

Report No.
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London Borough of Bromley

PART ONE - PUBLIC

Decision Maker: EXECUTIVE

Date: Wednesday 22 March 2017

Decision Type: Non-Urgent Executive Key

Title: BASIC NEED PROGRAMME UPDATE, INC S106
ALLOCATIONS

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Chief Officer: Director: Education (ECHS)

Ward: (All Wards);

1. Reason for report

This report updates the capital schemes included within the Council's Basic Need Programme with a project value over £1million.

2. **RECOMMENDATION(S)**

2.1 That the Executive agrees the updated Updated Basic Need Programme as set out in Appendix 4, subject to Full Council approval.

2.2 That the Executive agrees the use of £2.890m of unallocated Section 106 Education monies as detailed within Appendix 3.

2.3 That the Executive agrees an increase to the Basic Need capital scheme of £2,597k to reflect the SEND Provision capital grant allocation as detailed in paragraph 3.3.

2.4 That approval be given to the fully costed appraisal for the new schemes at Beacon Academy (Orpington), Bishop Justus School, Castlecombe Primary School, St John's CE Primary School and Tubbenden Primary School in addition to the projects outlined in the previous report agreed by the Executive on 2 April 2014 and 20th May 2015 as set out in Appendix 2 to this report.

2.5 That the Director of Education be authorised to support schools to submit planning applications in association with these works.

Impact on Vulnerable Adults and Children

1. Summary of Impact: This programme is currently benefitting local children through providing 1,635 temporary and 2,550 permanent school places in both mainstream and specialist settings.
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Corporate Policy

1. Policy Status: Existing Policy
 2. BBB Priority: Children and Young People
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Financial

1. Cost of proposal: Estimated Cost
 2. Ongoing costs: Non-Recurring Cost
 3. Budget head/performance centre: Education Capital Programme
 4. Total current budget for this head: £81,683k
 5. Source of funding: DfE Basic Need Capital Grant, DfE SEND Capital Grant, DfE Capital Maintenance Grant, S106 contributions
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Personnel

1. Number of staff (current and additional):
 2. If from existing staff resources, number of staff hours:
-

Legal

1. Legal Requirement: Statutory Requirement
 2. Call-in: Applicable
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Procurement

1. Summary of Procurement Implications: There are no procurement implications arising from this report. The procurement strategy for Basic Need has been set out in previous reports.
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected): In excess of 4,000 pupils in Bromley
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? Not Applicable
2. Summary of Ward Councillors comments:

3. COMMENTARY

- 3.1 This report updates the Council's Basic Need Capital Programme with schemes with an estimated value in excess of £1 million.
- 3.2 The Council receives Basic Need Capital Grant from the DfE to support the delivery of sufficient school places, with a total of £77.9m so far allocated for 2011-2019.
- 3.3 In addition, the Council has received a capital allocation of £2,596,530 for SEN. Apart from the scheme at Tubbenden Primary School utilisation will be considered as part of the High Needs Block Review. These allocations are provided in addition to the basic need capital funding that local authorities receive to support the capital requirement for providing new pupil places. The formula for allocation is based principally on projected population growth for children and young people aged 2-18 between the years 2018-19 and 2020-21.

2011-12 allocation	4,496,771
Autumn 2011 exceptional in-year allocation	1,277,936
2012-13 allocation	2,404,519
Spring 2012 exceptional in-year allocation	1,590,436
2013-15 allocation	9,968,079
2015-16 allocation	20,635,153
2016-17 allocation	21,666,911
2017-18 allocation	8,837,573
2018-19 allocation	6,895,846
Contribution from DfE Capital Maintenance Grant underspend	1,200,000
Transfer from Reconfiguration of Special Schools Scheme	113,000
Total allocation to date:	£79,086,224

SEND Provision Capital Funding

2018-19 allocation	£865,510
2019-20	£865,510
2020-21	£865,510
Total allocation to date:	£2,596,530

- 3.3 The table above includes the Basic Need Capital Grant available inclusive of contributions from DfE Capital Maintenance Grant and funds allocated within the Council's capital programme for the reconfiguration of special schools.
- 3.4 In addition, the Basic Need capital programme also includes capital contributions from a range of other capital funding programmes including Seed Challenge, Access Initiative and Suitability along with Section 106 contributions.
- 3.5 Appendix 1 provides an update on those projects recently completed, currently being delivered or under development
- 3.6 Appendix 2 provides a financial appraisal of those capital projects that are either new to the programme, or where costs have changed since the last report to the Executive on [] March 2016 and need reappraisal.
- 3.5 Appendix 3 provides a updated schedule of where S106 monies received by the Council are being allocated to schemes in the Basic Need Capital Programme.
- 3.6 Appendix 4 provides details of the Basic Need Programme. There is currently insufficient funding provided by the DfE and other sources to deliver all the schemes within the Basic Need Programme.
- 3.7 Projects are categorised as follows:
- A - Completed projects, including projects that are in defects and yet to reach Final Account.
 - B - Projects in Delivery (Funded) – schemes that are in the delivery phase and have available funding allocated to them to allow delivery
 - C - Projects in Delivery (Unfunded) – schemes that are not fully funded, but are being delivered to a 'shovel ready' status awaiting availability of funds
 - D - Projects in Development – schemes being prepared based on forecast need but with no agreement on development

3.8 Design development of schemes not in the delivery phase (funded or unfunded) of the programme will continue, but schemes will not be brought forward for delivery until funding is available. For 'schemes in development' to be brought forward into the pool of 'schemes in delivery' there will need to be clear evidence that these are priority schemes.

3.9 Since the last Basic Need Update Report to the Executive in March 2016, works has focussed on delivery of schemes in the programme and no new schemes have been added.

4. IMPACT ON VULNERABLE ADULTS AND CHILDREN

4.1 The Basic Need Capital Programme has added 1,635 temporary and 2,550 permanent school places in both mainstream and specialist settings.

5. POLICY IMPLICATIONS

5.1 Bromley Council has an established policy for the review and strategic planning of school places and related school organisation. The need to ensure sufficient school places, the quality of those places and their efficient organisation is a priority within the Council's strategy 'Building a Better Bromley' and contributes to the strategy to achieve the status of An Excellent Council. This policy also contributes to key targets within the Education Portfolio Plan.

6. FINANCIAL IMPLICATIONS

6.1 The Council has been allocated £77.8m in 100% capital grant for the financial years 2011-19 to meet the basic need provision in schools. The programme also includes various transfers from other schemes to support the delivery of the Council's Basic Need Programme. Allocations have also been made to Basic Need to support other school expansion schemes, resulting a total current budget of £82.1m as shown in the table below.

	£'000s	
2011-12 allocation	4,497	
Autumn 2011 exceptional in-year allocation	1,278	
2012-13 allocation	2,405	
Spring 2012 exceptional in-year allocation	1,590	
2013-15 allocation	9,968	
2015-16 allocation	20,635	
2016-17 allocation	21,667	
2017-18 allocation	8,838	
2018-19 allocation	6,896	
	77,774	
Transfer to Highway Primary Rebuild Scheme	-650	approved Exec 07/03/12
Contribution from DfE Capital Maintenance Grant	1,200	approved Exec 20/11/13
s106 allocations to projects in programme (to date)	705	approved Exec 02/04/14
Transfer from Reconfiguration of Special Schools Scheme	113	approved Exec 11/02/15
Transfer to Beacon House Refurbishment Scheme	-577	approved Exec 02/12/15
Additional EFA funding for MUGA at Trinity	309	approved Exec 23/03/16
Transfer from Capital Maintenance	94	approved Exec 18/05/16
	1,194	
	78,968	Approved capital programme budget
Total Basic Need Budget		
SEND Provision Capital Funding 2018-19	866	Subject to approval
SEND Provision Capital Funding 2019-20	866	Subject to approval
SEND Provision Capital Funding 2020-21	866	Subject to approval
s106 allocations to projects in programme (new)	2,890	Subject to approval
	84,456	
Highway Primary Rebuild Scheme	650	
Beacon House Refurbishment Scheme	577	
s106 funding Tranche 1	-705	
s106 funding Tranche 2	-2,890	
	82,088	
Adjusted Basic Need		

- 5.2 For the purposes of monitoring total Basic Need related expenditure, and to ensure that any underspends are returned to Basic Need, the £650k and £577k transfers to the Highway Primary Rebuild and Beacon House Refurbishment Schemes respectively have been added back in to the list of projects, and the Section 106 funding removed and shown as other funding.
- 5.3 As detailed in Appendix 4, the updated Basic Need Programme for the period 2011-19 has an estimated total expenditure of £130.3m. The potential funding gap against the current Basic Need Capital Budget if all schemes were progressed is £36.4m)
- 5.4 To date, a total of £95.8m expenditure has been committed (completed schemes plus schemes in delivery), of which £77.2m is funded from the Basic Need Capital Scheme.
- 5.5 The Capital Programme includes the sum of £3.663m unallocated Section 106 monies received from developers which are ring-fenced for Education purposes. Members are asked to approve the

allocation of £2.890m of this S106 funding to the Basic Need capital scheme as detailed in Appendix 3.

7. LEGAL IMPLICATIONS

- 7.1 The distribution and application of monies received from Central Government is subject to guidance and advice from the Department for Education. Under Section 14 Education Act 1996 the Council has a statutory duty to ensure that there are enough primary and secondary school places are available to meet the needs of pupils in its area.
- 7.2 Section 106 monies must be spent in accordance with the Education contribution clauses

8. PROCUREMENT IMPLICATIONS

- 8.2 This report provides details on the funding allocations and priorities for the Council's Basic Need Capital Programme. The procurement strategy, as set out in previous Executive reports, is not altered by this report.

Non-Applicable Sections:	9. PERSONNEL IMPLICATIONS
Background Documents: (Access via Contact Officer)	[Title of document and date]