them to think about any implications for their health and wellbeing as they enter adulthood.
- Care leaver entitlements are now available on the Youth Information Hub Care leaver entitlement web page.

### What we still need to do

The next step is to establish a Facebook page for care leavers and to use this to publicise the entitlements (amongst many other messages).

## **5 Corporate Considerations**

### **5.1 Consultation and Engagement**

- 5.1.1 The Executive Member for Children's Services was consulted on this report on Wednesday 6<sup>th</sup> July 2016.
- 5.1.2 The development of this report has benefited from staff involvement and Leeds Safeguarding Children Board and partner engagement in providing information for updates on the areas for improvement. Progress has and will continue to be reported to the Leeds Safeguarding Children Board and the Children and Families Trust Board.

### **5.2 Equality and Diversity / Cohesion and Integration**

- 5.2.1 Equality and diversity will be supported and promoted through the work to improve care planning, by ensuring that work with the child and family fully considers the child and families' characteristics, e.g. gender, sexuality, ethnicity.

### **5.3 Council policies and the Best Council Plan**

- 5.3.1 By making good progress and addressing the Ofsted areas for improvement, we are contributing to making Leeds a child friendly city.

### **5.4 Resources and value for money**

- 5.4.1 n/a

### **5.5 Legal Implications, Access to Information and Call In**

- 5.5.1 n/a

### **5.6 Risk Management**

- 5.6.1 The risks involved would be concerned with non-progress against the Ofsted areas for improvement which would impact on Leeds' ambition and progress to become the best city in the UK for children, a child friendly city. However, this risk is not realised due to the progress made to date.

## **6 Conclusions**

- 6.1 Throughout the report, Children's Services have demonstrated the extensive progress made in addressing each of the Ofsted areas for improvement. Where there is still work to do, this is planned for and in progress.

## **7 Recommendations**

Scrutiny Board are asked to note the progress made on the Ofsted areas for improvement.

## **8 Background documents<sup>1</sup>**

- 8.1 None

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<sup>1</sup> The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

## Report of Director of Children's Services

### Report to Scrutiny Board (Children's Services)

**Date: 21 July 2016**

**Subject: The implications of academies for the Leeds Children's Services and education in general.**



Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

### Summary of main issues

1. Over the last few years the Scrutiny Board has received a number of reports that advised on government policy and provided updates on the number of schools in Leeds that had converted to academy status. The past papers have covered the freedoms that academies have, their regulatory process, and the impact on attainment.
2. Recently the government strengthened its stance on academisation with the publication of the white paper Educational Excellence Everywhere on 17<sup>th</sup> March 2016. Central to the government's vision is the expectation that all schools will become an academy and that local authorities will have to stop delivering services to schools and simply champion the rights of parents and communities.
3. Whilst the white paper is not law, it has heightened awareness of the drive to academise all schools and created a financial and political climate nationally that favours conversion.
4. Leeds schools are not, as yet, looking to convert to academies in large numbers, but many are discussing the options and are looking to the local authority to support them within a Leeds learning community.
5. Leeds City Council continues to neither encourage nor discourage a school's move to academy status. It does expect that any change in status is seen as a move to enhance the teaching and learning experience for children and improve

attainment. We would aim to ensure that governing bodies have all the facts and information to make an informed choice whilst looking carefully at the alternatives as well as the potential benefits and pitfalls of such a decision. Leeds will continue to work with any school that becomes an academy in order to maintain a strong link with their own community and the city wide learning community.

6. This report covers the place academies have in education, the role of the local authority and the financial implications of academisation as well as providing an update on the number of academies within Leeds.

### **Recommendations**

1. The Scrutiny Board are recommended to note the contents of this report and make comments.



## 1 Purpose of this report

- 1.1 The purpose of this report is to provide information on the place academies have in education, the role of the local authority, the financial implications of academisation and the number of academies within Leeds.

## 2 Background information

- 2.1 All children in England between the ages of 5 and 16 are entitled to a free place at a state school. Most state schools have to follow the national curriculum and the most common ones are:

**Community schools** which are run by the local authority employ school staff, owns the land and buildings, and sets the entrance criteria.

**Foundation and Trust schools** are run by a governing body which employs the staff and sets the entrance criteria. Land and buildings are owned either by the governing body or by a charitable foundation. Trust schools are similar, but are run together with an outside body – usually a business or charity – which has formed an educational trust.

**Voluntary-aided schools** are religious or faith schools. The governing body employs the staff and sets the entrance criteria. School buildings and land are usually owned by a charity, often the church.

**Voluntary-controlled schools** are a cross between community and voluntary-aided schools. The local authority employs the staff and sets the entrance criteria, like a community school, but the school land and buildings are owned by a charity, often the church, which also appoints some members of the governing body.

**An academy** is a state funded independent school. Academies don't have to follow the national curriculum and can set their own term times. They still have to follow the same rules on admissions, special educational needs and exclusions as other state schools. Academies are funded direct from the government, not the local council and they're run by an academy trust which employs the staff. Academies can be single schools, or they can be part of a **multi-academy trust** (MAT) where a single **trust** is responsible for a number of academies. The MAT consists of the members and the trustees.

**Free schools** are also academies, funded directly by central government. They are run on a not-for-profit basis, and can be set up by groups like: charities, universities, independent schools, community and faith groups, teachers, parents or businesses.

There are two types of academy:

- (1) Converter academies are higher attaining schools that have chosen to convert to academy status.
- (2) Sponsored academies are usually set up to replace "under-performing schools".

**Appendix 1** presents information on both academy types in Leeds.

- 2.2 In July 2010, the Government introduced legislation (The Academies Act 2010) to make it possible for all schools to become academies, including primary and special schools. This legislation was subsequently amended by the Education Act 2011.
- 2.3 The white paper 'Educational Excellence Everywhere' sets out the government's plans for education for the next five years and indicates the government's intention that all state schools become academies. As more schools convert to academies, the government would expect a Council's responsibility for running schools to shrink and ultimately cease with a consequential impact on a range of support services to schools. Whilst the role of local authorities will change, they will still retain responsibility for educational duties in three core areas:
- Ensuring every child has a school place
  - Ensuring the needs of vulnerable pupils are met
  - Acting as champions for all parents and families
- 2.4 Wider implications for local authorities within the white paper include a potential loss of assets through the proposal that when a local authority's community schools convert to academy status, land held by the authority for those schools would transfer to the Secretary of State.
- 2.5 The government's policy direction has prompted some councils to consider setting up not-for-profit companies, derived from their existing support service arrangements to schools in order for them to become independent. The local authority, however, would only have a 20% stake in this new company and schools could join as partners.
- 2.6 There has been mounting criticism of the government's plans to 'force' all schools, regardless of their performance, to become academies. As a result, the government has decided that whilst they are still determined to see all schools become academies, it's not necessary to draft legislation to bring about blanket conversion of all schools to achieve this goal.
- 2.7 The government will revert to focussing their efforts on those schools most at risk of failing pupils whilst encouraging good and outstanding schools to "seize the opportunities" of conversion and to take the lead in supporting other schools as part of multi-academy trusts.
- 2.8 In addition, the government will bring forward legislation which will trigger conversion of all schools within a local authority in 2 specific circumstances:
- first, where the government considers that the local authority can no longer viably support its remaining schools because a critical mass of schools in that area has converted. Under this mechanism a local authority would also be able to request the Department for Education converts all of its remaining schools

- secondly, where the local authority consistently fails to meet a minimum performance threshold across its schools, demonstrating an inability to bring about meaningful school improvement, although the threshold is yet to be defined.

2.9 Since the last report in October 2013, the number of academies in Leeds has increased from 29 to 45.

## 2.10 **Summary of primary provision in Leeds**

There are 25 primary academies in Leeds, equating to 11% of all primary schools. Since the last report there have been 12 conversions, of which six were converter academies and seven were sponsored academies.

There have been 5 primary converter academies since the last update to scrutiny: St. Chad's CE Primary (Abbey Multi-Academy Trust), Morley Newlands Primary (Gorse), Westerton Primary (Leodis Academies Trust), East Ardsley Primary (Leodis Academies Trust) and Hill Top Primary (Leodis Academies Trust).

There have been 7 primary sponsored academies since the last update to scrutiny: Rothwell CE Primary (LEAF) Ryecroft Primary (Gorse), Nightingale Primary Academy (new school - The Co-operative Group), Holy Name RC Primary (The Bishop Wheeler Academy Trust), Victoria Primary (Wellspring Academy Trust), Hillcrest Primary (Gorse) and Ebor Gardens Primary (Wellspring)

There are five primary converter conversions in process, all joining The Brigshaw Learning Partnership: Allerton Bywater Primary, Swillington Primary, Kippax Ash Tree Primary, Kippax North Junior & Infant and Kippax Greenfield Primary.

There is one sponsored primary conversion, Christ the King RC Primary School but the sponsor is yet to be confirmed.

## 2.11 **Summary of secondary provision in Leeds**

There are 20 secondary academies, equating to 50% of all secondary schools. Since the last report there have been 4 conversions, of which one was a converter academy and three were sponsored academies.

There has been 1 secondary converter academy since the last update: Cockburn School

There have been 3 secondary sponsored academies since the last update: John Smeaton Community High School (United Learning Trust), City of Leeds School (White Rose Academies Trust) and Bruntcliffe School (Gorse).

There is one secondary conversion in progress: Brigshaw School (The Brigshaw Learning Partnership) and there are two secondary sponsored conversions in process: Elmete Wood BESD (Wellspring Academy Trust) and Royds School (Interserve Academies Trust).

### 3 Main issues

#### Financial implications of the government's agenda for academisation

#### 3.1 Introduction of a National Funding Formula (NFF) for schools

Consultation on the introduction of a new National Funding Formula (NFF) for schools was launched in March 2016 and reinforces the government's direction of travel in terms of significantly reducing the role of local authorities in running and supporting schools. The consultation also gives an indication of the scale of reduction in Education Services Grant (ESG) Councils will face in 2017/18 and beyond – which for Leeds is expected to be £4.2M for 2017/18 (equivalent to a 49% reduction on the 16/17 grant allocation of £8.5M), with a further reduction of at least £2.4M expected in 2018/19.

#### 3.2 Dedicated Schools Grant (DSG)

All schools, including academies, are funded from the Dedicated Schools Grant (DSG). Academies are funded through the same funding formula as maintained schools for pupils aged between Reception and Year 11 and their share of DSG is deducted from the Council's share of DSG before it is received.

3.2.1 The current DSG figure for Leeds academies is approximately **£139M** and for Leeds Maintained schools **£316M**. If all Leeds schools become academies then this would also transfer to academies.

3.2.2 DSG also funds education provision for pupils aged 0-5yrs for the free early education entitlement (via the Early Years Block) and funds education provision for pupils who have special educational needs or require alternative provision (through the High Needs Block). These services remain the responsibility of the Council no matter how many schools become academies and the regulations stipulate that academies should be treated no differently to maintained schools when spending decisions are made.

#### 3.3 Education Services Grant (ESG)

The Council has to provide some statutory education services to all schools, including academies, and this is funded from the **Education Services Grant (ESG) Retained Duties Rate**. The ESG Retained Duties Rate is calculated at £15 per pupil and covers a range of service obligations such as:

- strategic planning for the education service
- preparing revenue budgets for inclusion with the Council's Statement of Accounts
- conducting an external audit of grant claims and other returns pertaining to education
- working with schools & academies to investigate what actions are needed to ensure their pupils are safeguarded

- making arrangements to identify children not receiving education and taking appropriate remedial action
- 3.3.1 The ESG also funds some services that are exclusively provided for maintained schools. This means that when a school converts to academy status the Council's ESG is reduced and passed on to the academy. This funding is known as **ESG general funding** and is currently calculated on the basis of £77 per pupil. Consequently, if a school with 1,000 pupils converts to an academy, then the Council loses £77K of ESG.
- 3.3.2 A list of ESG general and retained statutory duties is available in **appendix 2**
- 3.3.3 ESG General funding is intended to cover a range of services including:
  - School Improvement – actions to support the improvement of standards within maintained schools
  - Human Resources – including the conducting of suitability checks of employees or potential employees, new appointments and terminations of employment
  - Finance – including monitoring each school governing body's arrangements for budget management
  - Health & Safety - ensuring compliance with Health & Safety at work legislation.
  - Religious Education – setting up a standing Advisory Council on Religious Education (SACRE)
  - Payroll – payment of teachers' and employer's pension contributions to the appropriate bodies
  - Asset Management – ensuring that school buildings have appropriate facilities for pupils and staff, safe escape routes, adequate water supplies, drainage etc.
- 3.3.4 Some services (e.g. School Improvement) may continue to trade with academies and so where this happens, the Council receive income from the academy rather than from ESG. Based on the current estimated number of pupils in academies, the ESG funding that has transferred to academies so far in Leeds amounts to approximately **£2.5M** per annum.
- 3.3.5 Over the last 4 years the retained duties rate of ESG has remained unchanged at £15 per pupil whilst in contrast, the general funding rate for pupils within mainstream schools and academies has fallen by almost 34% (from £116 per pupil in 2013/14 to £77 per pupil in 2016/17). Based on current pupil numbers, this equates to a reduction in general ESG funding of approximately £3.3M per annum from the 2013/14 baseline.
- 3.3.6 Consultation on the introduction of a new National Funding Formula (NFF) for schools was launched in March 2016 and re-inforced the government's direction of travel in terms of significantly reducing the role of local authorities in running and supporting schools. The consultation gave an indication of the scale of reduction in ESG that Council's will face in 2017/18 and beyond.

3.3.7 Based on the government's plans to pay a reduced rate general rate of ESG from April '17 before ceasing ESG general funding completely from September '17, it is estimated that Leeds faces a reduction in ESG of approximately £4.2M in 2017/18, with a further £2.4M reduction expected in 2018/19.

3.3.8 At this stage it is not known whether the government's decision to allow good/outstanding schools to retain their maintained status will mean ESG funding has a future beyond September 2017.

### 3.4 De-delegation of DSG Funding

Leeds' Schools Forum has the discretion to de-delegate DSG funding (annually) from LEA maintained schools for a range of functions and these schools are canvassed for their opinions. For 2016/17 the amount of DSG de-delegated from schools totals £4.9M as follows:

• Maternity & Other Cover	£1.9M
• School Contingency	£1.0M
• Support to underperforming ethnic minority groups	£0.5M
• Trade Union Duties	£0.5M
• School Library & Museums service	£0.6M
• Free School Meals Eligibility	£0.2M
• Other	£0.2M

3.4.1 When the National Funding Formula comes into being, the local authority will lose the ability to de-delegate these funds and will no longer be able to provide these services to schools.

3.4.2 It is anticipated that Schools Forum will continue to have the discretion to de-delegate funding until the new National Funding Formula for schools is fully implemented from 2019/20.

### 3.5 Top-Slicing of DSG for 'Historic Commitments'

The DfE allow local authorities to top-slice and retain an element of DSG centrally in order to fund a range of historic commitments. For Leeds this top-slice currently amounts to £8.5M and is committed to the following areas:

• Cluster Arrangements	£5.2M
• Admissions	£1.1M
• Equal Pay (Historic Claims)	£1.0M
• Prudential Borrowing	£0.5M
• DfE Central Licences	£0.5M
• Other	£0.2M

3.5.1 Within the 'Other' services funded via top-sliced DSG, we have 3 relatively small services, including Headteacher Support 1 post, 2 people), School Support Staff Training (1 post) and a Carbon Reduction Service – all 3 services amounting to approximately £50K each.

3.5.2 As part of the new NFF arrangements, the DfE are currently considering which commitments they will recognise in the future and which they will not. Those commitments which the DfE do recognise and agree to fund in future will be included within a new Central DSG block with effect from 2017/18. Those commitments that the DfE do not recognise will need to either trade with schools and/or find alternative sources of funding or face the prospect of being reduced (or ceased).

3.5.3 The DfE have already notified the Council that the £5.2M of DSG top-sliced funding for clusters will be transferred into delegated school budgets from April 2017 and at this point, schools will have the option of continuing to utilise this delegated funding to sustain the cluster arrangements.

### **3.6 Leeds Children's Services Conversion Costs**

When a maintained school converts to academy status, a number of legal documents are put in place which formally detail the transfer of land, property, assets and staff, and the corresponding liabilities and obligations that will exist between Leeds City Council and the sponsor / academy. There are 2 main documents that are required for all conversions: a 125-Year lease and a Commercial Transfer Agreement (CTA).

3.6.1 Under the Academies Act 2010, Leeds City Council is statutorily required to grant a 125-year lease to each academy sponsor at nil cost. In the case of PFI schools, the academy only becomes liable for repair, maintenance and insurance of the buildings once the PFI contract expires.

3.6.2 Each academy conversion has its own set of land and asset issues to be considered during conversion. Whilst there is a Department for Education model template lease, each lease needs to be reworked and negotiated to take into account site specific issues.

3.6.3 In the case of faith based schools, most of the land and property should have already transferred freehold to the relevant faith body (e.g. Diocese) under the School Standards and Framework Act and a lease is therefore not required, however there are a number of school sites across the Leeds Estate whereby these transfers are still being agreed.

3.6.4 The purpose of the Commercial Transfer Agreement is to legally document the transfer of staff, assets and contracts from LCC and the School Governing Body to the Academy Trust. Under the Academy legislation, all staff employed at the school will transfer from Leeds City Council to the Academy under the Transfer of Undertakings (Protection of Employment) Regulations 2006 (TUPE). The CTA provides for apportionments of payment of salaries, pension contributions, etc. and indemnities from both parties in relation to employment matters, although it should be noted that in the case of Foundation/Trust school, the staff will be employed by the Governing Body rather than LCC, and the CTA will reflect this position. It also details the transfer of liabilities for contracts that the Governing Body have entered into and also the funds in any applicable bank accounts.

- 3.6.5 In Leeds there are 13 primary schools, 8 secondary schools, and 8 academies that were designed, built and funded under the Private Finance Initiative (PFI) and are subsequently operated and maintained by the Private Sector for a period of at least 25 years. Leeds City Council continues to manage the PFI contracts irrespective of the school's status. An Academy Trust is required to pay a fee to LCC for this service, typically £5k for a primary and £10k for a secondary school.
- 3.6.6 The level of legal costs incurred by Leeds Children's Services in relation to the drafting of leases for each particular conversion is determined by the complexity of the site issues and the subsequent extent of legal work required to resolve these complexities and issues.
- 3.6.7 To date, the academy conversion costs for the 45 converted academies and the 9 currently in progress, have totalled over £1m. Leeds Children's Services receive no funding from the Department for Education nor historically from the Academy Trust to cover these costs.
- 3.6.8 The major factor within the conversion costs is the PFI dimension, as on top of the costs for Legal Services and City Development, there are also costs incurred through Public Private Partnership and Procurement Unit (PPPPU) for negotiating the PFI transfer documents. In addition, PFI Funder's Advisors costs arise. In effect, this means that PFI conversions are at least five times more expensive than non-PFI conversions.
- 3.6.9 Most Local Authorities are now starting to recharge the legal costs they incur in facilitating conversions where schools elect to convert. LCC has been in discussions with the DfE for a number of years regarding a recharging policy and in November 2015, a consensus was reached between both parties, although it must be stressed that whilst the DfE are aware of and acknowledge this position, they do not officially support or accept the position.
- 3.6.10 The schedule of charges to schools opting to convert to Academy status (please note that this does not apply to sponsored conversions), are as follows:

3.6.11 **NON-PFI SCHOOLS**

Fee Proposal:

- Community Primary – Flat fee of £4,500
- Community Secondary – Flat fee of £7,000
- Foundation Schools (Primary and Secondary) – Negotiable fee (£1,500 to £2,500) to reflect the reduced legal workload required.

3.6.12 **PFI SCHOOLS**

Fee Proposal:

- First school conversion within a multi-school PFI contract – Capped fee of £20,000 for internal legal fees plus full reimbursement of actual external third party costs (PFI funder/consortium/legal fees).



- Future PFI Primary & Secondary – Capped fee of £15,000 plus full reimbursement of actual external third party costs (PFI funder/consortium/legal fees).

3.6.13 Based on the typical cost of conversion for different categories of school, it is estimated that the total cost of conversion for the remaining 200+ LEA maintained schools would be approx. **£4M**.

#### 3.6.14 **Treatment of School Deficits/Surpluses on Conversion**

Where a school chooses to convert to an academy the council is required to transfer school surpluses or deficits over to the successor Academy Trust.

Where a school is forced down the academy route, however, and joins the Academy trust of an external sponsor, any school deficit remains with the Council to be funded from base budget.

### 3.7 **Traded Services**

The 0-19 learning improvement traded service responds to the ambitious city-wide commitment through the Children and Young People's Plan to accelerate improvements in learning outcomes for all children and young people in Leeds. It is strategic and proactive in increasing the number of schools judged by Ofsted to be good or outstanding, reducing the number of schools below DfE floor targets and aims to raise standards at all key stages by increasing rates of progression, particularly in English and mathematics, and closing the attainment gap for vulnerable groups.

In the new educational climate, especially with the academy programme, schools have greater autonomy, however, to improve outcomes the traded service talks with schools, recognises and acts in response to need. The aim is to build on the strong culture of school to school collaboration across the city. It is designed, therefore, to stimulate professional growth and ensure future leadership sustainability through principles of partnership, area-based networking and capacity building within and across Leeds schools.

#### 3.7.1 **Children's Services Trading Arrangements with Schools and Academies**

In 2015/16 Children's Services generated income from schools & academies of £4.4M across 16 services, of which only 2 services, namely Governors Support and Deaf Start, may be deemed to be 'fully charged' (i.e. funded wholly from traded income)

### 3.8 **The Government's Vision for the Role of the Local Authority in the Future**

The government envisage that local authorities' involvement with schools will continue to shrink, and as a result there will a significant impact on a range of support services to schools:

*“instead of running schools or school improvement, local authorities will focus on delivering their core functions, working as partners*

*with the schools system of the future and as champions for parents and the local community.”*

### **3.8.1 Identified Risks/Opportunities**

In the move towards the new school-led system the White Paper re defines the role of local authorities. This will see the relationship between local authorities and schools being defined by three core duties:

- ensuring that every child has a school place
- ensuring the needs of vulnerable pupils are met
- acting as champions for all parents and families

Steps have already been taken in Leeds towards reshaping the work of Learning Services and Universal Skills to focus on developing a more sector lead approach to school improvement. The Leeds Learning Partnership links the strength of the 0-19 School Improvement Team with the best practitioners within schools, delivering quality ‘Continued Professional Development’ (CPD) across the city. There are strong links with the Teaching Schools in Leeds, who join with Senior School Improvement Advisors to create a Collaboration of Leeds Teaching Schools (COLTS). We maintain close links with the majority of Multi Academy Trusts across the city and all partners were involved in developing the ‘Best City for Learning’ strategy which actively encourages schools to work together in Learning Alliances; focussing on a teaching and learning agenda.

Leeds still has a strong Traded Service within the 0-19 improvement team and still has quality advisory teachers that work directly with schools, or increasingly Learning Alliances, to challenge and support.

### **3.8.2 Implications**

If the school-led system continues to evolve with the move towards a fully academised system, Leeds will need to ensure that it has further developed its relationships with schools to reflect the changing respective roles and responsibilities of the Regional Schools Commissioner (RSC), Academies and the Local Authority. The White Paper proposes a new school system which will be no longer be defined by historical geographical boundaries and in order to ensure that the children of Leeds continue to achieve the best possible experience of education it will be important to work proactively with both multi-academy trusts and sponsors to ensure that the local authority is able to be an effective champion for all children, parents and families.

A summary of the white paper, ‘Educational Excellence Everywhere’ is available in **appendix 3**.

### **3.9 The authority's power to intervene**

- 3.9.1 The local authority has little power to intervene in academies. If Leeds has concerns about safeguarding, the delivery of special educational needs or attendance then we can directly approach the school. Academies cannot flout rules on fair access for looked after children or discriminate against pupils or families.
- 3.9.2 If Leeds has concerns about an academy it must report these to the Regional School Commissioner or to Ofsted as they hold the accountability for academies and free schools.

## **4.0 Corporate Considerations**

### **4.1 Consultation and Engagement**

- 4.1.1 This is an information report and as such does not need to be consulted on with the public.
- 4.1.2 Further collaboration is required across Children and Young People's Services, Corporate Governance, Resources and City Planning to establish a greater understanding of the implications of structural change of Leeds schools.

### **4.2 Equality and Diversity / Cohesion and Integration**

- 4.2.1 This is an information report, rather than a decision report and so due regard is not relevant.
- 4.2.2 The issue of how to ensure that all children receive equal opportunities of the same highest standards of provision across all Leeds schools needs to be further addressed.

### **4.3 Council policies and Best Council Plan**

- 4.3.1 As mentioned above, through the vision for Leeds to become the best UK city and within this, the best city for children and young people to grow up in, we have outlined an ambition to become a child friendly city. This is one of the key objectives of the council plan. Realising this ambition requires a co-ordinated partnership approach across the city where all organisations, including schools that are working with and for children and young people contribute to each other's efforts and successes. As such, academies are an important part of our city-wide approach and it is crucial that, in line with the model outlined in this report, they both support and complement other local services that work with children and families, as well as being able to benefit from those services.

### **4.4 Resources and value for money**

- 4.4.1 This report covers issues on resources and value for money such as; the National Funding Formula, service/officer costs, recovery costs of past conversions, new trading implications, and land transfer (assets maintenance).

## **4.5 Legal Implications, Access to Information and Call In**

This report is an information update providing Scrutiny with a summary of the implications of academisation and as such is not subject to call in. Information on the legal issues around conversion including land transfer are discussed in section 3.6.

## **4.6 Risk Management**

- 4.6.1 Risks may arise from a number of causes for example; land transfer issues, PFI indemnities, checking maintenance of leased buildings, communications on safeguarding information, exclusions, admissions, SEN duties and equal opportunities.
- 4.6.2 Identified risks and opportunities regarding the government's vision and the role of local authorities are discussed in section 3.8.1.

## **5 Conclusions**

- 5.1 Although the government has revoked its decision on forced academisation, academies are still likely to have a strong role in the future educational landscape. Although not law, the white paper 'Educational Excellence Everywhere' provides an insight into the government's vision for academies and the role of the local authority.
- 5.2 It will be necessary to keep abreast of the government's proposals in relation to funding for Education and Schools and the academisation agenda as the government has still to finalise their position and clarify the role of LEA's in the provision of education support services in future.
- 5.3 The Council needs to produce a balanced medium term financial strategy which addresses the general reduction in our local government finance settlement as well as specific grant reductions and the introduction of National Funding Formula for schools. Further work is needed to identify how much additional income may be generated from increased trading with schools and academies as well as quantifying the level of efficiencies which can be made whilst maintaining the standards of core services.

## **6 Recommendations**

- 6.1 The Scrutiny Board are recommended to note the contents of this report and make comments.

## **7 Background documents<sup>1</sup>**

- 7.1 None

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<sup>1</sup> The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.



## Appendix 1 - OVERVIEW OF ACADEMY CONVERSIONS - as at 21/06/16

OVERVIEW OF ACADEMY CONVERSIONS - as at 21/06/16				
School	Primary/ Secondary	Conversion Date	Name of Sponsor (or Multi-Academy Trust if Converter)	Ward
<b>CONVERTER</b>				
Abbey Grange CE	Secondary	August 2011	Abbey Grange C of E Academy Trust	Kirkstall
Crawshaw School	Secondary	July 2012	Crawshaw Academy Trust	Pudsey
Garforth Academy	Secondary	November 2010	School Partnership Trust (SPT)	Garforth and Swillington
Horsforth School	Secondary	January 2012	Horsforth School	Horsforth
Morley Academy (The)	Secondary	January 2011	The GORSE Academies trust	Morley South
Prince Henry's Grammar School Specialist Language College	Secondary	December 2011	Otley Prince Henry's Academy Trust	Otley and Yeadon
Rodillian School	Secondary	July 2012	The Rodillian Academy	Ardsley and Robin Hood
St Mary's Catholic High School	Secondary	1 March 2013	The Bishop Wheeler Academy Trust	Guiseley and Rawdon
Woodkirk Academy	Secondary	September 2011	Woodkirk Academy Trust	Morley South
Garforth Green Lane Primary School	Primary	November 2010	School Partnership Trust (SPT)	Garforth and Swillington
Manston St James Church of England Primary School	Primary	September 2012	LEAF Academy Trust	Cross Gates and Whinmoor
SS St Peter and Paul Catholic Primary School Yeadon	Primary	1 April 2013	The Bishop Wheeler Academy Trust	Guiseley and Rawdon
St Benedict's Catholic Primary School	Primary	November 2012	The Bishop Konstant Catholic Academy Trust	Garforth and Swillington
St Joseph's Catholic Primary School Otley	Primary	1 March 2013	The Bishop Wheeler Academy Trust	Otley and Yeadon
St Joseph's Catholic Primary School Pudsey	Primary	1 March 2013	The Bishop Wheeler Academy Trust	Pudsey
St Mary's Catholic Primary School Horsforth	Primary	1 March 2013	The Bishop Wheeler Academy Trust	Horsforth
St. Chad's C of E Primary School	Primary	1 November 2014	Abbey Multi Academy Trust	Weetwood
Morley Newlands Primary School	Primary	1 March 2015	The GORSE Academies Trust	Morley South
Cockburn School	Secondary	1st February 2016	The Cockburn Multi-Academy Trust	
Westerton Primary School	Primary	1st March 2016	Leeds Academies Trust (Formerly Woodkirk AT)	Morley South
East Ardsley Primary School	Primary	1st June 2016	Leeds Academies Trust (Formerly Woodkirk AT)	Ardsley & Robin Hood
Hill Top Primary School	Primary	1st June 2016	Leeds Academies Trust (Formerly Woodkirk AT)	Ardsley & Robin Hood
<b>IN PROGRESS</b>				
Brigshaw School	Secondary	1st September 2016	The Brigshaw Learning Partnership	
Allerton Bywater Primary School	Primary	1st September 2016	The Brigshaw Learning Partnership	
Swillington Primary School	Primary	1st September 2016	The Brigshaw Learning Partnership	
Kippax Ash Tree Primary School	Primary	1st September 2016	The Brigshaw Learning Partnership	
Kippax North Junior and Infant School	Primary	1st September 2016	The Brigshaw Learning Partnership	
Kippax Greenfield Primary School	Primary	1st September 2016	The Brigshaw Learning Partnership	
<b>SPONSORED</b>				
Co-Operative Academy (The) (formerly Primrose High School)	Secondary	September 2012	The Co-operative Academies Trust	Burmantofts and Richmond Hill
David Young Community Academy	Secondary	2006	LEAF Academy Trust	Killingbeck and Seacroft
E-ACT Leeds East Academy (Formerly Parkland Girls High)	Secondary	September 2011	White Rose Academies Trust	Killingbeck and Seacroft
Farnley Academy (The)	Secondary	February 2012	The GORSE Academies Trust	Farnley and Wortley
John Smeaton Community College	Secondary	1 January 2014	United Learning Trust	Cross Gates and Whinmoor
Leeds West Academy	Secondary	2009	White Rose Academies Trust	Bramley and Stanningley
South Leeds Academy	Secondary	2009	School Partnership Trust (SPT)	Middleton Park
Swallow Hill Community College	Secondary	1 July 2013	Academies Enterprise Trust (AET)	Farnley and Wortley
Brownhill Primary School	Primary	December 2012	The Co-operative Academies Trust	Burmantofts and Richmond Hill
Cottingley Primary Academy	Primary	December 2012	Academies Enterprise Trust (AET)	Beeston and Holbeck
Hillcrest Primary School	Primary	1 January 2014	The GORSE Academies Trust	Chapel Allerton
East Garforth Primary School	Primary	1 September 2013	School Partnership Trust Academies	Garforth and Swillington
Oakwood Primary School	Primary	1 September 2013	The Co-operative Academies Trust	Gipton and Harehills
Park View Academy	Primary	September 2012	School Partnership Trust Academies	City and Hunslet
Woodlands Primary School	Primary	December 2012	The Co-operative Academies Trust	Gipton and Harehills
Rothwell Church of England Voluntary Controlled Primary School	Primary	1 March 2014	LEAF Academy Trust	Rothwell
Ryecroft Primary	Primary	1 May 2014	The GORSE Academies Trust	Farnley and Wortley
City of Leeds School	Secondary	1 August 2014	White Rose Academies Trust	Hyde Park and Woodhouse
Nightingale Primary Academy	Primary	1 September 2014	The Co-operative Academy Trust	Gipton & Harehills
Holy Name RC Primary School	Primary	1 August 2015	The Bishop Wheeler Academy Trust	
Bruntcliffe School	Secondary	1 September 2015	The GORSE Academies Trust	
Victoria Primary School	Primary	1 November 2015	Wellspring Academy Trust	
Ebor Gardens Primary School	Primary	1st April 2016	Wellspring Academy Trust	
<b>IN PROGRESS</b>				
Royds School	Secondary	1st September 2016	Interserve / Red Kite	
Elmete Wood BESD	Secondary	1st September 2016	Wellspring Academy Trust	
Christ the King RC Primary School	Secondary	TBC	DfE to confirm Sponsor	
		1 September 2014	NOTE: Leeds East and Leeds West Academies were transferred from E-ACT to White Rose Academies Trust on 1st September 2014	

## Appendix 2

### **EDUCATION SERVICES GRANT – GENERAL AND RETAINED STATUTORY DUTIES**

#### **1. Retained Duties remaining with the Local Authority to schools and academies (set at £15 per pupil) for which a charge to the school setting cannot be made**

##### **Education welfare services**

- Prosecutions for non-attendance
- Tracking children missing from education
- Other statutory duties – for example, child employment

##### **Asset management**

- Strategic capital programme planning
- Management of BSF schemes and PFI contracts
- Functions in relation to Academy leases

##### **Statutory and regulatory duties**

- Strategic planning of education services including the education element of the Director of Children's Services and other statutory/regulatory duties relating to both maintained schools and Academies
- Planning for education services on an area-wide basis
- Finance, HR and legal functions relating to central services that do not transfer to Academies
- Maintenance and development of local school funding formula
- Standing Advisory Council for Religious Education (SACRE)

#### **2. Services expected to be met from the Education Services Grant General Rate per Pupil**

##### Section 251 headings

**2.0.1 Therapies and other health related services** Costs associated with the provision or purchase of speech, physiotherapy and occupational therapies. Includes any expenditure on the provision of special medical support for individual pupils which is not met by a Primary Care Trust, National Health Service Trust or Local Health Board.

**2.0.2 Central support services** Includes expenditure on:

- pupil support: provision and administration of clothing grants and board and lodging grants, where such expenditure is not supported by grant.
- music services: expenditure on the provision of music tuition or other activities which provide opportunities for pupils to enhance their experience of music.
- Visual and performing arts (other than music): expenditure which enables pupils to enhance their experience of the visual, creative and performing arts other than music.
- Outdoor education including environmental and field studies (not sports): expenditure

on outdoor education centres – field study and environmental studies etc. – but not including centres wholly or mainly for the provision of organised games, swimming or athletics.

**2.0.3 Education welfare service** Education Welfare Service and other expenditure arising from the LA's school attendance functions. Exclude expenditure where Education Welfare Officers are directly involved in issues related to [The Children Act 1989](#).

Expenditure in connection with powers and duties performed under Part 2 of the Children and Young Persons Act 1933 (Enforcement of, and power to make bylaws in relation to, restrictions on the employment of children).

**2.0.4 School Improvement** Expenditure incurred by a local authority in respect of action to support the improvement of standards in the authority's schools, in particular expenditure incurred in connection with functions under the following sections of the [2006 Act](#):

- (a) section 60 (performance standards and safety warning notice),
- (b) section 60A (teachers' pay and conditions warning notice),
- (c) section 63 (power of local authority to require governing bodies of schools eligible for intervention to enter into arrangements),
- (d) section 64 (power of local authority to appoint additional governors),
- (e) section 65 (power of local authority to provide for governing bodies to consist of interim executive members) and Schedule 6; and
- (f) section 66 (power of local authority to suspend right to delegated budget).

**2.0.5 Asset management - education** Includes expenditure in relation to the management of the authority's capital programme, preparation and review of an asset management plan, negotiation and management of private finance transactions and contracts (including Academies which have converted since the contracts were signed), landlord premises functions for relevant academy leases, health and safety and other landlord premises functions for community schools.

**2.0.6 Statutory/ Regulatory Duties** Expenditure on **education** functions related to:

- the Director of Children's Services and the personal staff of the director;
- planning for the education service as a whole;
- functions of the authority under [Part 1 of the Local Government Act 1999](#) (Best Value) and also the provision of advice to assist governing bodies in procuring goods and services with a view to securing continuous improvement in the way the functions of those governing bodies are exercised, having regard to a combination of economy, efficiency and effectiveness;
- revenue budget preparation; the preparation of information on income and expenditure relating to education, for incorporation into the authority's annual statement of accounts; and the external audit of grant claims and returns relating to education;



- administration of grants to the authority (including preparation of applications), functions imposed by or under [Chapter 4 of Part 2 of the 1998 Act](#) and, where it is the authority's duty to do so, ensuring payments are made in respect of taxation, national insurance and superannuation contributions;
- authorisation and monitoring of:
  - (i) expenditure which is not met from schools' budget shares;
  - and
  - (ii) expenditure in respect of schools which do not have delegated budgets,
 and all financial administration relating thereto;
- the formulation and review of the methods of allocation of resources to schools and other bodies;
- the authority's monitoring of compliance with the requirements of their financial scheme prepared under section 48 of the 1998 Act, and any other requirements in relation to the provision of community facilities by governing bodies under section 27 of the 2002 Act;
- internal audit and other tasks necessary for the discharge of the authority's chief finance officer's responsibilities under section 151 of the Local Government Act 1972;
- the authority's functions under regulations made under [section 44 of the 2002 Act](#);
- recruitment, training, continuing professional development, performance management and personnel management of staff who are funded by expenditure not met from schools' budget shares and who are paid for services carried out in relation to those of the authority's functions and services which are referred to in other paragraphs of Schedule 1 to the School and Early Years Finance (England) Regulations 2012. This relates to staff centrally funded and whose work falls within the scope of the LA Budget;
- investigations which the authority carry out of employees or potential employees of the authority or of governing bodies of schools, or of persons otherwise engaged or to be engaged with or without remuneration to work at or for schools;
- functions of the authority in relation to local government superannuation which it is not reasonably practicable for another person to carry out and functions of the authority in relation to the administration of teachers' pensions;
- retrospective membership of pension schemes and retrospective elections made in respect of pensions where it would not be appropriate to expect the governing body of a school to meet the cost from the school's budget share;
- advice, in accordance with the authority's statutory functions, to governing bodies in

relation to staff paid, or to be paid, to work at a school, and advice in relation to the management of all such staff collectively at any individual school (“the school workforce”), including in particular advice with reference to alterations in remuneration, conditions of service and the collective composition and organisation of such school workforce;

- determination of conditions of service for non-teaching staff and advice to schools on the grading of such staff;
- the authority’s functions regarding the appointment or dismissal of employees;
- consultation and functions preparatory to consultation with or by governing bodies, pupils and persons employed at schools or their representatives, or with other interested bodies;
- compliance with the authority’s duties under the [Health and Safety at Work etc. Act 1974](#) and the relevant statutory provisions as defined in section 53(1) of that Act in so far as compliance cannot reasonably be achieved through tasks delegated to the governing bodies of schools; but including expenditure incurred by the authority in monitoring the performance of such tasks by governing bodies and where necessary the giving of advice to them;
- the investigation and resolution of complaints;
- legal services relating to the statutory functions of the authority;
- the preparation and review of plans involving collaboration with other local authority services or with public or voluntary bodies;
- provision of information to or at the request of the Crown and the provision of other information which the authority are under a duty to make available;
- Expenditure incurred in connection with the authority’s functions pursuant to regulations made under [section 12 of the 2002 Act](#) (supervising authorities of companies formed by governing bodies);
- Expenditure incurred in connection with the authority’s functions under the discrimination provisions of the Equality Act 2010 in so far as compliance cannot reasonably be achieved through tasks delegated to the governing bodies of schools; but including expenditure incurred by the authority in monitoring the performance of such tasks by governing bodies and where necessary the giving of advice to them;
- Expenditure on establishing, and maintaining electronic computer systems, including data storage, in so far as they link, or facilitate the linkage of, the authority to schools which they maintain, such schools to each other or such schools to other persons or institutions.
- Expenditure in connection with the authority’s functions in relation to the standing advisory council on religious education constituted by the authority under [section 390 of the 1996 Act](#) or in the reconsideration and preparation of an agreed syllabus

of religious education in accordance with [schedule 31 to the 1996 Act](#);

- Expenditure in respect of a teacher's emoluments under [section 19\(9\) of the Teaching and Higher Education Act 1998](#) except such expenditure which falls to be met from a school's budget share;
- Expenditure on the appointment of governors, the making of instruments of government, the payment of expenses to which governors are entitled and which are not payable from a school's budget share and the provision of information to governors.
- Expenditure on making pension payments other than in respect of schools.

**2.0.7 Premature retirement costs / Redundancy costs (new provisions)** any budget for payments to be made 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 the school, after 1<sup>st</sup> April 2013 under [section 37, Education Act 2002](#).

This line is meant to be for new costs in the financial year, in this case 2013-14. For old costs please record in line 2.2.3 (Pension costs – includes existing early retirement costs)

**2.0.8 Monitoring national curriculum assessment** Expenditure on monitoring National Curriculum assessment arrangements required by orders made under [section 87 of the 2002 Act](#).

## **Appendix 3 – Summary: Educational Excellence Everywhere**

The Department for Education published the White Paper: Educational Excellence Everywhere on 17 March 2016. The White Paper needs to be read in conjunction with the consultation documents on the National Funding Formula as together these documents outline the vision for and operational framework for the move to deliver Education Excellence Everywhere.

The White Paper outlines the aspects which will underpin the creation of a school-led, fully academised, system by 2022 that delivers educational excellence everywhere. These aspects are summarised below:

### Great teachers everywhere

- make changes to teacher training including introducing new quality criteria for providers, replace qualified teacher status with a more challenging assessment based on classroom proficiency assessed by school leaders and teaching schools, continue to move towards a more school-led initial teacher training system
- help schools to ensure more teachers are recruited and reduce the costs of recruitment by providing a free recruitment web portal
- encourage teachers and middle leaders to work in areas where they are most needed through the development of the National Teaching Service
- support teachers to develop their skills through evidence based continuing professional development. Introduce new professional development standards
- enhance the professional status of teaching through the introduction of the College of Teaching and a peer reviewed educational journal (to mirror the medical and legal professions)

### Great leaders

- more leadership development training to support the professional development of school leaders and accelerate talented teachers in to leadership positions at an earlier stage in their careers. This will include working with school leaders to develop new voluntary world class National Professional Qualifications
- rebalance incentives to ensure the best leaders are not discouraged from working in the most challenging schools. This will mean changing the frequency of inspection for category 3 schools ( Requires Improvement) to 30 months and 4 schools (Special Measures) to 3 years to provide longer time for leaders to bring about improvement

- introduce the new National Teaching Service (NTS) to support elite teachers and strong middle leaders to move to work in some of the nation's most challenging areas; they will receive a package of support and a clear path to promotion
- introduce an Excellence in Leadership Fund for the best MATs and other providers to develop innovative ideas to tackle significant leadership challenges in areas where great leaders are most needed
- support schools to develop a strong and diverse pipeline of great school and system leaders, funding activity aimed at groups who are under-represented in leadership positions
- create stronger expectations on governing boards to fill skills gaps, including through training, with help to recruit skilled people; develop a new competency framework for governance in different contexts; no longer require academy trusts to reserve places for elected parent on governing boards; and establish a database of everyone involved in governance

#### A school-led system

- open 500 new free schools
- all schools to become academies by 2022 [ Now changed to desire – not require ]
- a duty for local authorities to facilitate all maintained schools to become academies.
- to retain expertise in the system and ensure children continue to benefit from the best talent in local authorities, there is an expectation that some individuals working in local authority teams will leave to set up new trusts and become academy sponsors
- build sponsor capacity, speed up the process of conversion to academy status, and work with the churches and faith groups to support church and faith schools to become academies
- continue to grow capacity through multi academy trusts and teaching school alliances
- create a dynamic school system where the RSCs quickly intervene to address underperformance
- parents can contact the RSC to request changes to MAT sponsorship if they are concerned about its performance
- expand the UTC system. There should be a UTC within the reach of every city
- define the role of LAs in education. LAs will step back from running schools and will focus instead on delivering and strengthening core functions – becoming one of the key partners working to deliver educational excellence everywhere

- review the responsibility of LAs in relation to children, including the implications for the roles of the Director of Children's Services (DCS) and the Lead Member for Children in light of the policy changes set out in the white paper

#### Preventing underperformance and helping schools to move from good to great

- ensure all schools in all areas can access support, collaboration and best practice through full coverage of system leaders across the country
- improve how system leaders (teaching schools and NLEs) are designated through a more sophisticated approach based on timely and accurate data rather than relying heavily on Ofsted judgements
- from September 2017, school improvement funding will be increasingly routed through teaching schools in line with their core functions outlined above. In turn, they will be held to account more effectively for the quality, reach and impact of the support which they broker. This new fund will focus on building capacity across the system and ensuring the most vulnerable schools improve and do not fail
- focus on 'Achieving Excellence Areas' (where too few children have access to a good school and there are insufficient high quality teachers, leaders, system leaders and sponsors)
- establish a new Intervention Fund for RSCs to commission school improvement support from within the system for failing and coasting schools

#### High expectations and a world leading curriculum for all

- embed a knowledge-based curriculum as the cornerstone of an excellent, academically rigorous education to age 16 – establishing the national curriculum as an ambitious benchmark that autonomous academies can use and improve
- increase support for teachers to deliver this curriculum effectively, including encouragement for greater use of evidence-based teaching materials
- reform primary assessment to help ensure that every child leaves primary school with the essential building blocks to secondary school
- embed reforms to assessment and qualifications, including more rigorous GCSEs and A levels, with an expectation that the vast majority of pupils will study the English Baccalaureate (EBacc)
- Ensure a knowledge-based curriculum is complemented by development of the character traits and fundamental British values that will help children succeed, with funding to extend their school day to include a wider range of activities such as sport, arts and debating

- publish a strategy for improved careers provision for young people and further support The Careers & Enterprise Company
- help schools provide the right support for children of all abilities, and those with additional needs – including looked-after children, and those with special educational needs and disability
- reform the alternative provision (AP) system so that mainstream schools remain accountable for the education of pupils in AP and are responsible for commissioning high quality provision
- extend the current role of Virtual School Heads and the role and responsibilities of the school designated teacher for looked-after children so that they continue to support children who have left care under an adoption order. These changes, coupled with the recent extension of the pupil premium and priority school admission, will enable adopted children to retain the educational support they had whilst they were in care and help improve their educational outcomes

#### Fair and stretching accountability, ambitious for every child

- embed reforms to primary, secondary and 16-19 accountability that focus on the progress of all pupils, and their destinations
- work with Ofsted to ensure inspection is fair and increasingly focused on underperformance
- Ofsted will consult on removing the separate graded judgements on the quality of teaching, learning and assessment
- introduce new accountability measures for MATs, publishing MAT performance tables in addition to inspection and performance data at individual school level
- publish improved and more accessible school performance data to inform school choice and help parents and governing boards to hold schools to account

#### The right resources in the right hands

- introduce new, fair national funding formulae for schools, and for allocating high needs funding to LAs for special educational needs and alternative provision
- improve the effectiveness of pupil premium spending by encouraging schools to adopt evidence-based strategies, drawing on evidence from the EEF
- support schools to improve their financial health and efficiency through tools, guidance and direct support such as training and better national frameworks for procurement

- improve and maintain the school estate to ensure that those responsible for school buildings get a fair share of funding and have the right incentives to make effective use of the school estate



## Report of the Head of Scrutiny

### Report to Scrutiny Board (Children's Services)

**Date: 21 July 2016**

**Subject: Work Schedule**

Are specific electoral Wards affected? If relevant, name(s) of Ward(s):	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Are there implications for equality and diversity and cohesion and integration?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Is the decision eligible for Call-In?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Does the report contain confidential or exempt information? If relevant, Access to Information Procedure Rule number: Appendix number:	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

## 1 Purpose of this report

- 1.1 The purpose of this report is to consider the Scrutiny Board's work schedule for the forthcoming municipal year.

## 2 Main Issues

- 2.1 A draft work schedule is attached as appendix 1. The work programme has been provisionally completed pending on going discussions with the Board.
- 2.2 When considering the draft work programme effort should be undertaken to:
- Avoid duplication by having a full appreciation of any existing forums already having oversight of, or monitoring a particular issue
  - Ensure any Scrutiny undertaken has clarity and focus of purpose and will add value and can be delivered within an agreed time frame.
  - Avoid pure "information items" except where that information is being received as part of a policy/scrutiny review
  - Seek advice about available resources and relevant timings taking into consideration the workload across the Scrutiny Boards and the type of Scrutiny taking place
  - Build in sufficient flexibility to enable the consideration of urgent matters that may arise during the year

2.3 Also attached as appendix 2 is the minutes of Executive Board for 22 June 2016

### **3. Recommendations**

3.1 Members are asked to:

- a) Consider the draft work schedule and make amendments as appropriate.
- b) Note the Executive Board minutes

4. **Background papers**<sup>1</sup> - None used

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<sup>1</sup> The background documents listed in this section are available to download from the Council's website, unless they contain confidential or exempt information. The list of background documents does not include published works.

## Draft Scrutiny Board (Children's Services) Work Schedule for 2016/2017 Municipal Year

Schedule of meetings/visits during 2016/17			
Area of review	June	July	August
Inquiries		Children's Centres - Scoping	
Annual work programme setting - Board initiated pieces of Scrutiny work (if applicable)	Consider potential areas of review		
Budget	Budget Update 2015/16 outturn and 2016/17 update		
Policy Review		Academies – impact and governance	
Recommendation Tracking			
Performance Monitoring	Performance Report	Ofsted improvement areas– progress update	
Working Groups			Post 16 SEN Transport?

\*Prepared by S Pentelow

## Draft Scrutiny Board (Children's Services) Work Schedule for 2016/2017 Municipal Year

Schedule of meetings/visits during 2016/17			
Area of review	September	October	November
<b>Inquiries</b>	Agree scope of review for ** Children's Centre inquiry	<b>Evidence Gathering</b> Children's Centre Inquiry	<b>Evidence Gathering</b> Children's Centre Inquiry
<b>Recommendation Tracking</b>	NEET (To include IAG and preparing for post year 11)		
<b>Policy Review</b>	Children's Services Budget - Alan Gay (invite rep from Resources Scrutiny)	Home Education  Safeguarding – children missing in Education	
<b>Performance Monitoring</b>	Gledhow School – date to be confirmed		Leeds Safeguarding Children – Annual Report (with Private Fostering Recommendation Tracking)
<b>Working Groups</b>	Post 16 SEN Transport?		

\* Prepared by S Pentelow

Key: SB – Scrutiny Board (Children's Services) Meeting

WG – Working Group Meeting

## Draft Scrutiny Board (Children's Services) Work Schedule for 2016/2017 Municipal Year

Schedule of meetings/visits during 2016/17			
Area of review	December -	January	February
Inquiries		<u>Evidence Gathering</u> Children's Centre Inquiry	
Budget	Initial Budget Proposals 2017/18 and Budget Update  (including Cluster Funding Arrangements)		
Policy Review			Best City for Learning – Education Strategy (Exec Board ???) Annual Standards Report ( Exec Board ???)
Recommendation Tracking	Clusters tracking		Maths and English
Performance Monitoring	Performance Report - Including Voice and Influence	Universal Activity Funding – performance, consistency and delivery since the delegation of responsibility and budgets to Community Committees - review	
Working Groups	Visits?		

## Draft Scrutiny Board (Children's Services) Work Schedule for 2016/2017 Municipal Year

Schedule of meetings/visits during 2016/17			
Area of review	March	April	May
<b>Inquiries</b>	Draft recommendations to pre-meeting	Agree report	
<b>Budget and Policy Framework</b>			
<b>Recommendation Tracking</b>			
<b>Performance Monitoring</b>	Learning for Leeds - Basic Need Update and School Allocation		
<b>Working Groups</b>			

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Unscheduled - required :

- Ongoing Post16 SEND working group - Transport Statement for final policy– Exec Board (? 2016)
- Transition to Adult Services – Young People outside social care
- Targeted Youth Services (March/April ?)
- Behaviour management (Feb/March/April?)
- Data - schools/area performance challenge working group??

Work being undertaken by other boards

- Autism, TaMHS and CAMHS tracking (Adult Social Services, Public Health, NHS and Scrutiny Board)

Updated - July 2016

\*Prepared by S Pentelow

Key: SB – Scrutiny Board (Children's Services) Meeting

WG – Working Group Meeting

## EXECUTIVE BOARD

WEDNESDAY, 22ND JUNE, 2016

**PRESENT:** Councillor J Blake in the Chair

Councillors A Carter, R Charlwood,  
D Coupar, S Golton, J Lewis, R Lewis,  
L Mulherin, M Rafique and L Yeadon

### 1 **The Chair's Opening Comments**

Tribute to Jo Cox MP and those who had lost their lives in Orlando, Florida

In opening the meeting, the Chair made reference to the terrible events of last week, which had seen 49 people killed in Orlando, Florida, and also the killing of Jo Cox MP.

As a mark of respect for both Jo Cox MP and those who lost their lives in Orlando, the meeting observed a minute's silence.

Councillor Charlwood

The Chair welcomed all in attendance to the meeting, especially Councillor Charlwood, given that it was her first meeting as an Executive Board Member.

EU Referendum

The Chair highlighted that given the proximity of this meeting to the EU Referendum and the fact that we remained within the purdah period, Members would need to exercise caution, should any issues arise during the meeting which related to the referendum question.

Municipal Journal Local Government Achievement Awards

The Chair paid tribute to, and congratulated all concerned for Leeds City Council's recent success at the Municipal Journal Local Government Achievement awards. Specifically, it was noted that the Council had been voted 'Local Authority of the Year', whilst awards were also received in the areas of 'Commercialism in the Property Estate' and 'Innovation and Impact in Children's Services'.

### 2 **Exempt Information - Possible Exclusion of the Press and Public**

**RESOLVED** – That, in accordance with Regulation 4 of The Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the public be excluded from the meeting during consideration of the following parts of the agenda designated as exempt on the grounds that it is likely, in view of the nature of the business to be transacted or the nature of the proceedings, that if members of the public were present there would be disclosure to them of exempt information so designated as follows:-

- (a) Appendix E to the report entitled, 'Learning Places Programme: Capital Programme Update', referred to in Minute No. 9 is designated as

Draft minutes to be approved at the meeting  
to be held on Wednesday, 27th July, 2016

exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial or business affairs of any particular person (including the authority holding that information) which, if disclosed to the public could or would be likely to prejudice the commercial interests of that person or of the Council. On the basis that the information provided details pre-tender estimates, there is a risk that disclosing the information could prejudice the outcome of the tenders when submitted.

- (b) Appendix A to the report entitled, 'Community Hubs: Phase 2 Business Case', referred to in Minute No. 15 is designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial or business affairs of any particular person (including the authority holding the information) and contains property valuations for Council buildings which the report proposes are disposed of. It is therefore considered that the public interest in maintaining the content of the appendix as exempt from publication outweighs the public interest in disclosing the information, as publication could prejudice potential value of asset rationalisation.
- (c) Appendix 1 to the report entitled, 'The Grand Quarter', referred to in Minute No. 25 is designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial or business affairs of a particular organisation and of the Council. It is considered that the public interest in maintaining the content of the appendix as exempt from publication outweighs the public interest in disclosing the information due to the impact that disclosing the information would have on the Council and third parties
- (d) Appendices 1 and 2 to the report entitled, 'Design and Cost Report: Proposed Maintenance Works: Leeds Grand Theatre', referred to in Minute No. 26 is designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial and business affairs of the Council and a number of third party organisations. It is considered that the public interest in treating this information as exempt from publication outweighs the public interest in disclosing it by reason of the fact that it contains information and financial details which, if disclosed, would adversely affect the business of the Council and third parties.
- (e) Appendix 1 to the report entitled, 'Leeds City Region Enterprise Zone Update and Infrastructure Delivery', referred to in Minute No. 27 is designated as exempt from publication in accordance with paragraph



10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial or business affairs of any particular person (including the authority holding that information). It is considered that the public interest in maintaining the content of Appendix 1 as exempt from publication outweighs the public interest in disclosing the information. This report relates to a procurement exercise and as such release of detailed information about the power requirement at this time would prejudice the council's position.

- (f) Appendix 1 to the report entitled, 'Design and Cost Report for the Acquisition of Properties for the Council's Investment Portfolio', referred to in Minute No. 28 is designated as exempt from publication in accordance with paragraph 10.4(3) of Schedule 12A(3) of the Local Government Act 1972 on the grounds that the information contained within the submitted appendix relates to the financial or business affairs of a particular organisation and of the Council. It is considered that the public interest in maintaining the content of the appendix as exempt from publication outweighs the public interest in disclosing the information, due to the impact that disclosing the information would have on the Council and third parties.

### **3 Late Items**

No formal late items of business were added to the agenda, however Members were in receipt of a re-issued version of Appendix B to agenda item 16 (Welfare Reform and Council Tax Support), as although the appendix had featured within the agenda papers, the formatting of that document had led to some text within it being obscured. As such, a re-formatted version had been provided to Board Members for their consideration prior to the meeting (Minute No. 16 refers).

### **4 Declaration of Disclosable Pecuniary Interests**

There were no Disclosable Pecuniary Interests declared at the meeting, however, in relation to the agenda items entitled, 'Learning Places Programme' and 'Outcome of Consultation to Increase Primary School Places at Hawksworth Wood Primary School', Councillor Yeadon drew the Board's attention to her position as governor of Hawksworth Wood Primary School (Minute Nos. 9 and 14 refer). In relation to the agenda item entitled, 'Design and Cost Report: Proposed maintenance works: Leeds Grand Theatre', Councillor Yeadon also drew the Board's attention to her position as Chair of the Leeds Grand Theatre and Opera House Board of Management (Minute No. 26 refers).

In addition, a further comment with regard to interests was made at a later point in the meeting. (Minute No. 16 refers).

### **5 Minutes**

**RESOLVED** – That the minutes of the meeting held on 20<sup>th</sup> April 2016 be approved as a correct record.

## **CHILDREN AND FAMILIES**

### **6 Children's Transport Changes - Deputation to Council**

The Director of Children's Services submitted a report which was in response to the deputation presented to full Council on 23rd March 2016 representing families from East Keswick and Bardsey in respect of changes to the Children's Transport Policy. At that meeting, Council resolved that the response to the deputation be referred to Executive Board for consideration.

In considering this matter, and responding to enquiries raised, it was confirmed that the Local Government Ombudsman's (LGO's) finding was that although the school transport policy had been correctly applied, the Council had not clearly explained to parents that their nearest priority school for admissions purposes may not be their nearest qualifying school for transport purposes. When this became apparent, all parents who had unsuccessfully applied for assistance were advised in writing to appeal in line with the Council's transport policy. It was also confirmed that clearer information was now provided to parents on such matters, an issue which had already been addressed before the complaint to the LGO. In addition, it was noted that the Council is providing a refund of travel costs and free school transport for a period of time to the children of the two families concerned in line with the LGO's recommendations, and has agreed to apply the LGO's recommendations to other families in identical circumstances who had unsuccessfully appealed.

Emphasis was placed upon the importance of clarity of communication with parents, and also continuing to ensure that in such circumstances families were treated consistently and fairly and in line with the policy.

Responding to a Member's enquiry, it was requested that further detail on the specifics of this case and the finding and recommendations of the LGO be provided to the Member in question.

**RESOLVED** – That the contents of the submitted report be received and noted.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

## **HEALTH, WELLBEING AND ADULTS**

### **7 Review of the Long Term Community Support Service - next steps and Progress Report**

Further to Minute No. 104, 19<sup>th</sup> November 2014, the Director of Adult Social Services submitted a report presenting the outcome of the review and related consultation undertaken with respect to the Long Term Community Support Service, and in light of such outcomes, the report outlined a proposal for Adult Social Care to cease provision of the long term service.

Responding to an enquiry regarding potential new providers and their links to the city, the Board was provided with details of the criteria that such providers would need to satisfy in such areas. In addition, it was requested that the providers liaise and engage with local Ward Members when delivering services. In noting the low level of locally based providers identified for this service, it was suggested that this could potentially be a matter which could be raised with the Local Government Association for consideration on a wider basis.

Members also considered the role of the Council, as a commissioning body, and the development of that role in processes such as this.

**RESOLVED –**

- (a) That approval be given to cease the directly provided Long Term Community Support Service (LTCSS), and that the plans for the transfer of customers to independent sector providers be noted;
- (b) That the timescales for ceasing the directly provided Long Term Community Support Service (LTCSS), commencing in July 2016, be agreed, with an aim to complete closure by September 2016;
- (c) That approval be given to the undertaking of continued formal consultation under Employment Legislation with Trade Unions and staff and support for staff throughout the process, including identifying any opportunities for employment within the Council;
- (d) That the use of £0.656m from the savings achieved to develop the in-house Skills for Independent Living Service (SkILs) be approved, and that the opportunities which this development creates for staff, be noted;
- (e) That the work which has been undertaken in carrying out the further review of the Long Term Community Support Service (LTCSS), be noted;
- (f) That in approving a decision on the future of the service the outcome of the full consultation report, as detailed within Appendix 1 to the submitted report, be noted;
- (g) That the development of alternative models of support, including those provided in the independent sector and the support available for existing customers to transfer to suitable alternative services within the independent sector, be noted;
- (h) That it be noted that the lead officer responsible for the implementation of such matters is the Director of Adult Social Services.

## **CHILDREN AND FAMILIES**

### **8 Annual Reports of the Fostering and Adoption Service & annual updates of the respective Statements of Purpose**

The Director of Children's Services submitted a report which presented the Annual Reports for both the Fostering and Adoption Services. In addition, the report also sought approval of the revised Statements of Purpose for Leeds City Council's Fostering and Adoption Services.

Having received an overview of the key points detailed within the report, responding to a specific enquiry, the Board received further information on the actions being taken to care for the increasing number of adolescents which were becoming looked after in Leeds, whilst the success and cost of the 'Staying Put' scheme in the city was noted. In addition, Members also received an update regarding the current position in respect of external residential placements and also considered the Residential Review which had been undertaken.

**RESOLVED –** That the submitted report be received and noted, and that support continues to be provided for the work of the fostering service and the promotion of best outcomes for children.

### **9 Learning Places Programme - Capital Programme Update**

Further to Minute No. 75, 21<sup>st</sup> October 2015, the Director of Children's Services, the Deputy Chief Executive and the Director of City Development submitted a joint report which presented an update on the three year strategy for providing sufficient school places in the city, an update on the progress of the projects currently forming the Learning Places Programme and which also sought approval for the 'authority to spend' for schemes within the 2016 Bulge Cohort Programme, which was a sub-programme of the Learning Places Programme.

Responding to a specific enquiry, officers undertook to provide the Member in question with details of the original estimated costs for those schemes, as detailed within Appendix B to the submitted report.

Following consideration of Appendix E to the submitted report, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

#### **RESOLVED –**

- (a) That the following be approved:
  - (i) Authority to spend on the schemes identified within the 2016 Bulge Cohort Programme which have an individual cost in excess of £500k, at a total value up to £3,410,000, as detailed within the Table at exempt Appendix E of the submitted report;
  - (ii) The delegation of the approval of design and cost reports for the bulge cohort schemes which exceed £500k to the Director of

Children's Services, and that these approvals shall be subject to the agreement of the Director of City Development and the Deputy Chief Executive in consultation with the appropriate Executive Members in line with the September 2014 Executive Board approval for the Learning Places Programme, and as detailed in the Table in exempt Appendix E;

- (iii) That the resolutions as detailed within this minute be exempted from the Call In process, for those reasons as set out within paragraph 4.5.3 of the submitted report (detailed below).
- (b) That the following be noted:
  - (i) The projected funding deficit which currently stands at £67.5m, based on Education Funding Agency rates, together with the fact that this is likely to increase due to a number of factors, as set out within paragraph 4.4.5 of the submitted report;
  - (ii) That the current reporting period has seen two further requests to access the programme capital risk fund (for Castleton Primary School and Roundhay Secondary School) totalling £1,278,944, leaving a balance of £4,356,056, which were approved in accordance with the Executive Board governance arrangements.

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from Call In by the decision taker if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with resolution (a)(iii) above, the resolutions contained within this minute were exempted from the Call In process due to the constricted programme required to enable delivery of Bulge Cohort schemes by September 2016 and the limited opportunity to seek authority to spend between the date when pupil preferencing data is available (April 2016) and when orders need to be placed (mid to end of June 2016). The submitted report confirmed that the latest budget estimates had only just been received and costs are higher than anticipated on some of the projects, which has meant that they now fall within the remit of Executive Board rather than general departmental delegation limits, and some orders would need to be placed as soon as the authority to spend is granted at the Executive Board meeting in order to maintain programme. If the decision is not implemented before the end of the call-in period, there is a significant risk that some projects will not be completed in time for the start of term, with the subsequent risk of disruption to the education of a number of children starting school this year).

#### **10 Outcome of statutory notices on proposals to expand primary provision in Hyde Park/Headingley, Swarcliffe/Whinmoor and Bramley planning areas**

The Director of Children's Services submitted a report regarding the proposals brought forward to meet the local authority's duty to ensure sufficiency of school places. Specifically, this report was divided into three parts, dealing with proposals to expand Bramley (Community) Primary, Brudenell

(Community) Primary and Fieldhead Carr (Community) Primary Schools and also to establish specialist provision at Bramley (Community) Primary School.

**RESOLVED –**

- (a) That the proposal to expand Brudenell (Community) Primary School by increasing its capacity from 280 pupils to 420 pupils, increasing the admission number from 40 to 60 with effect from September 2017, be approved;
- (b) That the proposal to expand Bramley (Community) Primary School by increasing its capacity from 280 pupils to 420 pupils, increasing the admission number from 40 to 60 with effect from September 2017, be approved, and also, approval be given to establishing Special Educational Needs (SEN) provision for pupils with Complex Communication Difficulties including children who may have a diagnosis of ASC (Autistic Spectrum Condition) from September 2017 for approximately 6 pupils;
- (c) That the proposal to expand Fieldhead Carr (Community) Primary School by increasing its capacity from 210 pupils to 420 pupils, increasing the admission number from 30 to 60 with effect from September 2018, be approved;
- (d) That it be noted that the officer responsible for the implementation of such matters is the Head of Learning Systems.

- 11 Outcome of consultation to increase primary school places in Hunslet**  
The Director of Children's Services submitted a report on proposals brought forward to meet the local authority's duty to ensure sufficiency of school places. Specifically, the submitted report detailed the outcome of consultation on proposals to expand primary school provision at Hunslet Moor Primary School and which sought permission to publish a statutory notice in respect of such proposals.

**RESOLVED –**

- (a) That the publication of a Statutory Notice to expand Hunslet Moor Primary School from a capacity of 315 pupils to 420 pupils with an increase in the admission number from 45 to 60 with effect from September 2018, be approved;
- (b) That it be noted that the responsible officer for the implementation of such matters is the Head of Learning Systems.

- 12 Outcome of a consultation on a proposal to cease to provide complex social, emotional and mental health provision under the West Oaks SEN Specialist School and College (Oakwood Lane site) and providing for these needs under the Wellspring Academy Trust**  
Further to Minute No. 153, 9<sup>th</sup> March 2016, the Director of Children's Services submitted a report on the outcome of the consultation undertaken and subsequent Statutory Notice regarding the proposal to cease to provide

complex social, emotional and mental health (SEMH) provision under the West Oaks SEN Specialist School and College (Oakwood Lane site). Specifically, the report sought approval to provide for these needs under the Wellspring Academy Trust.

**RESOLVED –**

- (a) That the proposal to cease to provide behaviour, emotional and social difficulty (BESD) provision under the governance of The West Oaks SEN Specialist School and College (Oakwood Lane site) from 31 August 2016, be approved, with this being conditional upon the conversion of the existing BESD SILC into a 4 – 19 SEMH sponsored academy. The provision at the Oakwood Lane site would become part of the new academy from 1 September 2016. Should the academy conversion not be in place by then, then the provision would continue at Oakwood Lane under the governance of West Oaks SEN Specialist School and College.
- (b) That it be noted that the officer responsible for the implementation of such matters is the Head of Learning Systems.

**13 Outcome of consultation to increase primary and secondary school places in Burmantofts & Richmond Hill**

The Director of Children's Services submitted a report presenting proposals brought forward to meet the local authority's duty to ensure efficiency of school places. Specifically, this report described the outcome of consultation regarding the proposals to expand primary and secondary school provision in Burmantofts and which sought permission to publish statutory notices in respect of such proposals.

Responding to a specific enquiry, officers undertook to provide the Member in question with a briefing on the proposal to expand primary places at Shakespeare Primary School.

**RESOLVED –**

- (a) That the publication of a Statutory Notice to expand primary places at Shakespeare Primary School from a capacity of 315 pupils to 630 pupils with an increase in the admission number from 45 to 90 with effect from September 2018, be approved, which will involve the relocation of Shakespeare Primary School onto the Dolly Lane site;
- (b) That the publication of a Statutory Notice to expand secondary places at The Co-operative Academy of Leeds from a capacity of 900 students to 1,200 students, with an increase in the admissions number from 180 to 240 with effect from September 2019, be approved;
- (c) That it be noted that the officer responsible for the implementation of such matters is the Head of Learning Systems.

**14 Outcome of consultation to increase primary school places at Hawksworth Wood Primary School**

The Director of Children's Services submitted a report regarding proposals brought forward to meet the local authority's duty to ensure sufficiency of primary school places. Specifically, the report detailed the outcome of the consultation undertaken in respect of proposals to expand primary school provision at Hawksworth Wood Primary School and to publish a Statutory Notice in respect of such proposals.

**RESOLVED –**

- (a) That the publication of a Statutory Notice to expand primary provision at Hawksworth Wood Primary School from a capacity of 210 pupils to 420 pupils, with an increase in the admission number from 30 to 60 with effect from September 2017, be approved;
- (b) That it be noted that the officer responsible for the implementation of such matters is the Head of Learning Systems.

**COMMUNITIES**

**15 Community Hubs - Phase 2 Business Case**

Further to Minute No. 25, 15<sup>th</sup> July 2015, the Assistant Chief Executive (Citizens and Communities) submitted a report presenting the progress which had been made to date on the Community Hub programme, specifically the delivery of the six Priority 1a schemes. In addition, the report also sought agreement to a number of proposals in order to progress Phase 2 of the scheme. Finally, the report also sought approval for the overall funding injections and authority to spend required to enable the delivery of the Community Hub Phase 2 programme.

Responding to a concern raised with regard to proposals in Horsforth, it was highlighted that consultation would continue with local Ward Members and all other relevant parties on this matter, and it was highlighted that the related proposals remained 'in principle' whilst such consultation took place.

With regard to proposals in Pudsey, emphasis was placed upon the importance of continuing to utilise Pudsey Town Hall as a venue for public meetings.

With regard to Rothwell, a concern was raised regarding the declaration of the area office as surplus to requirements.

Following consideration of Appendix A to the submitted report, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

**RESOLVED –**

- (a) That the contents of the submitted report, and specifically the progress made on delivering the Phase 1a Community Hubs, be noted;

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- (b) That the delivery of the Phase 2 of Community Hubs schemes, be supported;
- (c) That the contributions of £600k from the Changing the Workplace and Corporate Property Management programmes already injected into the capital programme be noted, and that an additional injection of £4,017.4k be authorised in order to finalise the total funding needed of £4,617.4k for phase 2 of the Community Hubs programme;
- (d) That expenditure of £4,617.4k for the delivery of phase 2 of the Community Hubs programme be authorised, subject to the approval of the Assistant Chief Executive (Citizens and Communities) to the individual submission of business cases for delivering each part of the Phase 2 Community Hub programme;
- (e) That the disposal of the properties, as set out in the capital receipt section of exempt appendix A to the submitted report, be approved;
- (f) That the use of the revenue savings expected from the proposed asset rationalisation and delivery of the Community Hubs, as set out in paragraph 6.4.9 of the submitted report, be approved, in order to contribute towards the capital repayment cost required to deliver the Phase 2 Community Hub programme.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute, whilst under the same provisions, Councillor Golton required it to be recorded that he voted against the decisions referred to within this minute)

## **16 Welfare Reform and Council Tax Support**

The Assistant Chief Executive (Citizens and Communities) submitted a report providing analysis on the impact of local Council Tax Support schemes since 2013 on those groups who no longer received 100% Council Tax support. In addition, the report also considered the expected impacts of the Government's continuing package of welfare reforms on local Council Tax Support schemes and set out options for how the Council could respond to such changes. Overall, the purpose of providing such information was to identify where changes were being recommended to the support scheme, and, if required, to obtain approval to undertake any related public consultation exercise.

Board Members were in receipt of a re-issued version of Appendix B to this report, as although the appendix had featured within the original agenda papers, the formatting of that document had led to some text within it being obscured. As such, a re-formatted version had been provided to Board Members for their consideration prior to the meeting.

Responding to an enquiry, it was noted that the relevant Scrutiny Board was intending to undertake a piece of work on the matters raised within the submitted report.

**RESOLVED –**

- (a) That the development of a revised Council Tax Support scheme, as set out in paragraphs 3.18 – 3.30 and Appendix C to the submitted report, be approved;
- (b) That a public consultation exercise on the revised scheme be approved, with the consultation to be concluded by November 2016;
- (c) That approval be given to retaining the Child Allowance for 3rd and subsequent children during the transition to any new scheme;
- (d) That approval be given to retain the Family Premium during the transition to any new scheme;
- (e) That the development of a hardship scheme for those in protected groups who may be worse off under a revised scheme, be approved;
- (f) That the intention to offer a financial incentive for jobseekers to complete Personal Work Support Packages by offering to write off court costs, be noted.

(During the consideration of this item, Councillor A Carter drew the Board's attention to the fact that his step-daughter was in receipt of related benefits)

**ENVIRONMENT AND SUSTAINABILITY**

**17 Meeting the Cost of Non-Urgent Tree Works**

The Director of Environment and Housing submitted a report regarding the issue of non-urgent tree works on Council owned or managed land in circumstances where a resident or organisation may consider agreeing to pay for such works.

Members welcomed the proposals detailed within the submitted report, however it was highlighted that this proposal should be part of a wider approach towards the management of trees across Leeds. In response it was noted that Leeds did have a tree planting programme, and that further details of this could be provided to Members, should they wish to receive them.

**RESOLVED –**

- (a) That approval be given to the following:-
  - (i) That the full cost of non-urgent works on Council trees can be met by an interested party, subject to the criteria as set out in paragraphs 3.8 and 3.9 of the submitted report, with specified works being in line with best arboricultural practice (BS 3998) by a Council approved contractor;

- (ii) That where it is deemed appropriate to remove a Council tree affected by development, then this work be undertaken by a Council approved contractor where the private landowner is prepared to meet the full cost;
- (b) That it be noted that the Chief Officer (Parks and Countryside) will be responsible for the implementation of such matters.

## **18 Cremator Replacement**

The Director of Environment and Housing submitted a report presenting potential options to sustain cremation provision in the city in order to meet current and anticipated demand.

### **RESOLVED –**

- (a) That it be noted that the existing cremators at Lawnswood are coming to the end of their operational life and need replacing;
- (b) That it be noted that it is not suitable to only replace cremators at Lawnswood without filtration, as this would be vulnerable to a change in legislation and contrary to statutory guidance;
- (c) That approval be given to undertake a feasibility study to 'RIBA B' at Lawnswood to install 3 cremators with mercury filtration equipment;
- (d) That a land search be conducted to the east of the city in order to identify suitable site locations, in accordance with the criteria as identified in paragraph 3.4.4 of the submitted report;
- (e) That it be noted that the Chief Officer Parks and Countryside is responsible for the implementation of such matters, and that it also be noted that a future report is anticipated to be submitted to Executive Board before the end of 2016.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

## **ECONOMY AND CULTURE**

## **19 Review of Discretionary Business Rate Relief Scheme**

Further to Minute No. 201, 5<sup>th</sup> March 2014, the Director of City Development submitted a report which sought approval to extend the current scope of discretionary rate relief to 'for profit' organisations which met agreed criteria, as permitted under Section 69 of the Localism Act 2011.

### **RESOLVED –**

- (a) That the proposals to extend the guidelines for the award of discretionary relief for Business Rates from 2016/17 onwards, be approved;

- (b) That the implementation of the scheme be delegated to the Chief Officer Economy and Regeneration, in consultation with the Executive Members for 'Economy & Culture' and 'Resources & Strategy', together with the Deputy Chief Executive.

## **20 Growing the Leeds Visitor Economy**

Further to Minute No. 135, 17<sup>th</sup> December 2015, the Director of City Development submitted a report highlighting the success of the transition of 'VisitLeeds' to the Council from April 2015. In addition, the report also provided an overview of the current approach together with the mid to long term forward plan and how this was aligned to the core budget, looked to bring in external funding, whilst also exploiting cross boundary collaboration opportunities. Finally, the report sought approval to continue the implementation of this approach.

The work being undertaken by the Visitor Economy and Inward Investment team was welcomed, and in response to a specific enquiry, the Board received information on the actions being taken to promote Leeds as a conferencing venue, which included details of the 'Conferencing City Proposition'.

In promoting the city's tourism offer within the context of the overall objective of maximising the economic benefits of tourism, emphasis was placed upon the potential of focussing promotions on Leeds and local residents, in addition to those from further afield, an area which was supported via a number of initiatives across Council directorates and partner organisations.

### **RESOLVED –**

- (a) That the strategic approach and forward plan for the Leeds Visitor Economy function, as set out in the submitted report (including the cross-boundary, partnership based approach aimed at attracting visitors in national and international markets) be approved, and that the detailed delivery of this be delegated to the Chief Officer of Economy and Regeneration, in consultation with the relevant Executive Member;
- (b) That the approach to working with other destinations and 'Welcome to Yorkshire' on joint promotional campaigns be approved, and that the focus on attracting visitors from outside Leeds City Region, who spend more and support more jobs than local visitors, be endorsed;
- (c) That the approach to attracting additional funding by applying for and delivering external investment and commercial match funding, (including in-kind support), be approved, in order to ensure that Leeds is a lead destination and included where relevant, and when the function has the capacity to do so;
- (d) That approval be given for VisitLeeds to continue horizon scanning for strategic developments and opportunities, new approaches to funding, mutually beneficial collaborative partnerships (including working more closely and effectively with Leeds City Region destination management

organisations) and funding opportunities, and that such opportunities be responded to appropriately, in consultation with the Chief Officer of Economy and Regeneration;

- (e) That the resolutions detailed above be exempted from the Call In process, for those reasons as detailed within paragraph 4.5.2 of the submitted report (detailed below).

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from Call In by the decision taker if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with resolution (e) above, the resolutions contained within this minute were exempted from the Call In process due to the time sensitivity of external funding applications the function is currently bidding for, in particular the 'Discover England' fund where if the function is successful, it would be awarded funds to commence delivery early June 2016).

## **21 Storm Eva - Recovery Plan Update**

Further to Minute No. 157, 9<sup>th</sup> March 2016, the Assistant Chief Executive (Citizens and Communities) submitted a report which provided an update on the impact of Storm Eva in Leeds, specifically with regard to the recovery plan, flood alleviation proposals for the city, an update in respect of those who still remain affected by the floods, the ongoing discussions which continued with Government, proposals for regeneration and also the lessons which had been learned.

Responding to specific enquiries raised, the Board received an update on the progress being made on the development of the feasibility study for proposed flood alleviation measures, together with the collaborative work being undertaken with partners such as the Environment Agency. In addition, Members highlighted the need to ensure that those flood alleviation measures that the Authority could establish itself were progressed as appropriate, and were included in any wider flood alleviation proposals.

Also in response to a specific enquiry, the Board received an update on the allocation of grant scheme monies to those affected, and also received further information regarding proposals on the use of any remaining government flood response funds.

### **RESOLVED –**

- (a) That the updates detailed within the submitted report, including the details on the progress of the Strategic Recovery Plan, be noted;
- (b) That the implementation of the recommendations from the lessons learned review, as detailed within section 3.7 of the submitted report, be endorsed;
- (c) That the principle of using the remaining government flood response funds to assist in supporting businesses in flood affected areas through further recovery and resilience measures, supporting any outstanding

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clean-up priorities, and the development of a wider regeneration strategy for the Kirkstall Road corridor and industrial areas in Hunslet, be supported, and that the Director of City Development be requested to develop detailed proposals for this, in consultation with the relevant Executive Member.

## **RESOURCES AND STRATEGY**

### **22 Financial Performance - Outturn Financial Year ended 31st March 2016**

The Deputy Chief Executive submitted a report presenting the Council's 2015/16 financial outturn position for both revenue and capital and which included the Housing Revenue Account together with spending on schools. In addition, the report also highlighted the position regarding other key financial health indicators including Council Tax and Business Rates collection statistics, sundry income, reserves and the prompt payment of creditors.

#### **RESOLVED –**

- (a) That the Council's outturn position for the financial year ending 31<sup>st</sup> March 2016, as detailed within the submitted report, be noted, and that the creation of earmarked reserves, as detailed within paragraphs 3.6 and 5.3 of the submitted report, be agreed, and that the release of such earmarked reserves be delegated to the Deputy Chief Executive;
- (b) That it be noted that the Chief Officer Financial Services will be responsible for the implementation of such matters following the conclusion of the 'Call In' period.

### **23 Treasury Management Outturn Report 2015/16**

The Deputy Chief Executive submitted a report which provided a final update on the Treasury Management Strategy and operations for the 2015/16 financial year.

Responding to an enquiry, the Board received further information regarding the management of the Council's debt budget.

**RESOLVED –** That the Treasury Management outturn position for 2015/16 be noted, together with the fact that treasury activity has remained within the treasury management strategy and policy framework.

### **24 Financial Health Monitoring 2016/17 - Month 2 (May 2016)**

The Deputy Chief Executive submitted a report which presented the projected financial health position for 2016/17, as at month 2 of the financial year.

Responding to Members' enquiries, the Board received further details of the collaborative work being undertaken across directorates in order to manage the continued budgetary challenges, with specific reference being made to the pressures on the Children's Services directorate budget.

**RESOLVED –** That the projected financial position of the authority, as detailed within the submitted report, be noted.

## **REGENERATION, TRANSPORT AND PLANNING**

### **25 The Grand Quarter**

Further to Minute No. 71, 21<sup>st</sup> October 2015, the Director of City Development submitted a report providing an update on the progress made in negotiations for the disposal and development of land at Belgrave Gardens and which also recommended that the Council exchanged an Option Agreement for the sale of such land.

Following consideration of Appendix 1 to the submitted report, together with the associated plan, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

#### **RESOLVED –**

- (a) That approval be given to the Council exchanging an Option Agreement with Wade Lane Developments Limited for the sale of land at Belgrave Gardens on the terms as detailed within exempt appendix 1 to the submitted report;
- (b) That approval be given for officers to negotiate the final terms for the disposal of Council owned land at Belgrave Gardens, and also for the disposal of the Council's freehold reversionary interest in Belgrave House, Commerce House and Warwick House, and that final terms for the disposals be approved by the Director of City Development under delegated powers; and
- (c) That subject to an encouraging response to the Expressions of Interest by the Heritage Lottery Fund (HLF), the necessary authority be delegated to the Director of City Development, in liaison with the Executive Member (Regeneration, Transport and Planning), to submit a Stage 1 bid to the HLF in support of a heritage-led regeneration programme for the Grand Quarter.

### **26 Design and Cost Report: Proposed Maintenance Works: Leeds Grand Theatre**

The Director of City Development submitted a report regarding proposed maintenance works in respect of the Leeds Grand Theatre and which sought approval for an injection of funding into the Capital Programme, together with 'Authority to Spend', in order to enable such maintenance works to be undertaken.

Following consideration of Appendices 1 and 2 to the submitted report, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which were considered in private at the conclusion of the meeting, it was

#### **RESOLVED –**

- (a) That an injection of funding into the Capital Programme, together with an 'Authority to Spend' on the proposed maintenance works to the

Leeds Grand Theatre, as detailed within exempt Appendix 1 to the submitted report, be approved;

- (b) That in the event that the injection of funding and 'Authority to Spend', as detailed within exempt Appendix 1 proves insufficient, the Deputy Chief Executive and the Director of City Development with the concurrence of the Executive Member for Economy and Culture be authorised to approve a further injection and 'Authority to Spend', as detailed in exempt Appendix 1, in order to facilitate the proposed maintenance works to the Theatre.

**27 Leeds City Region Enterprise Zone update and Infrastructure Delivery**

The Director of City Development submitted a report which provided an update on the progress achieved to date in respect of the Leeds City Region Enterprise Zone and highlighted the priority areas of work moving forward. The report also sought approval to commence a procurement process and utilise Council owned land to deliver a power solution which was intended to ensure that the required infrastructure was in place to facilitate the continued delivery within the Enterprise Zone and wider Aire Valley area.

Following consideration of Appendix 1 to the submitted report, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

**RESOLVED –**

- (a) That the progress made to secure development and occupation of new floorspace within the Enterprise Zone, be noted;
- (b) That the recommendations made within the 2015 Enterprise Zone Growth Plan, be noted;
- (c) That a procurement exercise by the Director City Development to deliver improved infrastructure within the Enterprise Zone, in consultation with the Executive Member for Regeneration, Transport and Planning, and subject to funding being confirmed by the Local Enterprise Partnership (LEP), be approved;
- (d) That the necessary authority be delegated to the Director City Development in order to enter into negotiations and agree a contract to deliver the required infrastructure improvements;
- (e) That the necessary authority be delegated to the Director City Development in order to agree terms for the use of Council owned land adjacent to the A63 to accommodate a new electricity substation;
- (f) That the proposed funding mechanism to support delivery of the infrastructure improvements within the Enterprise Zone, be noted;



- (g) That the necessary authority be delegated to the Director City Development in order to inject funding from the LEP into the Council's Capital Programme, in order to support infrastructure delivery within the Enterprise Zone.

## **28 Design and Cost Report for Acquisition of Properties for the Council's Investment Portfolio**

The Deputy Chief Executive and the Director of City Development submitted a joint report regarding the terms for the acquisition of two newly constructed buildings in Leeds (3 Sovereign Square and Unit 1 Logic Leeds) which could be added to the Council's property investment portfolio.

Members welcomed the proposals to acquire the properties, as detailed within the submitted report.

It was confirmed to the Board that the name of the tenant to occupy Unit 1, Logic Leeds (Amazon) was now in the public domain. Following this, an enquiry was raised about potential concerns regarding the working practices of that company. In response, it was confirmed that regardless of whether the Council bought the property, Amazon had obtained the lease of Unit 1, Logic Leeds, and as such, should Members have concerns about the working practices of the company on their Leeds premises, then a dialogue could be had with them. In connection with this, Members also considered the possibility of establishing an ethical landlord policy for the Council.

Following consideration of Appendix 1 to the submitted report, designated as exempt from publication under the provisions of Access to Information Procedure Rule 10.4(3), which was considered in private at the conclusion of the meeting, it was

### **RESOLVED –**

- (a) That the acquisition of 3 Sovereign Square as an investment on the terms as detailed within exempt Appendix 1 to the submitted report, be approved;
- (b) That the acquisition of Unit 1 Logic Leeds as an investment on the terms as detailed within exempt Appendix 1 to the submitted report, be approved;
- (c) That the injection into the Capital Programme, together with the associated 'Authority to Spend', for the sums as detailed within exempt Appendix 1, be approved;
- (d) That the Director of City Development, under the scheme of Delegation, be authorised to approve any changes to the recommended terms which may be necessary prior to completion, and that the Director of City Development also be authorised to complete the acquisitions;

- (e) That the Director of City Development be authorised to investigate the acquisition of additional investment opportunities which will further enhance the strength and performance of the Council's investment portfolio in supporting the Council's budget and stimulating economic regeneration and confidence as part of a strategic investment fund;
- (f) That the resolutions, as detailed within this minute be exempted from the Call In process, for the reasons as set out within paragraph 4.5.3 of the submitted report (detailed below);
- (g) That the recommendation, as detailed at paragraph 10.1 of exempt Appendix 1 be approved, and that the Director of City Development be authorised to facilitate this resolution.

(The Council's Executive and Decision Making Procedure Rules state that a decision may be declared as being exempt from Call In by the decision taker if it is considered that any delay would seriously prejudice the Council's, or the public's interests. In line with resolution (f) above, the resolutions contained within this minute were exempted from the Call In process as the Council is purchasing 3 Sovereign Square under the provision of an option agreement which requires the transaction to be exchanged within 20 days of notice being served by the vendor. By variation, the vendors have agreed to extend this to a long-stop date of the 27 June to exchange. Accordingly, if the Council does not exchange by that date it will lose its special position afforded by the option agreement. This situation would place the purchase under significant risk. Similarly, with respect to Unit 1 Logic Leeds, the price negotiated has been concluded on the basis that the sale is completed by 30 June 2016 to be before the end of the vendor's financial year. Should the sale not complete to that timescale, the Council would be at risk of the sale and the purchase price being re-opened for negotiation in open competition with other parties).

## **29 Holbeck, South Bank Supplementary Planning Document (SPD) - Adoption**

Further to Minute No. 160, 9<sup>th</sup> March 2016, the Director of City Development submitted a report presenting feedback from the public consultation exercise undertaken on the draft Holbeck, South Bank Supplementary Planning Document (SPD) and which requested approval of the proposed changes arising from this. Specifically, the report recommended the adoption of the re-drafted SPD, which would formally replace the existing Holbeck Urban Village Revised Planning Framework, previously adopted as Supplementary Planning Guidance in 2006.

Members acknowledged and welcomed the proposal to now refer to the area as Holbeck, rather than 'Holbeck Urban Village'.

### **RESOLVED –**

- (a) That the contents of the submitted report, together with the associated formal consultation statement, be noted;

- (b) That the renaming of the Holbeck Urban Village, South Bank Supplementary Planning Document to 'Holbeck, South Bank Supplementary Planning Document' be approved, and that officers commence dialogue with residents and partners in order to consider how best to market and promote this area of the city;
- (c) That the Holbeck, South Bank Supplementary Planning Document be adopted in the form as appended to the submitted report, pursuant to section 23 of the Planning and Compulsory Purchase Act 2004 (as amended);
- (d) That it be noted that the Chief Planning Officer will publish the Holbeck, South Bank Supplementary Planning Document (SPD) and associated documents in accordance with the Town and Country planning (Local Planning) (England) Regulations 2012 Compulsory Purchase Act 2004 (as amended).

### **30 Dewsbury Road: Integrated Road Safety Scheme**

The Director of City Development submitted a report which sought approval of the detailed design and implementation of the Dewsbury Road integrated road safety scheme and the associated Traffic Orders.

Responding to an enquiry, the Board noted that local Ward Members had been consulted, and that further consultation would continue, as the scheme progressed.

#### **RESOLVED –**

- (a) That the scheme, as detailed within the submitted report, be approved, and that the detailed design and implementation of said package of measures, as shown on drawing TM-10-2377-GA-01b, as appended to the submitted report, be authorised;
- (b) That authority to incur expenditure of £600,000, comprising of £495,000 works costs, £100,000 staff fees and £5,000 legal fees, be approved, and which are all to be funded from the Local Transport Plan Transport Policy Capital Programme;
- (c) That it be noted that all remaining decisions following detailed design relating to the proposed Traffic Regulation Orders, Speed Limit Order, Movement Order, Section 90c Notices and the designation of cycle tracks on the public highway will be reported to the Chief Officer (Highways and Transportation) using existing powers under the Officer Delegation Scheme (Part 3, Council Constitution) and sub-delegated by the Director of City Development.

(Under the provisions of Council Procedure Rule 16.5, Councillor A Carter required it to be recorded that he abstained from voting on the decisions referred to within this minute)

**31 Design and Cost Report for the Repair of Linton Bridge and other Highway Infrastructure Assets damaged during Winter Storms of 2015**

The Director of City Development submitted a report providing details regarding the cost of repairs to Council owned infrastructure as a result of the flooding in December 2015 and the grant award funding from government to effect repairs. Specifically, the submitted report detailed proposals regarding the repair of Linton Bridge and which sought support to approach Central Government to make additional funds available for broader infrastructure works.

Members received an update on the currently projected timeframe for the completion of the bridge, whilst the complexities of the project were noted. In addition, further information was also provided on the actions being taken to progress other assets which had been damaged by the 2015 winter storms.

**RESOLVED –**

- (a) That the contents of the submitted report be noted;
- (b) That the proposal not to pursue the provision of a temporary bridge between Linton and Collingham be approved;
- (c) That the injection of £4.5m government grant for local road repairs into the Bridge Maintenance Capital Programme, together with associated 'Authority to Spend', be approved, for the sole purpose of expeditious repairs to Linton Bridge, with any remaining funding at the completion of the repairs to be distributed proportionally to the cost of repairs to other Leeds City Council infrastructure assets;
- (d) That the Permanent Works be procured and delivered in line with the dates as identified within section 3.11 of the submitted report;
- (e) That support be given to an approach being made to Central Government to make additional funds available for broader infrastructure works;
- (f) That it be noted that the Chief Officer Highways and Transportation is responsible for the implementation of such matters.

**32 The Future of Transport in Leeds**

Further to Minute No. 72, 21<sup>st</sup> October 2015, the Director of City Development submitted a report which provided details of the Secretary of State for Transport's decision to not grant the legal powers (under the Transport and Works Act) needed to construct and operate a trolleybus system in the form that was presented through the related Public Inquiry. In addition, the report highlighted that the funding allocated for New Generation Transport (NGT), £173.5m, would remain as allocated for schemes within Leeds, whilst it also presented the proposed next steps regarding the future of transport in Leeds.

Members made reference to the way in which such matters had recently featured in the local press.

Having noted the proposal to draw up an outline strategic case for the funding by the early autumn, Members discussed such timescales and looked forward to further discussion on this matter.

**RESOLVED –**

- (a) That the Government's decision regarding NGT, as detailed within the submitted report, be noted;
- (b) That it be agreed that the Council do not make an application for a Judicial Review of the Secretary of State decision, now that the Department for Transport (DfT) has been allocated £173.5m for transport in Leeds;
- (c) That it be noted that the Leader has asked for an associated scrutiny inquiry to take place, and that support be given to the proposal that the DfT and the West Yorkshire Combined Authority (WYCA) be invited to participate;
- (d) That approval be given to a letter being sent to the Secretary of State for Transport which outlines concerns about the process of developing public transport schemes in order to help lessons to be learnt nationally;
- (e) That officers be requested to undertake city wide engagement on developing a new long term transport vision and an associated transport plan, including for the allocation of the £173.5m;
- (f) That approval be given for officers to work in partnership with WYCA and the DfT to draw up an outline strategic case for the funding by the early autumn for submission to Secretary of State for Transport with the aim that by the end of the year we will have reached a clear, transparent and concise funding agreement for the £173.5m with Government.

**DATE OF PUBLICATION:**

FRIDAY, 24<sup>TH</sup> JUNE 2016

**LAST DATE FOR CALL IN  
OF ELIGIBLE DECISIONS:**

5.00 P.M., FRIDAY, 1<sup>ST</sup> JULY 2016

(Scrutiny Support will notify Directors of any items called in by 12.00noon on Monday, 4<sup>th</sup> July 2016)

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