

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: 2223017

BOX 1

DIRECTORATE: Learning &
Opportunities – Children & Young People

DATE: 08/06/22

Contact Name: Neil McAllister

Tel. No.: [REDACTED]

Subject Matter: St Alban's Catholic Primary and Nursery School Academy Conversion

BOX 2

DECISION TAKEN

Further to the academy orders of the Regional Schools Commissioner issued on 18 May 2022 the Council is now required to execute all formal documentation necessary to complete an academy conversion for St Alban's Catholic Primary and Nursery School.

The school will join the St Clare Catholic Multi Academy Trust on 1 September 2022..

This decision record approves the appropriate instruction to the Council's Legal section to complete and seal the appropriate documentation in order for the above academy conversion..

BOX 3

REASON FOR THE DECISION

To comply with the Secretary of State's Academy Orders and the approval of the academy trust transfer approved on 18 May 2022.

BOX 4

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

No further options were available for consideration in order comply with the statutory orders and trust transfers.

Name: Neil McAllister **Signature:** [REDACTED] **Date:** 08/06/22
(Report author)

BOX 5**LEGAL IMPLICATIONS:**

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.

As the converting schools are Voluntary Aided Schools who own their assets and employ their staff via the governing body, the only requirements imposed on the Council relate to the leasing or transferring of areas of land that are currently used by the school that are in the ownership of the Council. In this instance the playing fields used by the School need to be disposed of by way of a 125 year lease from the Council to the incoming MAT to complete simultaneously with the Schools transfer of their existing assets to the MAT. This disposal requires Secretary of State consent which is provided by way of the Academy Order referred to above.

Name: Sarah Hardy **Signature:** [REDACTED] **Date:** 10/6/22

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

BOX 6**FINANCIAL IMPLICATIONS:**

St Albans Catholic Primary School held a balance as at the 31st March 2022 as follows.

| School | Balance 31 st March 2022 (£) | Surplus / Deficit |
|-----------|---|----------------------|
| St Albans | 74,462.63 | Surplus |

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

Name: Stephen Boldry **Signature:** [REDACTED] **Date:** 8th June 2022
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: (To be completed by the author).

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
- c) 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:** _____ **Date:** 08/06/2022
(Report author)

BOX 9

RISK IMPLICATIONS: (To be completed by the author)

This is a statutory process, there are no risks attached to this decision.

BOX 10

CONSULTATION

Consultation will be carried out by the relevant Trusts, Diocesan and Voluntary Aided Schools as necessary.

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:** _____ **Date:** 08/06/2022
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: Riana Nelson **Signature:**  **Date:** 14/06/2022

Director of Learning Opportunities and Skills (DCS)

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

NO

If yes please authorise below:

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

Chief Executive/Director/Assistant Director of _____

Consultation with Relevant Member(s)

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

Designation _____

(e.g. Mayor, Cabinet Member or Committee Chair/Vice-Chair)

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.