

OFFICER DECISION RECORD 1 FORM

This form should be used to record Officer Decisions in Excess of £100k (but below the key decision threshold), or where required by Financial, Contract or other Procedure Rules or following formal delegation from Cabinet or a Cabinet Member or a Council Committee.

Decision Reference No: 1920001

BOX 1

DIRECTORATE: Learning & Opportunities – Children & Young People

DATE: 3rd April 2019

Contact Name: Neil McAllister

Tel. No.: 01302 735283

Subject Matter: Safeguarding and Access Capital Grant – Seedlings Nursery

BOX 2**DECISION TAKEN**

To approve the following Safeguarding and Access capital allocation which was provisionally approved by the Learning Provision Organisation Board Sub Group on the 6th March 2019

School / Academy	Description of Works	Value (excluding a 15% contribution)
Seedlings Nursery	Other Works	£20,956.23
TOTAL		£20,956.23

As this is a Local Authority setting, the Local Authority will fund the 15% contribution towards the works (£3,698.16). This is to be funded through the Safeguarding Fund.

BOX 3**REASON FOR THE DECISION**

At the request of Schools Forum, the Department for Education / Secretary of State gave permission to establish a central Schools Block DSG expenditure budget of £1,000,000 to focus on two areas:-

- Access

- Safeguarding.

The budget is provided to deliver learning environment improvements within Schools, Academies, PRUs and Learning Centres and it is expected that a 10% contribution will be required towards any project based on the estimate provided. For the final round, this was increased to 15% to ensure the funding is fully utilised. It is intended that the funding will be allocated over a 3 year period with a full review and progression report supplied to School Forum in July 2018.

Schools Forum delegated responsibility for administering the funds through the Learning Provision Organisation Board.

The Board sub group discussed each application on a case by case basis following recommendations from Construction Services and the Learning Provision Organisation Team. Approved bids were felt to meet the defined criteria of the Safeguarding and Access fund and as such approved under these conditions.

BOX 4

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

1. Do nothing – This would put the safety of Doncaster children at risk.
2. Approve all applications – This would remove the focus of a limited fund from the highest priority cases.
3. Agree the decisions of the Board – To focus on the highest priority need and not fund applications where only enhancements would be gained to existing systems.

Option 3 is the recommended option to agree the decisions of the Board and prioritise the funding where specific safeguarding solutions can be identified.

BOX 5

LEGAL IMPLICATIONS

Section 1 of the Localism Act 2011 provides the Council with the general power of competence which allows the Council to do anything with a person may generally do.

S111 of the Local Government Act 1972 states that a local authority shall have power to do anything (whether or not involving the expenditure, borrowing or lending of money or the acquisition or disposal of any property or rights) which is calculated to facilitate, or is conducive or incidental to, the discharge of any of their functions.

Under Section 175 of the Education Act 2002 the Council must exercise its functions as a local education authority with a view to safeguarding and promoting the welfare of children.

Legal Services should be consulted to provide a funding agreement with the school. Compliance with the terms of the funding agreement should be monitored to ensure the funds are spent in accordance with the approved schemes of work.

Name: Paula Coleman Signature:  Date: 09.04.19

Signature of Assistant Director of Legal and Democratic Services (or representative)

BOX 6

FINANCIAL IMPLICATIONS:

This ODR is to approve capital expenditure of £24,654.39 for safeguarding or access work at educational establishments which have been approved by the School Organisation Board.

Funding of £1m currently forms part of the LOCYP Capital Programme. This £1m was originally Secretary of State approved DSG funding from 2015-16 specifically for safeguarding and access schemes. The DSG grant funding terms and conditions were adhered to in 2015-16 by matching schemes to this allocation in that year and setting aside the equivalent £1m Local Authority Capital Maintenance funding for allocation on these schemes through the Safeguarding & Access Board.

Should this ODR be approved a balance of £2,573.36 would be remaining for future safeguarding and access applications to be approved by the School Organisation Board as £972,772.25 has been approved & committed through ODR numbers:
17818187,1718204,1718211,1819008,1819024,1819039,1819042,1819046,1819050,181905,181905,
1819055,1819057 and 1819065.

All schools are normally required to provide a 15% funding towards the cost of any work at their school. In this case this has been waived so the total costs of the project will be fully borne by the LOCYP capital program.

Name: David Armistead Signature: [REDACTED] Date: 10/04/2019

Signature of Chief Financial Officer and Assistant Director of Finance (or representative)

BOX 7

OTHER RELEVANT IMPLICATIONS

Name: _____ **Signature:** _____ **Date:** _____

Signature of Assistant Director (or representative)

ANY IMPLICATIONS SENT TO DEPARTMENTS SHOULD GENERALLY BE SUBMITTED AT LEAST 5 WORKING DAYS IN ADVANCE TO ENSURE THESE CAN BE GIVEN THE RELEVANT CONSIDERATION.

BOX 8

EQUALITY IMPLICATIONS:

In taking this decision, the decision maker must be aware of their obligations under section 149

Equality Act 2010. This section contains the Public Sector Equality Duty (PSED). It obliges public authorities, when exercising their functions, to have 'due regard' to the need to:

- a) Eliminate discrimination, harassment and victimization and other conduct which the Act prohibits;
- b) Advance equality of opportunity; and foster good relations between people who share relevant protected characteristics and those who do not.

Local educational facilities will remain accessible for local children and their families.

Name: Neil McAllister Signature: [REDACTED] Date: 3rd April 2019
(Report author)

BOX 9
RISK IMPLICATIONS:

A failure to comply with statutory regulations if works are not completed.

BOX 10
CONSULTATION

Officers

(In addition to Finance, Legal and Human Resource implications and Procurement implications where necessary, please list below any other teams consulted on this decision, together with their comments)

Members

Under the Scheme of delegation, officers are responsible for day to day operational matters as well as implementing decisions that have been taken by Council, Cabinet, Committee or individual Cabinet members. Further consultation with Members is not ordinarily required. However, where an ODR relates to a matter which has significant policy, service or operational implications or is known to be politically sensitive, the officer shall first consult with the appropriate Cabinet Member before exercising the delegated powers. In appropriate cases, officers will also need to consult with the Chair of Council, Committee Chairs or the Chair of an Overview and Scrutiny Panel as required. Officers shall also ensure that local Members are kept informed of matters affecting their Wards.

BOX 11
INFORMATION NOT FOR PUBLICATION

It is in the public's interest to be aware of this decision record under the Freedom of Information Act 2000, therefore this decision will be published in full redacting signatures only.

Name: Neil McAllister Signature: [REDACTED] Date: 3rd April 2019

Signature of FOI Lead Officer for service area where ODR originates

**BOX 12
BACKGROUND PAPERS**

Please confirm if any Background Papers are included with this ODR **NO**

(If YES please list and submit these with this form)

**BOX 13
AUTHORISATION**

Name: Damian Allen Signature :  Date: 12/04/2019

Director of People

Does this decision require authorisation by the Chief Financial Officer or other Officer

NO

If yes please authorise below:

Name: _____ Signature: _____ Date: _____

Director/Assistant Director of _____

Consultation with Relevant Member(s)

Name: _____ Signature: _____ Date: _____

Designation _____

Declaration of Interest **NO**

If YES please give details below:

PLEASE NOTE THIS FORM WILL BE PUBLISHED ON THE COUNCIL'S WEBSITE IN FULL UNLESS IT CONTAINS EXEMPT OR CONFIDENTIAL INFORMATION.

Once completed a PDF copy of this form and any relevant background papers should be forwarded to Governance Services at Democratic.Services@doncaster.gov.uk who will arrange publication.

It is the responsibility of the decision taker to clearly identify any information that is confidential or exempt and should be redacted before publication.