

**To the Chair and Members of
CHILDREN AND YOUNG PEOPLE'S OVERVIEW AND SCRUTINY PANEL**

**Academies Overview -
Progress update on the current state of relationships and challenges**

Relevant Cabinet Member(s)	Wards Affected	Key Decision
Councillor Nuala Fennelly, Cabinet Member for Children, Young People and Schools	All	None

EXECUTIVE SUMMARY

1. The purpose of this report is to provide an update on the current position regarding the number of academies in Doncaster and future proposals.

EXEMPT REPORT

2. There is no exempt information contained in the report.

RECOMMENDATIONS

3. That the Scrutiny Panel notes the information presented.

WHAT DOES THIS MEAN FOR THE CITIZENS OF DONCASTER?

4. The Overview and Scrutiny function has the potential to impact upon all of the Council's key objectives by holding decision makers to account, reviewing performance and developing policy.

BACKGROUND

5. Once an academy order is issued by the Secretary of State the Council is required to execute all formal documentation necessary to complete the conversion to academy status.
6. The Secretary of State, through the Regional Schools Commissioner (RSC) expects that future applications to academies through the converter route will either be to join an existing Multi Academy Trust (MAT) or will be from a group of schools wishing to form a MAT supported by a robust growth plan.
7. Initially in Doncaster there was a prevalence of Single Academy Trusts or sponsored academies joining an existing large regional trust. The Local Authority has recently seen the emergence of local Multi Academy Trusts forming out of existing strong local partnerships within the area and it is expected that these will continue to grow both in number and in size potentially forming hubs with smaller groups of schools

within one MAT.

We currently have 17 schools classed as SATs and 47 schools within local (13) or regional MAT's (34). 49% of our schools are currently academies and a full breakdown is given in Appendix 1 and Appendix 2.

8. During this calendar year there have been 13 academisations, with a potential 4 academy orders issued for September and October. This is in addition to the opening of XP East, a new 11 to 18 school, to form a new multi academy trust with XP.
9. The Local Authority continues to facilitate the academisation process where schools have lodged an expression of interest with the RSC.

OPTIONS CONSIDERED AND REASONS FOR RECOMMENDED OPTION

10. There are no alternative options within this report as the intention is to provide the Committee with an opportunity to note and consider the information presented.

IMPACT ON THE COUNCIL'S KEY PRIORITIES

	Outcomes	Implications
	<p>All people in Doncaster benefit from a thriving and resilient economy.</p> <ul style="list-style-type: none"> • <i>Mayoral Priority: Creating Jobs and Housing</i> • <i>Mayoral Priority: Be a strong voice for our veterans</i> • <i>Mayoral Priority: Protecting Doncaster's vital services</i> 	<p>The work of Overview a Scrutiny has the potential to have an impact on all the Council's key objective</p>
	<p>People live safe, healthy, active and independent lives.</p> <ul style="list-style-type: none"> • <i>Mayoral Priority: Safeguarding our Communities</i> • <i>Mayoral Priority: Bringing down the cost of living</i> 	
	<p>People in Doncaster benefit from a high quality built and natural environment.</p> <ul style="list-style-type: none"> • <i>Mayoral Priority: Creating Jobs and Housing</i> • <i>Mayoral Priority: Safeguarding our Communities</i> • <i>Mayoral Priority: Bringing down the cost of living</i> 	
	<p>All families thrive.</p> <ul style="list-style-type: none"> • <i>Mayoral Priority: Protecting Doncaster's vital services</i> 	
	<p>Council services are modern and value for money.</p>	
	<p>Working with our partners we will</p>	

	provide strong leadership and governance.	
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RISKS AND ASSUMPTIONS

11. There are no specific risks associated with this report.

LEGAL IMPLICATIONS

12. Under the Academies Act 2010, Local Authorities are under an obligation to give effect to the Secretary of State's Academy Order by doing all acts necessary to assist the relevant School to convert to an Academy as per the above Order. In particular, including entering into:
 - (a) a 125 year lease to the Academy of the premises currently occupied by the school.
 - (b) a Commercial Transfer Agreement transferring the Assets to the Academy.
13. The Lease and Commercial Transfer Agreement are based on model documents prescribed by the DfE.
14. The Academisation of the School means that staff will be transferring from their employer to the new Academy. Where the school is a community school they will transfer from their employment with the Local Authority. This transferring of staff is likely to be regarded as a relevant Transfer within the meaning of the Transfer of Undertakings Protection of Employment Regulations 2006 (as Amended). The relevance of this is that the legislation imposes obligations on both in old and new employer in relation to consulting with staff. Not consulting in accordance with the legislation can give rise to a claim to a Tribunal where both the new and old employers can be found to be responsible for any financial penalty imposed therefore care should be taken to ensure the staff transferring are consulted in accordance with the legislation to avoid legal and financial liability. This legal obligation includes informing the staff of any action it is proposed to be taken by the Employer following the transfer. Doncaster Council should therefore ensure the new employers have complied with their obligation to inform of any action to be taken and that this is communicated to transferring staff.

Any staff, whose principal or main role is with the transferring service are likely to transfer. Employees are entitled to transfer on their current terms and conditions. Liability in respect of the employment of the transferring staff transfers to the new employer and advice must be taken when considering indemnities in respect of these liabilities.

FINANCIAL IMPLICATIONS

15. In the case of a sponsored Academy, any surplus balance held by the maintained school upon conversion must be paid to the Academy Trust as per the Academy Conversion (Transfer of School Surpluses) Regulations 2013. If the school has a deficit upon conversion to Academy, the deficit remains with the LA, to be funded from its core revenue budget as per the Academy Conversion (Transfer of School

Surpluses) Regulations 2013. School deficits are not an allowable charge on the LA's schools budget.

In the case of convertor academies, any surplus balance held by the school must be paid to the Academy Trust as per the Academy Conversion (Transfer of School Surpluses) Regulations 2013. Should the school have a deficit upon conversion, as a convertor academy, the DfE would reimburse the LA and recover the money back from the academy through abatement of their General Annual Grant (GAG).

HUMAN RESOURCES IMPLICATIONS

16. There are no specific human resource implications arising directly from this report.

TECHNOLOGY IMPLICATIONS

17. There are no technology implications arising from this report.

EQUALITY IMPLICATIONS

18. Within its programme of work Overview and Scrutiny gives due consideration to the extent to which the Council has complied with its Public Equality Duty and given due regard to the need to eliminate discrimination, promote equality of opportunity and foster good relations between different communities, ensuring fair access for all.

CONSULTATION

19. There is no consultation required for this report.

BACKGROUND PAPERS

20. None

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Appendix 1 – Statistical Overview

Analysis By School Type

School Type	No of Schools	Maintained Schools	Sponsor Led	Converter	Free Schools	Total	% Academy	MAT	SAT
Infant	9	6	0	3	0	3	33%	3	0
Junior	7	4	2	1	0	3	43%	3	0
Primary	83	48	12	23	0	35	42%	28	7
Secondary	18	0	8	9	1	18	100%	11	7
Special	5	4	1	0	0	1	20%	1	0
Pupil Referral Unit	2	2	0	0	0	0	0%	0	0
Alternative Prov	1	0	0	0	1	1	100%	1	0
Total	125	64	23	36	2	61	49%	47	14

Analysis by Pyramid

Pyramid	No of Schools	Maintained Schools	Sponsor Led	Converter	Free Schools	Total	% Academy	MAT	SAT
Adwick	9	7	1	1	0	2	22%	2	0
Armthorpe	4	0	0	4	0	4	100%	3	1
Balby	7	1	3	3	0	6	86%	6	0
Campsmount	6	5	0	1	0	1	17%	0	1
Conisbrough	7	0	4	3	0	7	100%	6	1
Danum	5	3	1	1	0	2	40%	2	0
Don Valley	8	6	0	2	0	2	25%	2	0
Ash Hill/Hungerhill	1	0	0	1	0	1	100%	0	1
Edlington	7	4	1	2	0	3	43%	3	0
Hall Cross	7	4	1	2	0	3	43%	2	1
Hatfield	7	4	1	2	0	3	43%	3	0
Hayfield	6	3	0	3	0	3	50%	0	3
Hungerhill	6	1	2	3	0	5	83%	3	2
McAuley	10	6	2	2	0	4	40%	2	2
Mexborough	6	2	2	2	0	4	67%	4	0
N/A	8	6	1	0	1	2	25%	2	0
Ridgewood	8	5	1	2	0	3	38%	2	1
Rossington	5	1	2	2	0	4	80%	4	0
St Pius	1	1	0	0	0	0	0%	0	0
Thorne	6	5	1	0	0	1	17%	1	0
XP	1	0	0	0	1	1	100%	0	1
Total	125	64	23	36	2	61	49%	47	14

Opening Date by Year

Year	No of Schools	2014	6
2005	1	2015	3
2009	2	2016	8
2011	10	2017	13
2012	15	Total	61
2013	3		

Appendix 2 – Trust Details

Single / Multi Academy	Trust Name	School Type	Establishment name
SAT	Armthorpe Shaw Wood Academy Ltd	Primary	Armthorpe Shaw Wood Academy
	Auckley School	Primary	Auckley School
	Barnby Dun Primary Academy	Primary	Barnby Dun Primary Academy
	Campsmount Community Academy Trust	Secondary	Campsmount (A Co-Operative Academy)
	Conisbrough Ivanhoe Primary Academy	Primary	Conisbrough Ivanhoe Primary Academy
	Dunsville Primary Academy Trust	Primary	Dunsville Primary School
	Hungerhill Academy Trust	Secondary	Hungerhill School
	Our Lady of Doncaster Umbrella Trust, Holy Family Academy Trust	Primary	Holy Family Catholic Primary School
	Our Lady of Doncaster Umbrella Trust, The McAuley Catholic High School	Secondary	The McAuley Catholic High School
	St Oswald's Church of England Academy	Primary	St Oswald's CofE Academy
	The Academy @ Ridgewood Trust	Secondary	Ridgewood School
	The Consortium of Community Trusts, Hall Cross Academy Trust	Secondary	Hall Cross Academy
	The Hayfield School	Secondary	The Hayfield School
	XP School (Doncaster Ltd)	Secondary	XP School
MAT	Astrea Academy Trust	Primary	Castle Academy
			Denaby Main Primary Academy
			Edenthorpe Hall Primary Academy
			Hexthorpe Primary School
			Hillside Academy
			Kingfisher Primary School
	Consilium Academies, The Consortium of Community Trusts	Secondary	Armthorpe Academy
	Delta Education Trust (previously School Partnership Trust Academies)	Alternative Prov	St Wilfrid's Academy, Doncaster
		Infant	Grange Lane Infant Academy
			Rowena Academy
		Junior	Pheasant Bank Academy
		Primary	Crookesbroom Primary Academy
			Hatfield Woodhouse Primary School
			Highfields Primary Academy
		Secondary	Ash Hill Academy
			De Warenne Academy
			Don Valley Academy and Performing Arts College
			Rossington All Saints Academy
	Empowering Minds Academy Trust	Primary	Bessacarr Primary School
			Southfield Primary
			Tranmoor Primary
			Highwoods Primary
	Exceed Learning Partnership	Primary	Edlington Victoria Academy
			Hill Top Academy

	Inspiring Futures Academy Trust	Primary	Bentley High Street Primary School
			Rosedale Primary School
	James Montgomery Academy Trust	Primary	Mexborough St John the Baptist CofE Primary School
	Kirk Sandall Academy Trust	Infant	Kirk Sandall Infant School
		Junior	Kirk Sandall Junior School
	Maltby Learning Trust	Secondary	Sir Thomas Wharton Community College
	Nexus Multi Academy Trust	Special	Pennine View School
	Outwood Grange Academies Trust	Secondary	Outwood Academy Adwick
			Outwood Academy Danum
	The Diocese of Sheffield Academies Trust	Primary	Rossington St Michael's CofE Primary School
	The Hallam Schools' Partnership Academy Trust	Primary	St Joseph's School, a Catholic Voluntary Academy
			Our Lady of Sorrows Catholic Voluntary Academy
	The Rose Learning Trust	Primary	Balby Central Primary School
			Richmond Hill Primary Academy
			Woodfield Primary School
	Trinity Academy	Secondary	Trinity Academy
	Wakefield City Academies Trust	Junior	Morley Place Academy
		Primary	Carr Lodge Academy
			Montagu Academy
			Waverley Academy
			Willow Academy
		Secondary	Balby Carr Community Academy
			Mexborough Academy