



FOR PUBLICATION

DERBYSHIRE COUNTY COUNCIL

CABINET

Thursday, 27 July 2023

Report of the Executive Director - Children's Services

Children's Services Capital Programme 2023-24
(Cabinet Member for Education)

1. Divisions Affected

1.1 County wide

2. Key Decision

2.1 This is a key decision because it will result in the Council incurring expenditure totalling £6,122,678 and affects communities living or working in an area comprising two or more electoral divisions in the County area.

3. Purpose

3.1 To approve the Children's Services Capital Programme 2023-24 and allocations to individual projects and the allocation of Section 106 funding. To note allocations made under delegated powers and the receipt of funds received/returned to the Children's Services Capital Budget.

4. Information and Analysis

4.1 **School Condition Allocation** – On 29 March 2023, the DfE announced School Condition Allocations for 2023-24 which includes £9,444,915 for the Authority to allocate to projects in schools for which it is responsible for capital funding.

Basic Need Allocation – The Authority is responsible for providing new school places where required across the Authority including in Academies. This funding is known as Basic Need. The DfE also announced a Basic Need allocation of £575,563 for 2025-26 (places needed by September 2026).

NB the 2024-25 (places needed by September 2025) Basic Need allocation was announced on 22 March 2022 as part of a 2 year programme.

- 4.2 As reported to Cabinet on 18 May 2023 there is an unallocated balance of £24,053,245 in the Children's Services Capital budget made up of Basic Need (BN) and School Condition (SCA).
- 4.3 6 April 2023 Cabinet approved £102,591 Section 106 developer contributions and £13,764 2020-21 SCA for a breakout pod at Middleton Community Primary School.
- 4.4 Approvals made under delegated powers by the Executive Director for Children's Services and the Children's Services Head of Development from the Children's Services Capital budget are set out in Appendix 2.
- 4.5 Funds received/returned to the Children's Services Capital budget as set out in Appendix 3.
- 4.6 A breakdown of the proposed programme for consideration and further allocations are set out in Appendix 4. Additions to the programme and further allocations from the Children's Services Capital Budget will be subject of future reports.
- 4.7 If the allocations set out in Appendix 4 are approved, together with the new DfE capital allocations and the received/returned funds as set out in Appendix 3 the unallocated balance of the Children's Services Capital budget will be as detailed in the Appendix 1 – Financial Implications.

5. Consultation

- 5.1 Not applicable

6. Alternative Options Considered

- 6.1 The School Condition is an annual allocation of school condition capital from the DfE. This capital grant is to improve and maintain the condition of the school estate (buildings and grounds). The grant allocation is determined by the DfE and takes into account the information collected

through the Property Data Survey programme. Basic need is an allocation from the DfE for providing new school places by either expanding existing schools or by establishing or new schools in Derbyshire. The allocation is determined by the DfE based on the data collected in the School Capacity Survey (SCAP).

The list of allocations has been drawn up to address the most pressing condition related issues at schools and to provide places where pupil projections indicate there will be pressure on places in a school place planning area. The funding is to ensure there is sufficient capacity at all the schools involved and that the accommodation is suitable to support the delivery of education.

The School Condition Allocation must be spent in accordance with the terms of the grant to improve and maintain the condition of the school estate and cannot be used for any alternative purposes. Similarly, the Basic Need Allocation must be spent in accordance with the terms of the grant to provide new school places.

7. Implications

7.1 Appendix 1 sets out the relevant implications considered in the preparation of the report.

8. Background Papers

8.1 These are held in the Children's Services Development Section.

9. Appendices

9.1 Appendix 1 – Implications

9.2 Appendix 2 - Approvals made under delegated powers

9.3 Appendix 3 –Funds received/returned

9.4 Appendix 4 – Allocations

10. Recommendation(s)

That Cabinet:

a) Notes the allocations made under delegated powers by the Executive Director for Children's Services and the Children's Services Head of Development detailed in Appendix 2.

b) Notes the new DfE capital allocations and receipt of the funds received/returned to the Children's Services Capital Budget detailed in Appendix 3.

c) Approves the allocation of £1,122,771 Section 106 funding to the 3 classroom project at Eureka Primary School as detailed in Appendix 4.

d) Approves the Capital Programme 2023-24 and allocations totalling £953,150 from 2023-24 Basic Need and £5,169,528 from 2023-24 School Condition Allocation to the projects detailed in Appendix 4.

11. Reasons for Recommendation(s)

11.1 To inform Cabinet of the new DfE capital allocations, the approvals under delegated powers and the return/receipt of funds.

11.2 To address the most pressing maintenance issues in schools to ensure the school estate is maintained to a high level.

11.3 To ensure there is sufficient capacity at schools in the County.

12. Is it necessary to waive the call in period?

12.1 No

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Implications

Financial

- 1.1 The financial considerations are as explained in section 2 of the report with detailed breakdowns of allocations included in Appendices 2 & 4.
- 1.2 If the allocations set out in Appendix 4 are approved, together with the delegated approvals set out in Appendix 2 the new DfE capital allocations and the returned funds in Appendix 3, the unallocated balance of the Children’s Services Capital budget will be as detailed below:

Year	Type of Funding	Opening Balance £	Delegated Approvals	Funding Received/ Returned	Allocations in this Report	Balance £
2015-16	Basic Need & School Condition	492,433	295,991	100,000		296,442
2016-17	Basic Need & School Condition	673,158		112,504		785,662
2017-18	Basic Need & School Condition	380,798		504,407		885,205
2018-19	Basic Need & School Condition	2,165,641	1,283,050	52,920		935,511
2019-20	Basic Need & School Condition	367,013				367,013
2020-21	School Condition	120,061	13,764 (Cabinet 6/4/23) 156,500	80,380 35,713		65,890
2021-22	School Condition	101,923				101,923
2022-23	School Condition	1,000,988	880,348	3,697		124,337
2023-24 (for schemes to be)	Basic Need	14,302,267	56,000		953,150	13,293,117

delivered by Sept 2024)						
2023-24	School Condition			9,444,915	5,169,528	4,275,387
2024-25 (for schemes to be delivered by Sept 2025)	Basic Need	4,448,963				4,448,963
2025-25 (for schemes to be delivered by Sept 2026)	Basic Need			575,563		575,563
Total		24,053,245	2,685,653	10,910,099	6,122,678	26,155,013

- 1.3 All goods, works and services required to undertake the identified projects in the report will be procured and awarded in accordance with the Council's Financial Regulations. In-line with the Council's Financial Regulations this report also seeks approval from Cabinet to obtain permission to commence the procurement process. The projects will be considered as included within the Council's Forward Procurement Plan and any subsequent contract award will be in accordance with the Councils Departmental Scheme of Delegation. It should be noted that these procurement exercises will normally take the form of a competitive tender process, but should it be decided that using a Framework is the best option, a separate report will be submitted seeking approval for this.

Legal

- 2.1 The funding allocations are made in accordance with the local authority's financial regulations.
- 2.2 The Local Authority has a duty to secure efficient primary and secondary education and further education to meet the needs of the population of their area under sections 13 and 13A of the Education Act 1996.

Human Resources

- 3.1 None

Information Technology

- 4.1 None

Equalities Impact

5.1 No impact

Corporate objectives and priorities for change

6.1 Not applicable

Other (for example, Health and Safety, Environmental Sustainability, Property and Asset Management, Risk Management and Safeguarding)

7.1 To maintain the safe condition of the school estate.