



Agenda

Notice of a public meeting of Executive

To: Councillors Carl Les (Chair), Gareth Dadd (Vice-Chair), David Chance, Caroline Dickinson, Michael Harrison, Andrew Lee, Don Mackenzie, Patrick Mulligan, Janet Sanderson and Greg White.

Date: Tuesday, 12th January, 2021

Time: 11.00 am

Venue: Remote meeting held via Microsoft Teams

Pursuant to The Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority Police and Crime Panel Meetings) (England and Wales) Regulations 2020, this meeting will be held using video conferencing with a live broadcast to the Council's YouTube site. Further information on this is available on the committee pages on the Council website - <https://democracy.northyorks.gov.uk/>

The meeting will be available to view once the meeting commences, via the following link - www.northyorks.gov.uk/livemeetings. Recording of previous live broadcast meetings are also available there.

Business

1. Introductions

2. Draft Minutes of the Meeting held on 8 December 2020 (Pages 3 - 10)

3. Declarations of Interest

4. Public Questions and Statements

Members of the public may ask questions or make statements at this meeting if they have given notice to Melanie Carr of Democratic and Scrutiny Services and supplied the text (contact details below) by midday on Thursday 7 January 2021, three working days before the day of the meeting. Each speaker should limit themselves to 3 minutes on any item. Members of the public who have given notice will be invited to speak:-

- at this point in the meeting if their questions/statements relate to matters which are not otherwise on the Agenda (subject to an overall time limit of 30 minutes);
- when the relevant Agenda item is being considered if they wish to speak on a matter which is on the Agenda for this meeting.

If you are exercising your right to speak at this meeting, but do not wish to be recorded, please inform the Chairman who will instruct anyone who may be taking a recording to cease while you speak.

- 5. Schools Budget 2021-2022 (Pages 11 - 22)**
Recommendations – That the Council:
- i. Applies a Minimum Funding Guarantee (MFG) of 2.0% in the calculation of school budgets for the 2021/22 financial year.
 - ii. Uses the lump sum as the methodology for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using National Funding Formula (NFF) values.
 - iii. Continues to push for a fairer and more equitable funding settlement for schools in North Yorkshire, and continues to lobby for a fairer settlement of High Needs resources.
- 6. St Hilda's Roman Catholic Primary School, Whitby - Closure Proposal (Pages 23 - 64)**
Recommendations:
- i. To approve the publication of statutory proposals and notices on 22 January 2021 proposing to cease to maintain St Hilda's Roman Catholic Primary School, Whitby with effect from 9 April 2021.
 - ii. To schedule taking a final decision on the proposals on 9 March 2021.
- 7. Area Constituency Committee Feedback Report (Pages 65 - 66)**
Recommendation: That the Executive notes the report and considers any matters arising from the work of the Skipton & Ripon Area Constituency Committees, that merits further scrutiny, review or investigation at a county-level.
- 8. Forward Plan (Pages 67 - 80)**
- 9. Other business which the Leader agrees should be considered as a matter of urgency because of special circumstances**

Contact Details

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Barry Khan
Assistance Chief Executive
(Legal and Democratic Services)
County Hall
Northallerton

Monday, 4 January 2021

North Yorkshire County Council

Executive

Minutes of the remote meeting held on Tuesday, 8 December 2020 commencing at 11.00 am.

County Councillor Carl Les in the Chair, plus County Councillors David Chance, Gareth Dadd, Caroline Dickinson, Michael Harrison, Andrew Lee, Don Mackenzie, Patrick Mulligan, Janet Sanderson and Greg White.

Other Councillors Present: County Councillors Stanley Lumley, Janet Jefferson, Derek Bastiman, Annabel Wilkinson, John Ennis and Paul Haslam,

Officers present: Richard Flinton, Barry Khan, Gary Fielding, Richard Webb, Karl Battersby, Stuart Carlton, Andrew Dixon, Jon Holden, Steve Evans, Melanie Carr & Daniel Harry

Copies of all documents considered are in the Minute Book

517. Minutes

Resolved –

That the public Minutes of the meeting held on 24 November 2020, having been printed and circulated, be taken as read and confirmed by the Chairman as a correct record.

518. Declarations of Interest

County Councillor Michael Harrison declared two personal non prejudicial interests in regard to Agenda Item 5 - Quarter 2 Performance Monitoring and Budget Report, both of which the Standards Committee had previously given him a dispensation for, enabling him to participate in, and vote at the meeting. The first that he had relatives that worked in Health & Adult Services and secondly, as an employee of a Bank named in the report.

519. Exclusion of the Public and Press

The Chairman confirmed that Agenda item 10 was to be deferred and therefore there was no longer a reason to exclude the public and press from part of the meeting.

520. Public Questions and Statements

There were no public questions or statements.

520. Q2 Performance Monitoring and Budget Report

Considered –

A joint report of the Chief Executive and Corporate Director - Strategic Resources, bringing together key aspects of the County Council's performance on a quarterly basis.

Revenue Budget, Treasury Management & Capital Plan

County Councillor Gareth Dadd introduced each section of the report. In regard to Revenue, he confirmed it was the most uncertain Budget ever faced by the Authority and went on to outline the associated variables and uncertainties. These included:

- The projected overspend of approximately £1.4m – 0.36% of the budget allocation;
- Some central government grant funding not being carried forward into the next financial year. This did not include the second part of the Better Care Fund which would be carried over;
- Normal activity within HAS would have delivered an underspend of £3.6m but some pent up demand was expected post Covid.
- The Care market had needed support, particularly in the Harrogate area, requiring a disproportionate level of additional resource;
- A loss on non-council tax related income through a lack of activity e.g. the Registrar Service

He noted a fund had been built in this year to address a loss in Council Tax income, which would otherwise have affected the budget for next year. In addition, that there had been a delay in achieving savings (£2.4m), in part because of Covid but also due to a number of challenges pre-Covid.

In regard to reserves and the mid term financial strategy, Councillor Gareth Dadd advised caution and confirmed the financial settlement from the spending review was expected mid December 2020.

Gary Fielding, Corporate Director for Strategic Resources confirmed that as part of the spending review, all of the government's one off grants would be carried forward, but stressed this would not negate the massive uncertainties in the coming two years.

In regard to Treasury Management, County Councillor Gareth Dadd confirmed the average rate of return on the Council's cash balances had performed exceptionally well against other benchmarks (0.67%), and a reduction was projected on all external debt by approximately £27m.

It was noted the Government had withdrawn its previous increase in interest rates on Public Works Loan Board loans, in line with their purge on Councils committing commercial investments primarily for yield. It was also confirmed that whilst none of the Council's commercial investments had required PWLB loans, and had instead been financed through the cautious use of cash reserves, those investments would now preclude the Council from accessing PWLB loans for a three-year period. The risk of not being able to access a long term loan was noted.

In regard to the Capital Plan, attention was drawn to the proposal to role £1.8m forward for a future investment in IT Technology.

Finally, Councillor Gareth Dadd drew attention to the excellent work of the street lighting team in BES and the resulting projected savings (£4m) arising from the LED replacement street lighting programme. County Councillors Don Mackenzie and Greg White both added their thanks acknowledging the savings would support future investment in technological improvements.

County Councillor David Chance introduced the section of the report on Quarter 2 performance, which provided an in-depth focus on 'Every adult has a longer healthier and independent life'. He

drew attention to the addition of the Council's new ambition of 'Leading for North Yorkshire' with a focus on the Council's leadership role for the county on areas such as Covid-19, local government re-organisation and modern communications.

He also provided a detailed summary of the strengths and challenges in performance across all of the Council's ambitions, which highlighted the following:

- The development of a local outbreak management and prevention plan;
- A decrease in the average cost of a personal budget by £100 between Quarters 1 & 2;
- Assessment completion timescales remained good during the Covid outbreak, with 9,771 completed by September 2020 - an increase of 1,004 from the same period last year;
- 95% of Covid related assessments were completed within 28 days, with 64% completed within 3 days;
- Improved safeguarding outcomes with approximately 80% of safeguarding concerns being resolved at the information gathering stage without the need for progression;
- The Rural Commission had continued to meet throughout the Covid outbreak;
- Council staff's resilience through their continued delivery of council services throughout the Covid outbreak, and an acceleration of the implementation of new ways of working, enabling the Council to meet many of the objectives of its 2020 Transformation Programme;
- An increase in the employee wellbeing offer;
- A large increase in the number of customer portal accounts since the same period last year;
- The findings from the Workforce Survey which showed high levels of staff satisfaction;
- The provision of 30 NEC placements to support young people, and the provision of a gateway service to provide access to another 46 employers;
- The continued rationalisation of the Council's property portfolio;
- Support to local businesses throughout the pandemic;
- The continuing work to deliver a suitable devolution deal for North Yorkshire;
- An increase in the number of care home placements above the Council's approved rates;
- an increase in the number of complex cases coming into CYPS frontline teams and an increase in the number of cases being referred by the Police;
- The number of jobs furloughed across North Yorkshire during the Covid period (88,000), with 32% of the Council's workforce affected;

Specifically in regard to the ambition of 'Every adult has a longer healthier and independent life' County Councillor Michael Harrison confirmed that the emergency powers passed early on in the pandemic which would have enabled the Council to set aside some of the requirements of the Care Act if necessary, had not been required. He also noted:

- Staffing levels had remained fairly consistent throughout the pandemic period;
- The move to a 7-day working arrangement in line with the NHS had proved successful in allowing the Council to play its part in regard to hospital discharges and the prevention of admissions;
- Face to face contact had been successfully minimised wherever possible;
- An enormous amount of support had been given to care providers, with the need for a small number of interventions;
- The Council's flagship extra care programme had continued throughout the pandemic, with dates for new schemes coming online;
- A large reduction in front door contacts, and a dip in reablement performance;
- Some delays in the renewal of care plans;
- The pressure on care home costs and its impact on the Council's budget;

Richard Webb, Corporate Director for Health & Adult Services confirmed it had been a year of extremes with a massive shift in focus to Covid related activity, with an impressive level of support given by the Community Support teams. He drew attention to a decrease in long-term care home admissions and an increase in short term placements, in part due to the national pathway with the NHS. He also highlighted the ongoing challenges faced by providers across North Yorkshire.

He noted the significant increase in public health spend due to Covid and the new grants coming forward as a result. Finally, he recorded his thanks to colleagues across Adult Social Care and Public Health, and the wider care sector, for how they had responded throughout the pandemic period.

Following a number of questions on healthy and independent living from John Ennis, Chair of the Scrutiny of Health Committee, Richard Webb confirmed:

- Changes to ways of working were made throughout both the first and second wave in order to address lessons learnt along the way;
- The NHS was meeting the majority of the costs associated with short-term placements;
- Work was ongoing to reassess those placements in light of the regulations that came in to place in September;
- The changes in patterns of behaviour as a result of Covid e.g. some people had adjusted to life in nursing care and were now reluctant to return to living alone;
- Some pent up demand e.g. the potential for an increase in the need for mental health crisis services and an increase in long term health needs as a result of the impact of Covid;

There were a number of further questions from members of the Scrutiny Board on the Council's other ambitions, and in response, officers confirmed the following:

- Council offices had been made Covid secure and safe for the small number of staff who had not worked from home during the pandemic period.
- The need for a further reduction in office space was expected beyond that planned as part of the rationalisation works;
- Work was underway to understand the long term impact on future working practices beyond the pandemic, and plans were being developed to engage staff on how that could be supported;
- Children's Services contacts reduced initially as a result of the pandemic thought to be due to school closures and reduced access to GPs, both of which would normally identify issues and refer in;
- The ability to contact services via telephone had not be removed, with the Contact Centre and the Emergency Duty Teams remaining in place throughout the pandemic;
- There was no wrong door for contacting Council Services, either via the website, the contact centre or for additional support, via the libraries;
- The increase in Police referrals was likely because of their short term response to Covid i.e. they had pushed themselves to ask more safeguarding questions when attending an incident, or as a result of their sharpened attention to hidden harm and domestic abuse;
- The Community Support Organisations had only been commissioned for the duration of the pandemic period, but the community contacts made by them would be maintained going forward;
- Retention of volunteers post pandemic would be the focus of the Communities team;
- SEND budgets had been increased for the first time in many years, and another increase was expected;
- Children whose parents had chosen to go for elected home education during the pandemic had lost their school place;

- The Council had limited powers to intervene on the quality of elected home education;
- Families who chose to go for elected home education lost access to free school meals;
- The attendance of children with SEND was broadly in line with the attendance of other children;
- There had been additional funding for emotional support for children in schools, with training and support being provided in schools. There was also catch-up funding available for those pupils who had fallen behind;
- All Education Health & Care Plans would be reviewed as part of the usual annual review cycle;
- Work was underway to limit job losses as a result of the pandemic, and to support employers with their recovery. As part of the LEPs Post Covid Recovery Plan, new schemes and investments would be brought forward which would help generate jobs, and re-training would be available to enable re-deployment in to other areas of the economy;
- Government advice remained in place that public transport should not be used unless absolutely necessary, although lasting effects on public transport use were not expected;
- Rail patronage was way down with many trains running at only 25% capacity;
- Funding of train operators were being totally subsidised by the tax payer as franchises had been taken over by the Government;
- The Council continued to pay Bus Companies for subsidised bus services, concessionary fares and home to school transport in order to safeguard those services;

County Councillor Annabel Wilkinson, Young People's Champion, highlighted a project being undertaken by a Young People's Council on access to rural transport, and requested that the Executive Member for Access consider supporting a future scheme.

She also passed on her thanks to the Corporate Director for Health & Adult Services and his teams and to the Children and Young People's Services in particular the Leaving Care Team and the Virtual School, who had gone above and beyond to help young people throughout the pandemic.

Overall, the Scrutiny Board members thanked the Leader and Chief Executive for their excellent communication and for the sharing of information provided throughout the pandemic.

County Councillor Paul Haslam welcomed the report and raised the issue of the quality of nutrition in care homes, for those suffering with Alzheimer's, and for young children to ensure their best start in life. He also suggested that a shift to a more plant based diet would have a knock-on positive affect on climate change, as it would start a virtuous circle, moving the market and food providers. He went on to ask that the mitigation of climate change start to be more thoroughly integrated in to future reports.

In response, Richard Webb confirmed that as an in-house provider of meals, the Council followed all the associated rules and regulations around menu setting and noted the importance of balancing healthy eating with treats. He confirmed that the Council was unable to instruct care providers to do the same but it did work with them on good practice. Also, that the lessons learnt coming out of Covid would not be lost, particularly around how the Council worked with Care homes going forward, and the issues around nutrition could be included in that.

Executive Members voted unanimously in favour of all of the recommendations within the report, and it was

Resolved – That:

- a. The latest position for the County Council's 2020/21 Revenue Budget, as summarised in the report at paragraph 2.1.2. be noted

- b. The position on the GWB, (shown in the report at paragraphs 2.4.1 to 2.4.3) be noted.
- c. The position on the 'Strategic Capacity – Unallocated' reserve (shown in the report at paragraphs 2.4.4 to 2.4.6) be noted.
- d. The position on the County Council's Treasury Management activities during the second quarter of 2020/21 be noted.
- e. The report be referred to the Audit Committee for their consideration as part of the overall monitoring arrangements for Treasury Management.
- f. The refreshed Capital Plan summarised in the report at paragraph 4.2.3 be approved.
- g. The proposal to fund the Technology and Change Roadmap 2020-2025 as set out in the report at paragraph 4.2.29, be approved.
- h. No action be taken at this stage to allocate any additional capital resources (paragraph 4.5.7)
- i. The performance update be noted

521. Children and Young People's Service - Schools Condition Capital Programme 2020/21

Considered – Report of the Corporate Director for Children and Young People's Service providing a

County Councillor Patrick Mulligan introduced the report which provided an overview of the capital budget available for school maintenance and refurbishment works , and detailed the proposed £1.8m spend to address a backlog of maintenance issues associated with boilers and infrastructure. The benefits derived from the replacement of the boilers e.g. reduced emissions and running costs were noted.

Jon Holden, Head of Property Services confirmed that consideration had been given to the use of low and de-carbonised technology but noted that the County Council would need to undertake further work to understand the design and operational issues associated with those technologies within operational buildings. He also noted that the County Council's school estate comprised buildings of a broad range of ages and property types and as a result, it was likely that a broad range of solutions would be required. Finally, he confirmed:-

- The Council was actively looking at the potential use of alternative technologies for other projects, and would bring forward such proposals in due course;
- Some of the existing boilers were upwards of 40years old and their replacement with new boilers alongside appropriate training on their use, would reduce both energy consumption and carbon emissions, typically by 15-20%
- Notwithstanding the age of the current boilers the expected lifetime for a boiler was approximately 15 years and therefore within that timescale there would be an opportunity to consider other alternatives for the buildings in the report
- The County Council was committed to working to improve energy efficiency in, and reduce carbon emissions from, the school estate.
- The Schools Energy Team worked with schools to promote energy efficiency and better behaviours within schools around energy utilisation.

It was acknowledged that work was still required to develop the Council's knowledge of the alternative sustainable technologies available, to ensure that as part of future assessments those alternatives were fully considered.

The Executive voted unanimously in favour of the recommendations, and it was

Resolved – That:

- i. The proposed addition to the Schools Capital Programme for 2020/21 as summarised in Appendix A be approved.
- ii. The intention that £2.79m, constituting the unallocated element of the additional funding, be rolled forward for inclusion in the Schools Capital Programme for 2021/22 be noted.

522. Annual Complaints Report including LGSCO Complaints

Considered – A report of the Chief Executive providing an overview of performance in relation to complaints and information on compliments received by the Council during the year 2019/20.

County Councillor Greg White introduced the report and drew attention to the Local Government and Social Care Ombudsman annual letter to the Council at appendix 1.

A considerable increase in the number of compliments was noted, and it was

Resolved - That the report be noted.

523. Area Constituency Committee Feedback Report

Considered – A report of the Assistant Chief Executive (Legal & Democratic Services) providing an overview of the key issues considered at a recent meeting of the Harrogate & Knaresborough Area Constituency Committee.

Resolved - That the report be noted.

524. Forward Work Plan

Members considered the Forward Plan for the period from 10 November 2020 to 30 November 2021.

Resolved - That the Forward Plan be noted.

525. Potential Purchase of Land within the Harrogate Borough Area

Resolved – That consideration of the report be deferred to a future meeting.

The meeting concluded at 12:42pm
MLC

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NORTH YORKSHIRE COUNTY COUNCIL

EXECUTIVE

12 JANUARY 2021

SCHOOLS BUDGET

Report of the Corporate Director – Children and Young People’s Services

1.0 PURPOSE OF THE REPORT

- 1.1 This report asks the Executive to agree a number of recommendations relating to school funding for 2021-22, as required by guidance issued by the Department for Education (DfE).
- 1.2 These recommendations include:
 - Applying a Minimum Funding Guarantee (MFG) of 2.0% in the calculation of school budgets for the 2021/22 financial year.
 - To use the lump sum as the methodology for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using National Funding Formula (NFF) values.
- 1.3 These recommendations have been endorsed by schools during a county-wide consultation and agreed by the North Yorkshire Schools Forum.
- 1.4 The report also asks the Executive to agree to continue to lobby central government for a fairer and more equitable funding settlement for schools in North Yorkshire.

2.0 BACKGROUND

- 2.1 In July 2020, the DfE provided information in relation to National Funding Formula (NFF) developments for the 2021-22 financial year. The key NFF updates for the next financial year are as follows:
 - The key factors in the NFF will increase by 3%,
 - The minimum per pupil funding levels will ensure that every primary school receives at least £4,000 per pupil, and every secondary school at least £5,150 per pupil. In addition, primary schools will receive an additional £180 per pupil and secondary schools £265 per pupil respectively to cover additional teachers’ pay and pension costs previously funded through the separate grants. The minimum per pupil funding levels, at the levels provided in the NFF, are mandatory in 2021/2022.
 - Every school will be allocated at least 2% more pupil-led funding per pupil compared to its 2020-21 NFF baseline.
 - Local authorities are able to continue to set a Minimum Funding Guarantee in local formulae, which in 2021-22 must be between +0.5% and +2.0%. This allows the protection in the NFF to be matched, and the DfE expect local authorities to do this where possible.
 - Funding from the teachers’ pay grant and the teachers’ pension employer contribution grant, including the supplementary fund, has been added to schools’ NFF allocations from 2021-22. The funding has been added to the basic per pupil entitlement, to the

minimum per pupil funding levels, and to schools' baselines so that it is protected through the funding floor.

- Additional funding for small and remote schools will increase in 2021-22, with an increase in the maximum sparsity value for primary schools from £26,000 to £45,000. However, the associated increase for secondary schools is much smaller with the maximum value increasing from £67,600 to £70,000. The DfE have identified these increases as "a first step towards expanding the support the NFF provides for such schools from 2022-23".
- The 2019 update to the Income Deprivation Affecting Children Index has been incorporated so that deprivation funding allocated through the formulae is based on the latest data.
- Following the cancellation of assessments in summer 2020 due to COVID-19, local authorities are unable to use this data as part of setting a low prior attainment factor in local funding formulae. Instead, the 2019 assessment data will be used as a proxy for the 2020 reception and year 6 cohort, and this will be reflected in the data received by local authorities from the DfE.
- Local authorities continue to be able to transfer up to 0.5% of their schools block to other blocks of the Dedicated Schools Grant (DSG), with school's forum approval. In 2021-22, the total schools block available for such transfers must exclude the additional funding local authorities have been allocated for the teachers' pay and pension grant, thereby guaranteeing that all of this funding remains with schools. A disapplication request is required for transfers above 0.5%, or for any amount without school's forum approval.

2.2 The DfE have stated that they remain committed to completing NFF reforms by moving to a 'hard' NFF in the future where schools will receive the funding generated through the national NFF rather than a local authority funding formula. They indicate that shortly they will put forward proposals to move to a 'hard' NFF in future and will be undertaking consultation in this respect.

2.3 North Yorkshire County Council is not requesting a transfer of funding from the Schools Block to the High Needs budget for the 2021/22 financial year.

2.4 In practical terms and if required, the Council will adjust the NFF formula factors values as issued by the DfE in published notional budgets to calculate school budgets within the constraints of the final agreed funding envelope.

2.5 A local funding consultation requested the views of schools and academies on 8 options related to the level of the Minimum Funding Guarantee (MFG) and the methodology to be used for allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using NFF values. The consultation results are detailed in the table below:

Option	MFG %	Methodology for the Allocation of Any Surplus Funding	No. Responses Received Supporting Option	No. Schools Represented in Responses Supporting Option
1	0.5%	Age Weighted Pupil Unit (AWPU) values increased	5	10
3	0.5%	Pupil Led Formula Factor values increased	3	3
5	0.5%	Lump Sum Formula Factor value increased	8	25
7	0.5%	All Formula Factor values increased	1	1
			17	39
2	2%	Age Weighted Pupil Unit (AWPU) values increased	21	21
4	2%	Pupil Led Formula Factor values increased	5	8
6	2%	Lump Sum Formula Factor Value increased	3	6
8	2%	All Formula Factor values increased	2	4
			31	39

1 response stated no preference.

2.6 The majority of the responses received to the local consultation indicated support for a MFG of 2%. However, the actual number of schools represented by the responses received supporting each MFG option is the same. In terms of the methodology to be used for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using NFF value, AWPU was the preferred option under a 2% MFG; lump sum was the preferred option under a 0.5% MFG. The setting of the MFG level is the prime decision, with the surplus funding allocation methodology decision representing a secondary consideration, which will only need to be actioned in the event of surplus funding being available.

2.7 In 2018/19, the decision was made by the North Yorkshire Education Partnership (now Schools Forum) to implement a funding formula that reflects the NFF principles and the associated transitional arrangements. Option 2 (2% MFG, any surplus funding allocated by AWPU) best reflects the DfE 'direction of travel' providing formula factor values closest to the national NFF values and provides a 2% guaranteed per pupil funding increase through the MFG.

2.8 The North Yorkshire Schools Forum considered the results of the 2021/22 School Funding Consultation at their meeting on the 12th November 2020. The Schools Forum supported a MFG of 2% for 2021/22 and their preference was to use the lump sum as the methodology for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using NFF values.

3.0 FINANCIAL IMPLICATIONS

3.1 All funding discussed in this paper is part of the Dedicated Schools Grant (DSG). There is no direct impact on the Council's budget as a result of the recommendations in relation to the level of the Minimum Funding Guarantee or the methodology for the allocation of any surplus funding available within the Schools Block DSG

- 3.2 There is an impact on individual schools in terms of how the funding will be allocated. No school will receive less than the mandatory Minimum Per Pupil Level of funding. A comparison of the impact on schools for each of the proposed options was shown at school level as part of the consultation.
- 3.3 The proposed school funding arrangements will provide the maximum funding guarantee for 2021/22 permitted within the parameters established by the Department for Education. The funding outlook remains challenging for a number of schools, particularly small, rural secondary schools. LA maintained cumulative school balances have reduced in recent years as schools either use their reserves or circumstances have meant that they have fallen into an accumulated deficit position. The local authority continues to lobby for a fairer funding deal for schools in North Yorkshire, particularly those rural schools who cannot achieve the economies of scale of their more urban counterparts, whilst delivering a broad curriculum. The local authority continues to support, challenge and, where necessary, intervene in schools to ensure the continued delivery of good quality education in financially sustainable schools.

4.0 LEGAL IMPLICATIONS

- 4.1 No specific legal implications are identified as a result of the recommendations contained within this report. The DfE have a deadline of 21st January 2021 for the submission of school budgets (following political approval).

5.0 EQUALITIES IMPLICATIONS

- 5.1 An Equality Impact Assessment (EIA) has been completed – see Appendix A. It is anticipated that there will be no impact on any persons with protected characteristics as defined by the Equality Act 2010.
- 5.2 The Equality Impact Assessment has assessed the impact of the proposal namely
- The level of the MFG to be applied in the calculation of school budgets for the 2021/22 financial year.
 - The methodology for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using National Funding Formula (NFF) values.
 - To hold consultation with all schools and academies in North Yorkshire over these proposals
 - To report findings, conclusions and recommendations to the School Forum
- 5.3 At this stage of the EIA there is no evidence to suggest that the proposal made will significantly disadvantage one or more protected characteristics.
- 5.4 The EIA was presented to the meeting of the Schools Forum on the 12th November 2020. No comments were received on the EIA.

6.0 CONSULTATION UNDERTAKEN AND RESPONSES

- 6.1 A consultation was undertaken with all schools and academies in North Yorkshire, following discussions with the North Yorkshire Schools Forum.
- 6.2 This consultation lasted from Wednesday 23rd September 2020 until Friday 23rd October 2020. There were 49 school responses (an increase of 10 compared with 2019), as shown below:

LA Maintained Primary	27
LA Maintained Secondary	3
LA Federation - Primary	3
Primary Academy	6
Secondary Academy	5
Academy Trust	5
	<hr/>
	49
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6.3 Response Rate - 78 schools and academies are represented in the responses received providing an overall response rate of 22.83% (15.81% LA maintained schools, 37.50% academies).

7.0 RECOMMENDATIONS

7.1 The Council's Executive is asked to agree that the Council:

- i. Applies a Minimum Funding Guarantee (MFG) of 2.0% in the calculation of school budgets for the 2021/22 financial year.
- ii. Uses the lump sum as the methodology for the allocation to school budgets of any surplus funding available within the Schools Block DSG after the calculation of the school funding formula using National Funding Formula (NFF) values.
- iii. Continues to push for a fairer and more equitable funding settlement for schools in North Yorkshire, and continues to lobby for a fairer settlement of High Needs resources.

Stuart Carlton
Corporate Director – Children and Young People's Service
County Hall
Northallerton

January 2021

Author of report – Howard Emmett, Assistant Director – Strategic Resources

Appendix A – EIA

Background Documents:

Reports to the North Yorkshire Schools Forum:

- 12th March 2020
- 21st May 2020
- 17th September 2020
- 12th November 2020

<http://cyps.northyorks.gov.uk/nyep-meetings-and-agendas>

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Equality impact assessment (EIA) form: evidencing paying due regard to protected characteristics

(Form updated April 2019)

School Funding 2021-22 (School & High Needs Block Funding)

If you would like this information in another language or format such as Braille, large print or audio, please contact the Communications Unit on 01609 53 2013 or email communications@northyorks.gov.uk.



যদি আপনি এই ডকুমেন্ট অন্য ভাষায় বা ফরমেটে চান, তাহলে দয়া করে আমাদেরকে বলুন।

如欲索取以另一語文印製或另一格式製作的資料，請與我們聯絡。

اگر آپ کو معلومات کسی دیگر زبان یا دیگر شکل میں درکار ہوں تو برائے مہربانی ہم سے پوچھئے۔

Equality Impact Assessments (EIAs) are public documents. EIAs accompanying reports going to County Councillors for decisions are published with the committee papers on our website and are available in hard copy at the relevant meeting. To help people to find completed EIAs we also publish them in the Equality and Diversity section of our website. This will help people to see for themselves how we have paid due regard in order to meet statutory requirements.

Name of Directorate and Service Area	North Yorkshire County Council: Central Services
Lead Officer and contact details	Howard Emmett - Assistant Director – Strategic Resources
Names and roles of other people involved in carrying out the EIA	Sally Dunn – Head of Finance (Schools & Early Years)
How will you pay due regard? e.g. working group, individual officer	The proposal has been subject to a school wide consultation process from 23 rd September 2020 ending 23 rd October 2020 and this EIA will be updated during and following the consultation responses. The item was discussed at the North Yorkshire Schools Forum meeting on 12th November 2020.

When did the due regard process start?	In setting School Funding each year, it is necessary to consider the level at which the Minimum Funding Guarantee (MFG) is set within the parameters determined by the DfE. This EIA considers this issue in respect of 2021-22 School Funding.
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Section 1. Please describe briefly what this EIA is about. (e.g. are you starting a new service, changing how you do something, stopping doing something?)

The EIA considers the review of the level of the MFG to be used in determining school budgets for the 2021/22 financial year.

The MFG is a protection mechanism which determines the minimum funding uplift which every school will receive in terms of funding per pupil between the 2020/21 financial year and the 2021/22 financial year.

The DfE school funding guidance for 2021/22 allows local authorities to continue to be able to set a MFG in local formulae, which in 2021/22 must be between +0.5% and +2.0%. This allows every school, dependent on the local decision on the level of the MFG, the opportunity to benefit from the 2% more pupil-led funding per pupil compared to its 2020/21 National Funding Formula (NFF) baseline.

The EIA also considers the methodology which will be used to allocate to school budgets any surplus funding remaining in the Schools Block Dedicated Schools Grant (DSG) after the school funding formula allocations have been calculated using the NFF values as determined by the DfE.

Section 2. Why is this being proposed? What are the aims? What does the authority hope to achieve by it? (e.g. to save money, meet increased demand, do things in a better way.)

The DfE require each local authority to determine the level of the MFG to be used within their local school funding formula each financial year.

In order to ensure that schools receive optimum benefit from the Schools Block DSG funding consideration needs to be given to the methodology for the allocation of any surplus funding remaining after the calculation of school funding formula allocations using the NFF values as determined by the DfE.

Section 3. What will change? What will be different for customers and/or staff?

The impact on individual schools may vary in relation to the proposed level of the Minimum Funding Guarantee (MFG) to be implemented in 2021/22 and the methodology used to allocate any surplus funding remaining in the Schools Block DSG after the calculation of school funding formula allocations using the NFF values as determined by the DfE.

Section 4. Involvement and consultation (What involvement and consultation has been done regarding the proposal and what are the results? What consultation will be needed and how will it be done?)

The DfE released their 2021/22 funding announcement and the associated detailed funding information required to model funding formula options for the next financial year in July 2020. The North Yorkshire Schools Forum will be updated on the 2021/22 funding arrangements and notified on the intention to consult with schools at its meeting the 17th September 2020.

A consultation will be undertaken with schools and academies will be undertaken between 23rd September 2020 and 23rd October 2020.

The responses and results from the consultation exercise will be presented at the Schools Forum on 12th November 2020. This EIA will be updated during and following the consultation responses. Schools will be notified of the outcome of this process before the end of November.

Section 5. What impact will this proposal have on council budgets? Will it be cost neutral, have increased cost or reduce costs?

Please explain briefly why this will be the result.

The specific proposal in the EIA is cost neutral as all costs will be contained within the ring-fence of the 2021/22 Schools Block DSG

Section 6. How will this proposal affect people with protected characteristics?	No impact	Make things better	Make things worse	Why will it have this effect? Provide evidence from engagement, consultation and/or service user data or demographic information etc.
Age	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic. The proposal will be applied to both primary and secondary schools.
Disability	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic.
Sex	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic.
Race	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
Gender reassignment	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
Sexual orientation	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
Religion or belief	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
Pregnancy or maternity	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
Marriage or civil partnership	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic

Section 7. How will this proposal affect people who...	No impact	Make things better	Make things worse	Why will it have this effect? Provide evidence from engagement, consultation and/or service user data or demographic information etc.
..live in a rural area?	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
...have a low income?	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic
...are carers (unpaid family or friend)?	✓			It is anticipated there would be no identifiable impact as a result of this proposal for this characteristic

Section 8. Geographic impact – Please detail where the impact will be (please tick all that apply)	
North Yorkshire wide	✓
Craven district	
Hambleton district	
Harrogate district	
Richmondshire district	
Ryedale district	
Scarborough district	
Selby district	
If you have ticked one or more districts, will specific town(s)/village(s) be particularly impacted? If so, please specify below.	

Section 9. Will the proposal affect anyone more because of a combination of protected characteristics? (e.g. older women or young gay men) State what you think the effect may be and why, providing evidence from engagement, consultation and/or service user data or demographic information etc.
None identified

Section 10. Next steps to address the anticipated impact. Select one of the following options and explain why this has been chosen. (Remember: we have an anticipatory duty to make reasonable adjustments so that disabled people can access services and work for us)	Tick option chosen
1. No adverse impact - no major change needed to the proposal. There is no potential for discrimination or adverse impact identified.	✓
2. Adverse impact - adjust the proposal - The EIA identifies potential problems or missed opportunities. We will change our proposal to reduce or remove these adverse impacts, or we will achieve our aim in another way which will not make things worse for people.	
3. Adverse impact - continue the proposal - The EIA identifies potential problems or missed opportunities. We cannot change our proposal to reduce or remove these adverse impacts, nor can we achieve our aim in another way which will not make things worse for people. (There must be compelling reasons for continuing with proposals which will have the most adverse impacts. Get advice from Legal Services)	

<p>4. Actual or potential unlawful discrimination - stop and remove the proposal – The EIA identifies actual or potential unlawful discrimination. It must be stopped.</p>	
<p>Explanation of why option has been chosen. (Include any advice given by Legal Services.)</p> <p>No significant adverse impacts have been identified from the EIA affecting one or more protected characteristic.</p> <p>The consultation with schools concluded on the 23rd October 2020. This EIA will be updated during and following the consultation responses should this be required.</p>	

<p>Section 11. If the proposal is to be implemented how will you find out how it is really affecting people? (How will you monitor and review the changes?)</p> <p>The school financial governance processes operating within the LA monitor the position of school budgets and the associated impact on the operations of schools.</p>
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<p>Section 12. Action plan. List any actions you need to take which have been identified in this EIA, including post implementation review to find out how the outcomes have been achieved in practice and what impacts there have actually been on people with protected characteristics.</p>				
Action	Lead	By when	Progress	Monitoring arrangements
1. To undertake a formal consultation with schools	Howard Emmett – Asst. Director	23 rd October 2020		
2. To report outcomes to School Forum	Howard Emmett – Asst. Director	12 th November 2020		

<p>Section 13. Summary Summarise the findings of your EIA, including impacts, recommendation in relation to addressing impacts, including any legal advice, and next steps. This summary should be used as part of the report to the decision maker.</p>
<p>The Equality Impact Assessment has assessed the impact of the proposal namely</p> <ul style="list-style-type: none"> • To consider MFG levels of 0.5% and 2% for the 2021/22 financial year • To consider the methodology which will be used to allocate to school budgets any surplus funding remaining in the Schools Block Dedicated Schools Grant (DSG) after the school funding formula allocations have been calculated using the NFF values as determined by the DfE. • To hold consultation with all schools and academies in North Yorkshire over these proposals • To report findings, conclusions and recommendations to the School Forum <p>At this stage of the EIA there is no evidence to suggest that the proposal made will significantly disadvantage one or more protected characteristics</p>

Section 14. Sign off section

This full EIA was completed by:

Name: Sally Dunn

Job title: Head of Finance – Schools, Early Years & High Needs

Directorate: Central Services

Signature: *Sally Dunn*

Completion date: 3rd September 2020

Authorised by relevant Assistant Director (signature): Howard Emmett

Date: 18th December 2020

NORTH YORKSHIRE COUNTY COUNCIL

THE EXECUTIVE

12 January 2021

PROPOSAL TO CEASE TO MAINTAIN ST HILDA'S ROMAN CATHOLIC PRIMARY SCHOOL, WHITBY

Report by the Corporate Director – Children and Young People's Service

1.0 PURPOSE OF REPORT

- 1.1 This report details the outcomes of the public consultation carried out by the Local Authority on the proposal to close the school and asks the Executive to authorise the publication of proposals and statutory notices, and to schedule taking a final decision on the proposal on 9 March 2021.

2.0 EXECUTIVE SUMMARY

- 2.1 The Governing Body of St Hilda's Roman Catholic Primary School, Whitby agreed in September 2020 to ask the Local Authority to consult upon a proposal to close the school.
- 2.2 This report details the responses to this consultation and asks the Executive to authorise the publication of statutory proposals and notices, and to schedule taking a final decision on the proposal on 9 March 2021. If approved, the School would close on 9 April 2021.
- 2.3 The report is supported by a number of Appendices as listed below:

Appendix 1: Full draft statutory proposals and Draft Statutory Notice
Appendix 2: Consultation Paper
Appendix 3: List of the Consultees
Appendix 4: Notes of the Public Meeting
Appendix 5: Consultation Responses
Appendix 6: Equality Impact Assessment

3.0 BACKGROUND

- 3.1 St Hilda's is a Roman Catholic Primary School which is State Maintained and Voluntary Aided. The school does not have a distinct catchment area as part of its admissions arrangements but the school, which is located in Whitby, has typically served pupils living in Whitby and its rural hinterland.
- 3.2 At a governing body meeting at St Hilda's Roman Catholic Primary School on 7 January 2020 it was resolved, with regret and reluctance that: *'Due to the continued falling rolls and associated significant financial challenges faced by the school, coupled with the continued lack of applications for admission to the school from Catholic pupils, the Governing Body propose to enter into consultation to seek to close (discontinue) St Hilda's RC Primary School.'*

- 3.3 In response to this resolution, in February 2020 the Executive Member for Education and Skills approved the commencement of the consultation on the closure of St Hilda's R.C. Primary School from 31 August 2020. On 3 March a public consultation meeting was held in Whitby to discuss the closure. During the consultation period a group of stakeholders made the case that they would like more time and some further engagement with the Local Authority (LA) to explore further any options for keeping the school open. However, due to the Covid 19 Pandemic which closed the School, and the restrictions placed upon gatherings, it was not considered feasible to hold these kind of discussions within an appropriate timescale given the proposed closure date of 31 August. Having first extended the consultation period, a decision was then taken by the LA in early April to not proceed with the proposal at that time and therefore allowing the opportunity for stakeholders to look at alternatives to closure.
- 3.4 As part of the work to satisfy themselves that all options had been considered, three local stakeholders, comprising two parents and County Councillor Joe Plant, joined the School's Governing Body. Alongside this the Roman Catholic Diocese appointed further Foundation Governors to ensure a full range of expertise were available to look at the options. The LA funded a piece of detailed financial analysis on options for the school going forward and provided additional professional support.
- 3.5 Following a short but intense period of review, the LA received a letter from the Governing Body of St Hilda's Roman Catholic Primary School in early September 2020 in which they stated: *'With enormous sadness and deep regret, and after many months of sustained efforts to identify a solution to the funding crisis faced by the school, the governors of St Hilda's RC Primary School feel they must once again ask North Yorkshire County Council to commence formal consultation on the proposed closure of our St Hilda's.'*
- 3.6 On 20 October the Executive Member for Education and Skills approved a consultation on closure was commenced. This consultation ran from 2 November to 14 December.

4.0 PROPOSAL

- 4.1 The proposal is to cease to maintain St Hilda's Roman Catholic Primary School, Whitby from 9 April 2021. The full statutory proposal is set out in Appendix 1, Section A. This includes details about pupil numbers, alternative schools, impact on the community and travel implications.

5.0 CONSULTATION UNDERTAKEN AND ANALYSIS OF RESPONSES

- 5.1 The decision to consult on the proposal was taken by the Executive Member for Education and Skills on 20 October 2020.
- 5.2 A consultation paper setting out the proposal was sent to parents of pupils on roll, staff of the school as well as other interested parties and individuals. (A copy of the consultation paper is attached as Appendix 2. A list of the consultees is attached as Appendix 3).
- 5.3 Consultation was undertaken between 2 November and 14 December. A physical

public meeting was not possible due to the national lockdown resulting from the Covid 19. However, a virtual public consultation meeting was held online using Microsoft Teams, the details of which were included in the consultation document. In addition to this an offer was extended, through the consultation document and also through key stakeholders, that if any parties were unable to join the virtual meeting they should make themselves known via the school and alternative arrangements would be made for engagement. No requests of this kind were forthcoming. The virtual meeting was held on 24 November and was attended by officers of the Local Authority, the Headteacher, three governors, a member of staff and a Union representative. Some attendees did not give a name via the Microsoft Teams application but in total, inclusive of LA officers and Members, there were 13 people in attendance (A note of that meeting is attached as Appendix 4).

- 5.4 At the virtual consultation meeting there were no points raised in objection to the closure of the school. The attendees who wished to speak all took the opportunity to highlight the good work of the school and staff over a number of years. Cllr Joe Plant also paid testament to the work of the Governing Board to pursue any alternatives to closure, especially in the period between the two closure consultations. Particular tribute was also paid to the Headteacher and her staff by the School Improvement Advisor who commended their professionalism and dedication over a very difficult period involving two closure consultations and the pandemic. Another attendee, a governor at St Hilda's, shared with the meeting that the pupils who had moved from St Hilda's to St Hedda's Roman Catholic Primary School, when the closure proposal was announced in September, had all settled in well at the school.
- 5.5 At the close of the consultation period only one response had been received. This response (included as Appendix 5) stated that the respondent, a parent, had also made a response to the initial consultation in January but that they now saw that their comments were no longer relevant. Although they disagreed with the closure proposal, they acknowledged that there was no chance that the school could be made sustainable and expressed regret at the loss of the school to the community.
- 5.6 Officers consider that the single response received to this consultation and the nature of the comments at the virtual meeting reflect a widely held acceptance that the closure of the school is inevitable with only 2 pupils on roll. The period of consultation earlier in the year attracted far more comment and these comments mostly focused around the community and Governors being given more time to look at options. The ending of the previous closure proposal allowed a reconstituted Governing Board additional time to look again at options suggested in the initial consultation. Unfortunately, the Governing Board was unable to find a sustainable option and once again asked the Local Authority to consult on closure.

6 FINANCIAL IMPLICATIONS

6.1 School revenue funding

Any annual savings to the Dedicated Schools Grant arising from the closure, if approved, would remain within the ring-fenced Dedicated Schools Grant as part of the funding for all schools. Any surplus revenue or capital balances would be made available to the receiving school(s) in line with the Closing School Accounting Policy.

6.2 Transport costs

There are only two pupils on roll at the school and the closure is not projected to have any significant impact on the Home to School Transport budget given the proximity of alternative schools.

7.0 LEGAL IMPLICATIONS

7.1 The School Organisation regulations and guidance¹ cover the processes involved in school closures. Careful regard has been had to these provisions.

8.0 HUMAN RIGHTS IMPLICATIONS

8.1 There are no Human Rights issues in relation to this decision.

9.0 OTHER IMPLICATIONS

9.1 An Equality Impact Assessment has been undertaken in respect of this proposal and is attached (Appendix 6).

10.0 NEXT STEPS

10.1 It is proposed to publish proposals and statutory notices on 22 January 2021. The proposals would be published on the County Council's website and the statutory notice would be published in a local newspaper and displayed at the main entrances to the school. These would provide four weeks for representations to be made to the Local Authority, by 19 February.

10.2 The Executive agreed a model for decision-making on school organisation proposals on 25 September 2007. If approval is given to publish statutory proposals and notices, it is proposed that a final decision is taken by the Executive on 9 March 2021.

11.0 RECOMMENDATIONS

11.1 The Executive are recommended to:

- i. Approve the publication of statutory proposals and notices on 22 January 2021 proposing to cease to maintain St Hilda's Roman Catholic Primary School, Whitby with effect from 9 April 2021.
- ii. Schedule taking a final decision on the proposals on 9 March 2021.

Stuart Carlton
Corporate Director – Children and Young People's Service

Report prepared by Matt George, Strategic Planning Team.

¹ School Organisation (Establishment and Discontinuance of Schools) Regulations 2013 and Department for Education Opening and closing maintained schools. Statutory guidance for proposers and decision-makers (November 2019).

List of Appendices:

Appendix 1: Full draft statutory proposals

Appendix 2: Consultation Paper

Appendix 3: List of the Consultees

Appendix 4: Notes of the Public Meeting

Appendix 5: Consultation Responses

Appendix 6: Equality Impact Assessment

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Statutory proposals for closure of St Hilda's Roman Catholic Primary School

As set out in the Establishment and Discontinuance Regulations the information below **must** be included in a proposal to close a school:

Contact details

Proposal, published by North Yorkshire County Council, County Hall, Northallerton, DL7 8AE, to discontinue:

St Hilda's Roman Catholic Primary School, Waterstead Lane, Whitby, North Yorkshire, YO21 1PZ on 9 April 2021

St Hilda's Roman Catholic Primary School is a 4-11 Roman Catholic Voluntary Aided primary school in North Yorkshire.

Implementation

It is proposed to close the school from 9 April 2021.

Reason for closure

Reasons for the Previous Closure Proposal in January 2020

There were three main factors leading to the closure proposal. First, the number of children at St Hilda's had fallen from 51 in 2015/16 to 24 in 2019/20. The school had only received 2 first preference applications for Reception places in September 2020 and with capacity available in every other school within Whitby Town it was unlikely that the school would be allocated any lower preference applications.

Secondly, the predicted financial position was a concern. The school had an accumulated budget deficit at the end of the 2018/19 financial year and the cumulative deficit was forecast to significantly worsen over future financial years.

Thirdly, for the Roman Catholic Church their mission and purpose is to provide education with a Catholic character to Catholic children. Out of a total roll of 24 children on roll at St Hilda's at that point, only 4 of these pupils were Catholic. The Diocese confirmed that there was no evidence to support the continuation of Catholic education in Whitby, as there appeared to be no other Catholic children seeking to attend the school.

Reasons for the Current Closure Proposal in September 2020

Since the previous closure proposal ceased in April, the position regarding these three main factors has actually become more pronounced. In their letter of 4 September the Governors referred to a '*sustained funding crisis*'. At this time there were 19 pupils on roll at St Hilda's. With this school roll and the projected number of pupils going forward the Governors could not find a sustainable future for the school. The Roman Catholic Diocese had already previously

made it clear that the school would not be able to enter an academy trust without a financially sustainable future being identified.

Since the Governors and the Diocese met with parents to notify them of their decision to ask the Local Authority to consult upon closure the number of pupils on roll has fallen to 2 pupils. The majority of these pupils have taken advantage of the Diocese of Middlesbrough's offer to ensure that places at, and transport to, St Hedda's R.C Primary School, Egton Bridge would be made available for any pupils from St Hilda's. There is no reasonable prospect of the numbers of pupils at St Hilda's returning to sustainable levels.

The Diocese of Middlesbrough's position remains that their mission and purpose is to provide education with a Catholic character to Catholic children. With only 2 pupils on roll the Diocese confirmed that there was no evidence to support the continuation of Catholic education in Whitby, as there appeared to be no other Catholic children seeking to attend the school.

Pupil numbers and admissions

The numbers (distinguishing between compulsory and non-compulsory school age pupils), age range, sex, and special educational needs of pupils (distinguishing between boarding and day pupils) for whom provision is currently made at the school.

There are currently 2 pupils on roll at the school as of October 2020, all of which are pupils of mainstream school age with 0 nursery-aged pupils. Both of the remaining pupils are female.

	Pupil numbers	PAN
Reception	0	15
Year 1	2	15
Year 2	0	15
Year 3	0	15
Year 4	0	15
Year 5	0	15
Year 6	0	15
Totals	2	

The school's age range is 4-11 years, and provision is available for boys and girls. There is no boarding provision. Information on special educational needs of pupils is not provided as this would contravene the Data Protection Act. Total pupil numbers are significantly lower than the capacity of the school which is designed to accommodate up to 150 pupils.

Displaced pupils

A statement and supporting evidence about the need for school places in the area including whether there is sufficient capacity to accommodate displaced pupils.

Details of the schools or further education colleges at which pupils at the school to be discontinued will be offered places, including—

- a) any interim arrangements;
- b) the provision that is to be made for those pupils who receive educational provision recognised by the local authority as reserved for children with special educational needs; and
- c) in the case of special schools, the alternative provision made by local authorities other than the local authority which maintain the school.

Details of any other measures proposed to be taken to increase the number of school or further education college places available in consequence of the proposed discontinuance.

There are five other North Yorkshire primary schools within reasonable travelling distance with places available currently in various year groups. Across the area there are places available for both the pupils currently at St Hilda's Roman Catholic Primary School. Within 2 miles of St Hilda's is Airy Hill Primary School at 0.1 miles away, East Whitby Academy at 0.8 miles away, West Cliff Primary School at 1 mile away, Stakesby Primary Academy at 1.4 miles away and Ruswarp Church of England Voluntary Controlled Primary School. These schools have not been inspected by Ofsted since their conversion to academy status with the exception of Ruswarp which is a maintained school and was rated Good by Ofsted. The nearest Roman Catholic school is St Hedda's Roman Catholic Primary School which is 7.4 miles away from St Hilda's by road and also has places available, St Hedda's has also not yet been inspected since converting to academy status..

St Hilda's R.C Primary School does not have a distinct catchment area. There is therefore no issues associated with the redrawing of catchment areas.

For any children currently at St Hilda's Roman Catholic Primary School, North Yorkshire County Council would work with each family to try to meet their individual preferences for other schools.

Parents have a right to express a preference for any school and, in the case of community and voluntary controlled schools, the relevant Local Authority is the admissions authority and will meet that preference provided there are vacant places or the school is happy to admit above the published admission number. In the case of Voluntary Aided schools, the governing body decide the conditions for admission to their particular school. Where a child attends a school which is not their normal school or nearest school, parents are normally responsible for making transport arrangements.

- a) No interim arrangements have been necessary.
- b) This is a mainstream primary, and therefore, not a school that is reserved for providing to pupils with special educational needs

c) This is a mainstream school, and therefore, not a special school that is reserved for providing to pupils with special educational needs

Impact on the community

A statement and supporting evidence about the impact on the community of the closure of the school and any measures proposed to mitigate any adverse impact.

The school does not have an Early Years unit. However, there is an Early Years provider who currently leases part of the school building from the Diocese of Middlesbrough. The future of this provision in the building is a decision for the Diocese, should the closure proposal go ahead.

In some communities the school is the only meeting space. However, in Whitby there are a number of community venues.

The school building and part of the playing field is in the ownership of the Roman Catholic Diocese of Middlesbrough. Part of playing field is owned by the County Council. Decisions about the future use of the school buildings and playing field will be taken by the owners after the closure proposal has been determined.

In a previous consultation community members particular members of the local Catholic community expressed concern over the removal of Catholic education from the town. However, one of the key reasons that this proposal has been brought forward is that there hasn't been significant demand for Catholic school places in Whitby.

Whilst the impact on the wider community is an important consideration, the key consideration is to determine whether the proposal is in the best interests of children's education.

Rural primary schools

Where proposals relate to a rural primary school designated as such by an order made for the purposes of Section 15 (Education and Inspections Act 2006 (EIA), a statement that the local authority or the governing body (as the case may be) considered Section 15(4) EIA.

St Hilda's Roman Catholic Primary School is not designated as a rural school under the Designation of Rural Primary Schools (England) Order.

Balance of denominational provision

Where the school has a religious character, a statement about the impact of the proposed closure on the balance of denominational provision in the area and the impact on parental choice.

St Hilda's is a Roman Catholic Primary School. The LA is under an obligation to consider the impact on the proportion of church places before it determines the outcome of school closure proposals.

The nearest Roman Catholic school, 7.4 miles from St Hilda's by road, is St Hedda's Roman Catholic Primary School, Egton Bridge.

The Diocese is supporting the LA with the consultation and given the availability of places at St Hedda's school and the lack of significant demand for Catholic education within Whitby this proposal is not considered to create a significant imbalance in denominational provision within the area and the impact on parental choice will be limited.

Maintained nursery schools

Not applicable

Sixth form provision

Not applicable

Special educational needs provision

The existing provision at St Hilda's Roman Catholic Primary School is not reserved for pupils with special educational needs.

Travel

Details of length and journeys to alternative provision.

The proposed arrangements for travel of displaced pupils to other schools including how the proposed arrangements will mitigate against increased car use.

Eligibility for home to school transport will be determined in line with the County Council's current home to school transport policy and procedures based on each child's home address and individual circumstances.

Where a child attends a school which is not their normal school or nearest school, parents are normally responsible for making transport arrangements.

Parents were, and will be, reminded of the County Council's home to school transport policy when considering alternative schools. Pupils up to the age of 8 would normally be eligible for free home to school transport if they live more than 2 miles from their normal area school (or 3 miles for those over the age of 8). Parents can always express a preference for a school other than their normal area school however they would usually be responsible for making transport arrangements

North Yorkshire County Council's Home to School transport policy states that 'Transport will be arranged so that children will not normally spend more than 1 hour 15 minutes travelling to a secondary school or 45 minutes to a primary school. Journey times might need to be longer than this in some more rural areas and where road or weather conditions mean that these times are not practical.' This is in line with statutory guidance from the Department for Education. The nearest schools are Airy Hill Primary School (0.1 miles from St Hilda's R.C Primary School), Stakesby Primary School (0.9 miles from St Hilda's R.C Primary School), West Cliff Primary School (0.9 miles from

St Hilda's R.C Primary School), East Whitby Primary Academy (1.1 miles away St Hilda's R.C Primary School). The travel times to all these schools from homes in the Whitby and the surrounding villages are well below the maximum travel time of 45 minutes for primary-aged pupils

Procedure for making representations (objections and comments)

Within four weeks from the date of publication of this proposal, any person may object to or make comments on the proposal by sending them to Corporate Director - Children and Young People's Service, North Yorkshire County Council, County Hall, Northallerton, DL7 8AE, by 19 February 2021.

Consultation

The decision to consult on closure was taken by the Executive Member for Schools on 20 October 2020 following a request from governors. A consultation paper setting out the proposal was sent to parents of pupils on roll, staff at the school as well as other interested parties and individuals. A copy of the consultation paper and a list of the consultees is included in Appendix 1. The consultation period ran from 2 November to 14 December 2020. A virtual public meeting was held online on 24 November 2020, a note of that meeting is attached as Appendix 2. There has been 1 consultation response received (Appendix 3).

Appendices

Appendix X - Consultation Paper and list of consultees

Appendix X - Notes of the Public Meeting

Appendix X - Consultation Responses

**NORTH YORKSHIRE COUNTY COUNCIL
Proposal to Cease to Maintain a School
St Hilda's Roman Catholic Primary School**

Notice is given in accordance with section 15(1) of the Education and Inspections Act 2006 that North Yorkshire County Council, County Hall, Northallerton, DL7 8AE, intends to discontinue St Hilda's Roman Catholic Primary School (Voluntary Aided), Waterstead Lane, Whitby, North Yorkshire, YO21 1PZ on 9 April 2021.

Copies of the complete proposal can be obtained from: Corporate Director - Children and Young People's Service, North Yorkshire County Council, County Hall, Northallerton, DL7 8AE and are available on the County Council's website at www.northyorks.gov.uk.

Within four weeks from the date of publication of this proposal, any person may object to or make comments on the proposal by sending them to Corporate Director - Children and Young People's Service, North Yorkshire County Council, County Hall, Northallerton, DL7 8AE, by 5pm on 19 February 2021.

Signed: B. Khan
Assistant Chief Executive
(Legal and Democratic
Services)
Publication Date: 22 January 2021

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Consultation Document

**Proposal to close St Hilda's Roman
Catholic Primary School, Whitby.
from 9 April 2021**

St Hilda's Roman Catholic Primary School

November 2020

This paper sets out background and details of a proposal to close St Hilda's Roman Catholic Primary School with effect from 9 April 2021.

There will be a virtual public meeting on Tuesday 24 November at 7 pm.

If you wish to be part of this virtual meeting could you please let us know by emailing schoolorganisation@northyorks.gov.uk and joining instructions will be provided

If you do not have the facilities to participate in a virtual meeting but would still like to engage directly in the consultation process then please liaise with St Hilda's RC Primary School, Waterstead Lane, Whitby, North Yorkshire YO21 1PZ (Tel. 01947 603901)

Background

St Hilda's Roman Catholic School is a small school located in Whitby that has no distinct catchment area but has historically served a wide area consisting primarily of Whitby and the surrounding rural area.

Pupil numbers at the school have been low compared to other local schools for many years and governors and leaders of the school as well as the Diocese and NYCC as the Local Authority (LA) have been aware of the school's vulnerability. As a small school operating in an area with a significant surplus of school places the school is particularly susceptible to the effects of falling numbers due to parental preference.

Governors have worked hard to try and increase pupil numbers at the school notably by working alongside the Diocese to bring an Early Years education provider onto the school site and foster relations with these families. The governors, with support from the LA, have also attempted to make cost savings and reduce expenditure where possible.

The Roman Catholic Diocese of Middlesbrough has been undergoing a process of converting all of their maintained schools into Academies under the leadership of multi-academy trusts. In December 2018 an academy order was signed for St Hilda's Roman Catholic Primary School. However, as with all academy conversions a process of due diligence was required before any conversion would be approved. In the case of St Hilda's, the financial situation and projected financial outlook prevented the school from been accepted into a Trust.

Decision to consult upon closure in January 2020

In January 2020 the Governing Body asked the LA to enter into consultation to seek to close St Hilda's RC Primary School due to the continued falling rolls and associated significant financial challenges faced by the school, coupled with the continued lack of applications for admission to the school from Catholic pupils.

During the consultation period in Spring 2020 a group of stakeholders made the case that they would like more time and some further engagement with the LA to explore further any options for keeping the school open. However, due to the Covid 19 Pandemic which closed the School, and the restrictions placed upon gatherings, it was not feasible to hold these kind of discussions within an appropriate timescale given the proposed closure date of 31 August

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2020. Having first extended the consultation period, a decision was then taken by the LA in early April to not proceed with the proposal at that time, therefore allowing the opportunity for stakeholders to look at alternatives to closure.

Decision to consult upon closure in September 2020

As part of the work to satisfy themselves that all options had been considered, three local stakeholders, comprising two parents and County Councillor Joe Plant, joined the Schools Governing Body. Alongside this the Roman Catholic Diocese appointed further Foundation Governors to ensure a full range of expertise were available to look at the options. The changes constituted a complete restructure of the Governing Body as only two members remained from the previous board and a new Chair and Vice-Chair were appointed. The LA funded a piece of detailed financial analysis on options for the school going forward and provided additional professional support.

Following a short period of review the LA received a letter from the Governing Body of St Hilda's Roman Catholic Primary School in early September 2020 in which they stated, *'With enormous sadness and deep regret, and after many months of sustained efforts to identify a solution to the funding crisis faced by the school, the governors of St Hilda's RC Primary School feel they must once again ask North Yorkshire County Council to commence formal consultation on the proposed closure of our St Hilda's.'*

The Governing Body of St Hilda's Roman Catholic Primary School have not reached this decision lightly. They have decided that pupil numbers had fallen to an unsustainable level and found they were not able to set a balanced budget which is a legal requirement. The Diocese of Middlesbrough has confirmed that there is no evidence to require the continuation of Catholic provision in Whitby and the LA have confirmed that the school is not required to meet their duty to maintain sufficient school places.

The LA is therefore now consulting on the proposal to close the school with effect from 9 April 2021.

Factors affecting the School's viability

There are three main factors leading to this closure proposal. First, the number of children at St Hilda's has fallen from 51 in 2015/16 to 19 in September 2020/21. The total pupil number has now fallen to 2 since the closure proposal was announced earlier this term.

Secondly, with pupil numbers largely determining the school budget the finances are not sustainable. The financial outlook has significantly worsened in line with the dramatic fall in pupils numbers and there is therefore no prospect of financial recovery.

Finally, the Diocese of Middlesbrough's mission and purpose is to provide education with a Catholic character to Catholic children. Out of a total role of 24 children on roll at St Hilda's in 2019/20 only 4 were Catholic. The Diocese confirmed at that time that there was no evidence to support the continuation of Catholic education in Whitby, as there appeared to be no other Catholic children seeking to attend the school. This position has not changed given the current number on roll.

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Pupil Numbers

The number of children at St Hilda's Roman Catholic Primary School has been falling over the past few years. There were just 19 pupils on roll at the beginning of September 2020 and this total has fallen to 2 since the closure proposal was announced. The majority of the pupils who have recently left have taken advantage of the Diocese of Middlesbrough's offer to ensure that places at, and transport to, St Hedda's R.C Primary School, Egton Bridge would be made available for any pupils from St Hilda's. Forecasts indicate there is no reasonable prospect of the numbers of pupils at St Hilda's returning to sustainable levels.

	Total pupils on roll at St Hilda's
2015/16	51
2016/17	46
2017/18	31
2018/19	28
2019/20	24
1 September 2020	19
1 October 2020	2

The pupil roll over recent years has been well below the capacity of the school, which is designed to accommodate 105 pupils if all spaces are in use.

There is a significant surplus of school places across Whitby Town. Where possible school place planners seek to maintain a 5% to 10% surplus of places in a planning area to allow for flexibility within the system and parental preference to be exercised. In Whitby there is currently a surplus of over 30%. Even if all housing identified within the local plan was constructed at expected rates the surplus is projected to stand at 28% in 24/25.

If St Hilda's were to close the surplus across the town would drop to 23% at present, and if all local plan housing was constructed at expected rates that surplus is projected to stand at 21% in 24/25.

The Financial Position

Pupil numbers determine the school budget. With reducing pupil numbers, and a reduced budget, the finances are not sustainable.

<u>Projected Budget Positions as at September 2021</u>	
In Year Deficit 2020/21	- £39.6k
In Year Deficit 2021/22	- £53.4k
In Year Deficit 2022/23	- £30.7k
Cumulative Deficit end of 22/23	- £144.7k

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These projections were based on pupil number assumptions of 20 in Autumn 2020 and 26 in Autumn 2021. The financial outlook has significantly worsened in line with the dramatic fall in pupil numbers and there is therefore no prospect of financial recovery.

Schools Standards/Ofsted

The School's last Ofsted inspection was in November 2017 and it confirmed that the school continued to be 'Good'. This proposal is not based upon the quality of the education provision at St Hilda's. However, it should be noted that where numbers of pupils at a school fall very low and budgets become restricted it provides an additional challenge to school standards.

Other local schools

The nearest local school, 0.1 miles from St Hilda's Roman Catholic School, is Airy Hill Primary School, Whitby. There are also four other local Primary Schools; East Whitby Primary Academy, Ruswarp CE VC Primary School, Stakesby Primary Academy and West Cliff Primary School.

The nearest Roman Catholic School at 7.3 miles away is St Hedda's Roman Catholic Primary School, Egton Bridge.

For children currently at St Hilda's Roman Catholic Primary School, North Yorkshire County Council will work with each family to try to meet their individual preferences for other schools. Governors at St Hilda's Roman Catholic Primary School are also committed to supporting families in their choice of school and in making a smooth transition. The Diocese of Middlesbrough will seek to ensure that spaces are available at the nearest Catholic Primary School (St Hedda's Primary School, Egton Bridge) and to provide transport for those pupils currently at St Hilda's who wish to continue to receive a Catholic education. Some schools may be able to admit over their published admission numbers for some year groups.

Eligibility for home-to-school transport will be determined in line with the County Council's current home-to-school transport policy and procedures, based on travel distances from each child's home address and individual circumstances.

Parents have a right to express a preference for any school. The LA is the admissions authority for community and voluntary controlled schools and will meet that preference provided there are vacant places or the school is happy to admit above the published admission number. The governing body decides the conditions for admission to Voluntary Aided schools or Academy schools, whilst still bound by the Admissions Code. Where a child attends a school, which is not their normal school or nearest school, parents are normally responsible for making transport arrangements.

North Yorkshire County Council's Admissions Team is always happy to give advice to parents – please contact Vickie Hemming-Allen on 01609 535481 or Lisa Herdman on 01609 534953

Staff

A separate consultation process, including a staff meeting, will run in parallel with the closure process.

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The School Site

The school building and part of the site is owned by the Diocese of Middlesbrough with the remainder owned by the County Council. Decisions about the future use of the school building and playing field will be taken by the owners after the closure proposal has been determined.

What Happens Next?

Your views about this proposal are welcomed. You can complete and return the attached response sheet by post or submit an online response.

Paper responses should be returned to North Yorkshire County Council at the address below:

FREEPOST RTKE-RKAY-CUJS
St Hilda's
Strategic Planning
North Yorkshire County Council
County Hall
NORTHALLERTON
DL7 8AE

Online responses may be submitted by following this link: [St Hilda's response form](#)

The closing date for responses is 14 December 2020

All responses to the consultation received by this date will be considered by the County Council's Executive on 12 January 2021.

If the County Council's Executive decides to proceed with the closure proposal, then statutory notices would be published in the local press on Friday 22 January 2021. These notices provide a further four weeks for representations to be made. A final decision would then be taken by North Yorkshire County Council's Executive on 9 March 2021. If agreed the school would close on 9 April 2021.

Key Dates

All dates are subject to approvals at each stage.

Consultation opens	2 November 2020
Virtual Public meeting	24 November 2020 at 7pm
Consultation closes	14 December 2020
County Council's Executive considers consultation response	12 January 2021
Statutory Notices published (4 weeks for representations to be made)	22 January 2021 to 19 February 2021
Final decision by County Council's Executive	9 March 2021
Proposed school closure date	9 April 2021

St Hilda's Roman Catholic Primary School, Whitby
A consultation on whether the school should be closed

Link to Corporate Privacy Notice: [NYCC Privacy Notices](#)

All personal information collected by North Yorkshire County Council will be anonymised when the consultation closes. Comments submitted will help to determine the outcome of this proposal.

Do you agree with the proposal to close St Hilda's Roman Catholic Primary School, Whitby with effect from 9 April 2021? (Yes/No)

Observations and/or suggestions:

Interest/Status

e.g. Parent/Governor/Teacher/Community

Name of School

This information is collected to confirm your proximity to the school

Name (Block Capitals)

Address:

.....

Postcode:

Date:

To help us assess whether we have provided clear information, please let us know whether you found this consultation easy to understand? YES/NO

Do you have any suggestions for improvement?

.....
.....

Under the provisions of the Freedom of Information Act 2000, responses to the consultation may be published on the County Council's website where it may be accessed by members of the public. Your personal details will not be published.

Please send this response sheet to the following "FREEPOST" address. You do not need to use a postage stamp.

FREEPOST RTKE-RKAY-CUJS

St Hilda's RC

Strategic Planning

North Yorkshire County Council

County Hall

NORTHALLERTON, DL7 8AE

Or click on the following link: [St Hilda's response form](#)

and submit your response there

To be received by no later than 14 December 2020

We are collecting this information for the purpose of gathering views on the proposal. Your personal data will not be published or passed to any other organisation unless a legal obligation compels us to do so. We may contact you to discuss your views further. For more information about how your personal data is handled at North Yorkshire County Council please visit: [NYCC Privacy Notices](#)

Appendix 3

St Hilda's Roman Catholic Primary School – List of Consultees

St Hilda's RC	Parents
	Staff and governors
	Chair of Governors
Local Primary Schools:	West Cliff Primary School
	Stakesby Primary School
	Airy Hill Primary School
	East Whitby Primary Academy
	Ruswarp CE Primary School
Unions and Professional Associations:	NAHT
	NASUWT
	NEU (formerly NUT & ATL)
	VOICE
	NUT
	UNISON
Diocese	Roman Catholic Diocese of Middlesbrough
Local church	St Hilda, Whitby
Neighbouring Local Authority:	Redcar & Cleveland
Local County Councillor:	Joe Plant
	David Chance
Scarborough Borough Council	
Mayfield Ward	David Chance
	Glenn Goodberry
Whitby Westcliff Ward	Alf Abbott
	Sue Tucker
Streonshahl Ward	Stewart Campbell
	Michael Stonehouse
Local	Whitby Town Council
Local MP	Robert Goodwill, MP for Scarborough & Whitby
Department for Education	
Regional Schools Commissioner	
11 Early Years Providers Located within 3 miles of St Hilda's R.C Primary School.	

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Appendix 4

Record of Public Meeting concerning St Hilda's Roman Catholic Primary School, Whitby

Meeting held on 24 November 2020 using Microsoft Teams (during second national Covid 19 lockdown)

Present: County Cllr Patrick Mulligan (Executive Member for Education and Skills, NYCC), Andrew Dixon (Strategic Planning Manager, NYCC) Matt Blyton (Senior Education Advisor, NYCC), Kevin Duffy (Director of Schools, Diocese of Middlesbrough), County Cllr Joe Plant (LA Governor and Local Member), Pam Crabtree (Headteacher, St Hilda's RC Primary School) Matt George (Strategic Planning Officer, NYCC) and Sue Turley (Strategic Planning Officer, NYCC)

Three governors and a National Education Union representative (North Yorkshire District) also attended.

Apologies:

13 people were present including the Headteacher, who due to connection issues joined some of the meeting via phone.

AGENDA

Meeting opens – brief welcome	Andrew Dixon – Strategic Planning Manager NYCC
Executive Members Opening Remarks <ul style="list-style-type: none">• Introduction to the Panel• Short statement about background• Handover to LA Officer for presentation	County Cllr Patrick Mulligan
Presentation <ul style="list-style-type: none">• The proposal• Background to the proposal• Pupil numbers• Finances• Local Schools• New Local Housing• Catchment area• How can people comment	Andrew Dixon
Question and Answer Session	County Cllr Patrick Mulligan
Meeting Close	County Cllr Patrick Mulligan

1. Welcome

Andrew Dixon, Strategic Planning Manager at NYCC welcomed everyone to the meeting and invited County Cllr Patrick Mulligan to open the meeting. It was highlighted that the Microsoft Teams Meeting was being recorded to support the note taking and would be deleted once the notes had been compiled.

Executive Member opening remarks

County Councillor Patrick Mulligan introduced himself and the rest of the panel, noting Kevin Duffy from the Diocese and Cllr Joe Plant who is both a Local County Councillor and also the LA Governor on the Governing Board, were in attendance. The meeting was also supported by Matt George and Sue Turley, Strategic Planning Officers from NYCC.

2. Presentation

Andrew Dixon explained that the purpose of the meeting which is part of the first informal consultation stage for the proposal that the County Council should cease to maintain St Hilda's Roman Primary Catholic School from Easter 2021. The meeting was part of the process to consider the views of all those likely to be affected by the proposal are recorded and considered as part of the decision making process.

Andrew Dixon explained the background to the proposal, noting the unusual situation having had a previous consultation and said that information throughout the meeting would look at the actions taken since then. Kevin Duffy from the Diocese would as part of the meeting set out the position from the Diocese. Andrew said the presentation would address school numbers, the financial position and places available locally at other schools.

As part of the first consultation there was a governing body resolution in January 2020 for consultation on closure and this was started before Covid restrictions came into place with a Public Meeting on 3 March 2020. During this meeting and immediately afterwards, there was representation made that in an ideal world, there would be a period of reflection in terms of what other options could be considered to avoid school closure. Whilst considering this position, the Covid situation accelerated and national lockdown occurred and the school closed. At that time representation was made for further opportunities for exploration between the LA and the Governing body on options. LA Officers at this time were heavily involved in the Covid response and the unprecedented closure of schools. A decision was therefore taken in early April 2020 to halt the closure consultation.

Between April and September 2020 a complete restructure of the Governing Body occurred and they commissioned, alongside the LA, some additional financial analysis work to look at options for a potential recovery plan for the school. After concluding that a recovery plan was not possible, the governing body took a new resolution to ask for consultation on proposed closure. The school community was informed on 10 September 2020 as part of the process. The consultation process was launched on 2 November 2020.

Andrew Dixon then asked Kevin Duffy to speak from a Diocese perspective.

Kevin Duffy Director of Schools, Diocese of Middlesbrough, explained that the Diocese expressed concern on numbers around 4 years ago and the subsequent impact on school finances. Although numbers were high in KS2, lower years in the school were not as high and it was evident that a KS1 reduced intake would work its way through the school. They could see when larger cohorts left the school last year this would present a problem with the total number of pupils on roll and the need to set a balanced budget. The School tried to address this position from 2016 onwards and to look at attracting more pupils to the school and to manage some of the financial pressures. The Bishop of Middlesbrough had made a decision that all Roman Catholic schools would become academies as part of the regional academy trust structure in place. St Hilda's was due to join one of the trusts in September 2019 but failed the 'Due Diligence' as it was seen as not financially sustainable. The governing body were made aware of this in January 2020 and they resolved to ask for consultation. One key reason the Bishop supported the consultation was that they could see the school could not live within its means and attract numbers at the pace required. With very few Catholic children remaining in the school and low numbers of Catholic pupils coming into the school it was felt at that time there was no longer a need for a Catholic school in Whitby. It was regrettable but they agreed with the consultation on a proposed closure.

From this time there was an impetus and a heroic effort to look to find a solution and garner support of the local community at fundraising but it was too late to bring in the pupil numbers to set a balanced budget against the timeline. So, at the September governing body meeting and with huge regret, they had to look at consultation on potential closure as they were unable to set a budget which would allow them to get a licensed deficit as they could not reach a position for the school to be financially stable within the three years required.

Andrew Dixon talked through the slides relating to pupil numbers. The school's current capacity is for 105 pupils. Numbers on roll have been reducing for some time from 54 in 2013 to 28 in 2018. Significant efforts to attract additional pupils have been made over a period of time in areas including the private nursery on site, press advertisements, flyers to new housing and open days for prospective parents.

At the first consultation in March 2020, pupil numbers were at 24 for the whole school. Year 6 had 9 pupils that would be moving to secondary provision and therefore there would be a reduction overall in school numbers as the school was not recruiting additional 9 pupils. At the start of the autumn term, 19 pupils were on roll at the school including 4 in reception. Communication of the second resolution in September had resulted in a further significant drop, with now only 2 pupils in the whole of the school and they are in Year 1.

Andrew Dixon then talked through the financial projections of the school. The in-year deficit projections of £39k in 20/21 and £53k in 2021/22 would lead to a projected cumulative deficit of £144k in March 2023. These projections were based on pupil number assumptions of 20 in Autumn 20 and 26 in Autumn 21. Given the current numbers at the school, this will be a much changed position going forward with a

much more severe deficit.

A number of financial strategies were deployed over time by the school including reducing the Headteacher's teaching commitment, restructured classes and latterly a shared Headteacher arrangement was explored again.

There are 5 local schools within 2 miles of St Hilda's, the four town schools are academies. All have surplus capacity. Overall, there are 1073 places available (October 2019 census) in the area and 793 pupils on roll, so there is well in excess of 200 surplus places (23%) which reduces to 21% surplus after allowing for all housing in the next 5 years including those proposed within the Local Plan within this time period.

In terms of planning places the LA would normally allow for 5-10% surplus places to allow for the more significant yield that might be expected and to take into account of parental preference.

New local housing in the area has seen 430 Local Plan dwellings proposed and is therefore by its nature, medium to long term in relation to those already with planning permission. The LA uses a ratio of 1:4 pupil yield arising from new housing developments.

Unlike Community Schools, St Hilda's does not have a defined catchment area and draws in pupil from a wider area than just Whitby Town and catchment proposals are therefore not required. Andrew highlighted that the LA would ask that parents familiarise themselves with admission arrangements for other schools and noting that Academies are responsible for their own admissions.

This consultation is not about school standards, the school was rated 'Good' by Ofsted in 2017 when there were 34 pupils on roll. The Ofsted inspection noted that although the school had only two classes, it continued to be a 'Good' school. Andrew added that with ever-decreasing numbers on roll, maintaining the quality and breadth of education will become more challenging.

Other Options were discussed and included;

1 Academy Sponsor – not possible through due diligence

2 Federate/Amalgamate – there are a number of existing federations but there would be little attraction for another school to partner with St Hilda's in that way.

3 Continue as is? what are the prospects of increased pupil numbers delivering financial sustainability? No recovery plan was identified by the restructured Governing Body over the past period.

For remaining pupils at the school, advice and assistance is available at any time. Pupils which remain on roll if a decision on closure is made, will be offered places at alternative schools, with places available in line with parental preference wherever possible. Assistance with transport would be provided to children who were eligible where this involves travel beyond 2 miles (or 3 miles for those aged 8+) to the nearest catchment school or nearest school to home address (catchment decision

pending). There would be the option of transport to St Hedda's, Egton Bridge in order for pupils to continue with their Catholic education.

School staff will be supported throughout the process. There will be a parallel staff consultation. The governing body would remain in place through to the implementation of the decision, if indeed that is agreed. The Governing body would then be dis-established in April 2021.

School buildings and part of the site are owned by the Diocese with some in NYCC ownership. Future use would be a matter for the Diocese and NYCC. Decisions about the future use would be taken after determination of the closure proposal.

Andrew Dixon outlined the next steps and timeline and encouraged responses to the consultation.

- The consultation launched on 2 November 2020 and will run until 14 December 2020
- County Council Executive considers responses to the consultation on 12 January 2021, If there is a resolution to move to the next stage, there is a further four week representation period between January and March when a decision would be taken on the proposal and in the event of a closure decision is taken the school would close at Easter.
- Final decision – 9 March 2021
- School would close – 9 April 2021

The formal presentation ended and Councillor Mulligan asked for questions and for people to identify themselves when asking a question or commenting by raising the yellow hand icon within the Microsoft Teams function.

3. Questions and Answers

Cllr Plant, an LA Governor at the school, expressed his sadness at the position the school found itself today and as Kevin stated, it was a heroic effort and acknowledged the outstanding work and fundraising achieved. He acknowledged and appreciated the commitment and determination of the re-structured governing body and the work they had done. One fundraising event had raised £2k. The governing body were so determined to save the school and had the community behind them. As a LA Governor, he also threw everything at it.

Cllr Plant also thanked the commitment from the LA and Cllr Patrick Mulligan and everyone else noting that everything he asked for he had received, including the independent financial review to see where the school could go.

Cllr Plant also thanked the Governors who came on Board and who did believe something could be achieved, but it is a very disappointing evening and hard to take, as no one wants to close a school, children are our future and we need to ensure they get the best education. Unfortunately, the pupil numbers are simply not there. Catholic pupils are not coming through and generally, numbers at the school are dropping each year. Cllr Plant reflected on the parents evening held and the subsequent governing body meeting held to decide to consult on a proposal for closure. It was a good meeting, which had something else on the table in terms of a

proposal from St Hedda's and one could not blame the parents for their subsequent actions sending pupils to St Hedda's. It was important that the pupils from St Hilda's received a good start to the academic year.

A final thought was to the Governing Body for their great commitment and a big thank you to them all.

Cllr Mulligan thanked Cllr Joe Plant for his comments and said it was a sad day in terms of the position we find ourselves in today.

Paul Busby, National Education Union, North Yorkshire, noted it was a real tragedy and requested more information around the statement regarding 'there was little attraction for a partner to Federate with the school'. This question was also supplemented with a further question, asking if it is the view that the Catholic community is reducing in numbers in the area which has impacted on the school or is it other factors?

Kevin Duffy responded saying that the school was never wholly supported in pupil numbers entirely by the Catholic Community and always relied on its popularity in the local area. It was able to attract 8, 9 or 10 pupils and at around 70 pupils in total, it could run and operate and it is only in recent times numbers have dropped. With very few local children being baptised it had lost its natural bedrock and no longer a school of choice for other children.

If it doesn't have the foundation of three, four or five Catholic pupils coming through, it is then fighting with community school pupils who aren't naturally going to choose a Catholic school who want to go to a small school in Whitby but not such a small school as St Hilda's.

In terms of 'partnership' the school could only enter a Catholic academy trust. As a Catholic school the Bishop would seek them to enter a Catholic academy trust but this was not achievable as it wasn't sustainable. The school financial position as seen tonight, could not get to a breakeven point in the future. As Cllr Plant alluded to, once the second resolution had taken place and parents told of going out to consultation again, there came the feeling there was an inevitability about this. Despite efforts, governors wanted to say to parents, it is bad news but what you want to know is certainty for your child at the start of the academic year and can you wait for the outcomes of the consultation. A really good offer was made to parents if they still wanted a Catholic education at the nearest Catholic school and that the academy trust would pay for free transport. It was felt that parents voted at this point for certainty and numbers at the school collapsed overnight from 18 to 2 and that was parents accepting the inevitability. If you consult twice in a calendar year, parents think closure is inevitable.

Paul Busby thanked Kevin and the Chair

At this point in the meeting Pam Crabtree was able to join the meeting via telephone and was asked if she had any questions. She responded with no further questions at that point in the proceedings.

Cllr Plant said he was interested in understanding in the current on-going Covid situation who the 'consultation link' had gone to? It was important for everyone to understand this particularly in the current Covid situation.

Andrew Dixon responded saying in accordance with normal practice, a full copy of the consultation document was emailed to known stakeholders which included parents and staff, Councillors both County and District and in addition, the Town Council, National Teaching Union, local Parish Priest, all other local schools in the area and Early Years providers were sent the consultation link.

Andrew highlighted a further reminder was sent last Thursday to everyone regarding the meeting tonight. Andrew stated that it was unusual to do a virtual meeting for a proposed school closure but this was due to the current Covid situation. In order to support this situation, a request was made to the Town Council in advance of the meeting, for their assistance with the matter. This was to ensure if they knew of anyone who wanted to take part or who wished to be engaged in the consultation but didn't have access on line, to make themselves known to the school and the LA could then look at what alternative arrangements could be put in place. Nobody had done this to date but Andrew said that group phone calls for example could happen to ensure people's views were heard.

Cllr Plant added that the Scarborough and Whitby Area Constituency Committee had recently been held and that he mentioned the proposal at this meeting including process and dates. Cllr Plant took that as a record that local councillors knew about the meeting tonight. The Press Officer also knew the meeting was going ahead tonight.

Matt Blyton said he echoed Cllr Plant's earlier words and comments and wanted to thank the governing board and those who had joined to try to mitigate against the proposed closure. Matt reiterated for the record, there were no school standards or school improvement issues in the proposal. Excellent education had been provided to pupils over many years. Matt paid his personal tribute and thanks to Pam Crabtree, Headteacher at the school and staff commenting how they had conducted themselves over a very difficult period of their professional careers. Pam had made an enormous contribution of 20 years plus to the school and latterly, wrestled with the challenges of Covid, two consultations and a significant loss of pupils. It is their health and well-being that is really important and he will ensure whatever decision is taken that he will be standing alongside staff and providing pastoral and the school improvement agenda to the end.

Leanne Coates, parent and school governor thought it would be useful to provide the meeting with an update regarding the children who had moved to St Hedda's and it was important to end on a high note saying the children who had moved had settled in really well and were not concerned about the transport. This is all a massive credit to the Headteacher and staff St Hedda's.

Cllr Mulligan responded and thanked Leanne for her contribution said that was good to hear and as Cllr Plant had remarked, it is all about the children.

Cllr Plant, following on from Matt Blyton's comments added that the children come

first and it is about the children and their health and well-being ensuring they are well served. He wanted to pay tribute to the children and their parents for their outstanding determination in coming through all of this.

Cllr Mulligan after receiving no further comments from the public, thanked everyone for attending and closed the meeting, it is a sad day but good to hear positive comments about the school and how children have settled into their new school, which is encouraging.

The meeting closed at 19:46.

Appendix 5

Responses to Consultation

<u>Do you agree with the proposal to close St Hilda's Roman Catholic Primary School?</u>	<u>Do you have any comments or observations on the proposal?</u>	<u>What is your interest or status?</u>	<u>Name of school represented:</u>
No	Points which I made in the initial consultation process are no longer relevant as I realise that sadly since the removal of the majority of pupils in September there is now no chance for the survival of this wonderful school. The closure of St Hilda's will be a great loss to the town. It is an excellent school, staffed by caring and dedicated people. There will no longer be the choice of a faith school within the town. The Christian ethos of the school shone through everything they did.	Parent	St Hilda's RC Primary School

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Equality impact assessment (EIA) form: evidencing paying due regard to protected characteristics

(Form updated April 2019)

Proposal to close St Hilda's Roman Catholic Primary School

If you would like this information in another language or format such as Braille, large print or audio, please contact the Communications Unit on 01609 53 2013 or email communications@northyorks.gov.uk.

যদি আপনি এই ডকুমেন্ট অন্য ভাষায় বা ফরমেটে চান, তাহলে দয়া করে আমাদেরকে বলুন।

如欲索取以另一語文印製或另一格式製作的資料，請與我們聯絡。

اگر آپ کو معلومات کسی دیگر زبان یا دیگر شکل میں درکار ہوں تو برائے مہربانی ہم سے پوچھئے۔



Equality Impact Assessments (EIAs) are public documents. EIAs accompanying reports going to County Councillors for decisions are published with the committee papers on our website and are available in hard copy at the relevant meeting. To help people to find completed EIAs we also publish them in the Equality and Diversity section of our website. This will help people to see for themselves how we have paid due regard in order to meet statutory requirements.

Name of Directorate and Service Area	CYPS Strategic Planning Team
Lead Officer and contact details	Andrew Dixon, County Hall
Names and roles of other people involved in carrying out the EIA	Matt George, Strategic Planning officer
How will you pay due regard? e.g. working group, individual officer	LA Officers and School Governing Body

When did the due regard process start?	Consultation started on 2 November 2020

Section 1. Please describe briefly what this EIA is about. (e.g. are you starting a new service, changing how you do something, stopping doing something?)

A proposal to close (cease to maintain) St Hilda's Roman Catholic Primary School. A period of consultation with the community has been carried out, including written consultation and a virtual public meeting and a statutory representation period will follow.

Section 2. Why is this being proposed? What are the aims? What does the authority hope to achieve by it? (e.g. to save money, meet increased demand, do things in a better way.)

The County Council is under a statutory duty to ensure there are sufficient school places in the area, promote high educational standards, ensure fair access to educational opportunity and promote fulfilment of every child's educational potential. There are three key concerns: 1) Low pupil numbers; 2)The schools financial position, and 3) Lack of Demand for Catholic Places. These issues are laid out in detail in the consultation document and the report to CYPS Executive Members on 20 November 2020.

Section 3. What will change? What will be different for customers and/or staff?

It is proposed that St Hilda's Roman Catholic Primary School should close with effect from 9 April 2021.

Section 4. Involvement and consultation (What involvement and consultation has been done regarding the proposal and what are the results? What consultation will be needed and how will it be done?)

The consultation period ran from 2 November to 14 December 2020. Consultation documents were distributed to a wide range of stakeholders, and a virtual public meeting was held. The consultation document and responses are included in the report to the Executive on 12 January 2021.

Section 5. What impact will this proposal have on council budgets? Will it be cost neutral, have increased cost or reduce costs?

Please explain briefly why this will be the result.

There may be some additional pupil transport costs.

Any savings to the Dedicated Schools Grant arising from the closure, if approved, would remain within the ring-fenced Dedicated Schools Grant as part of the funding for all schools. Any revenue or capital balances would be made available to the receiving school in line with the Closing School Accounting Policy.

If the school closed, there could be a potential additional cost to the Local Authority in providing transport to other schools. Free home to school transport would be provided for entitled pupils in accordance with the revised catchment area arrangements in accordance with the County Council's Home to School transport policy.

Section 6. How will this proposal affect people with protected characteristics?	No impact	Make things better	Make things worse	Why will it have this effect? Provide evidence from engagement, consultation and/or service user data or demographic information etc.
Age		X	X	Currently there are only 2 pupils on roll. If the decision is taken to close the school this adversely affects the current cohort. Moving to an alternative school will increase the opportunities for pupils to work and play with children their own age.
Disability	X			Pupils – The school is mainstream offering universal provision. Expertise will be utilised from the County Council to provide appropriate SEN support. Staff – As an organisation NYCC will continue to meet the requirements of the Equality Act 2010 which obligates us to make reasonable adjustments to accommodate disabled individuals as employees or service users.
Sex	X			No impact is anticipated.
Race	X			No impact is anticipated.
Gender reassignment	X			No impact is anticipated.
Sexual orientation	X			No impact is anticipated.

Religion or belief			X	If the decision is taken to close the School, this will adversely impact upon those pupils who wish to be educated in a Roman Catholic School in Whitby. However, the nearest Roman Catholic School, 7.4 miles from St Hilda's, is St Hedda's Roman Catholic Primary School.
Pregnancy or maternity	X			No impact is anticipated.
Marriage or civil partnership	X			No impact is anticipated.

Section 7. How will this proposal affect people who...	No impact	Make things better	Make things worse	Why will it have this effect? Provide evidence from engagement, consultation and/or service user data or demographic information etc.
..live in a rural area?	X			No impact anticipated.
...have a low income?	x			No impact anticipated
...are carers (unpaid family or friend)?	x			No impact anticipated

Section 8. Geographic impact – Please detail where the impact will be (please tick all that apply)	
North Yorkshire wide	
Craven district	
Hambleton district	
Harrogate district	
Richmondshire district	
Ryedale district	
Scarborough district	X
Selby district	

If you have ticked one or more districts, will specific town(s)/village(s) be particularly impacted? If so, please specify below.

Whitby

Section 9. Will the proposal affect anyone more because of a combination of protected characteristics? (e.g. older women or young gay men) State what you think the effect may be and why, providing evidence from engagement, consultation and/or service user data or demographic information etc.

All pupils and staff at the school would experience changes under these proposals that staff and governors would need to manage sensitively.

The County Council's Officers now feel that this decision is in the best interests of children and families served by the school.

The Local Authority's Admission Team will continue to work with families to try to meet their individual preferences for primary schools.

Home to school transport will be assessed in line with the County Council's policy.

Section 10. Next steps to address the anticipated impact. Select one of the following options and explain why this has been chosen. (Remember: we have an anticipatory duty to make reasonable adjustments so that disabled people can access services and work for us)	Tick option chosen
1. No adverse impact - no major change needed to the proposal. There is no potential for discrimination or adverse impact identified.	
2. Adverse impact - adjust the proposal - The EIA identifies potential problems or missed opportunities. We will change our proposal to reduce or remove these adverse impacts, or we will achieve our aim in another way which will not make things worse for people.	
3. Adverse impact - continue the proposal - The EIA identifies potential problems or missed opportunities. We cannot change our proposal to reduce or remove these adverse impacts, nor can we achieve our aim in another way which will not make things worse for people. (There must be compelling reasons for continuing with proposals which will have the most adverse impacts. Get advice from Legal Services)	x
4. Actual or potential unlawful discrimination - stop and remove the proposal – The EIA identifies actual or potential unlawful discrimination. It must be stopped.	
<p>Explanation of why option has been chosen. (Include any advice given by Legal Services.)</p> <p>This proposal may be considered to have an adverse impact for those two pupils currently on role at the school as they would have to move to an alternative a school, as set out above in Section 7.</p> <p>Careful consideration has been had to alternatives to closure it is concluded that the case for closure is strong and in the best interests of educational provision in the area.</p>	

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Section 11. If the proposal is to be implemented how will you find out how it is really affecting people? (How will you monitor and review the changes?)

Monitoring of standards will be carried out through the County Council's Education and Skills Team and through Ofsted inspections. Monitoring of sufficiency of school places in the Whitby area will be undertaken by the CYPS Strategic Planning Team.

Section 12. Action plan. List any actions you need to take which have been identified in this EIA, including post implementation review to find out how the outcomes have been achieved in practice and what impacts there have actually been on people with protected characteristics.

Action	Lead	By when	Progress	Monitoring arrangements
Not applicable				

Section 13. Summary Summarise the findings of your EIA, including impacts, recommendation in relation to addressing impacts, including any legal advice, and next steps. This summary should be used as part of the report to the decision maker.

The purpose of the consultation and proposed decision is to ensure that the children are provided with the best education provision in the area in a sustainable, stable and effective manner. In order to achieve these aims, despite the adverse impacts identified, the proposal to close the school needs to be considered.

Section 14. Sign off section

This full EIA was completed by:

Name: Matt George
Job title: Strategic Planning Officer
Directorate: CYPS
Signature:

Completion date: 10/12/20

Authorised by relevant Assistant Director (signature): Amanda Newbold

Date: 18/12/20

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North Yorkshire County Council

Executive

12 January 2021

Area Constituency Committee Feedback

1.0 Purpose of the Report

To bring to the attention of the Executive key issues considered at the meeting of the Skipton & Ripon Area Constituency Committee on 17 December 2020.

2.0 Skipton and Ripon Area Constituency Committee on 17 December 2020, held remotely using MS Teams

- 2.1 The Rt Hon Julian Smith MP was unable to attend the meeting of the committee due to commitments at Westminster.
- 2.2 There were no Public Questions or Statements at the meeting.
- 2.3 County Councillors Carl Les and Gareth Dadd provided details of the anticipated Local Government Settlement and progress with Local Government Review. There followed an in-depth discussion about sustainable funding for adult social care and the need for central government to consider the use of national taxation and possibly some form of insurance scheme.
- 2.4 The committee considered the proposed changes to the Healthy Child Programme and raised the following as matters for the Scrutiny of Health Committee to take into account at their meeting of 18 December 2020:
- The committee broadly supported the proposed changes, as outlined in the consultation document
 - The financial pressures that Public Health is under were acknowledged
 - Reassurances were sought that everything reasonably possible has been done to promote engagement with a broad range of agencies, organisations and people as part of a consultation undertaken during a pandemic, where there has been a heavy reliance upon remote means of communication
 - Reassurances were sought that the dispersed model of services for 5 to 19 year olds does not result in people finding access to services more difficult, particularly in rural areas
 - Further consideration may be needed as to how the Healthy Child Programme will support children and young people with mental health problems and/or those at risk of poor mental health. The past 9 months of the pandemic and social restrictions has seen a decline in children and young people's mental health.
- 2.5 The committee also considered the Annual Education Report and noted strong secondary school performance and attainment in the committee area, low levels of academy conversion and an increase in the number of children being taken out of mainstream school and educated at home. The committee also raised its concerns about secondary school funding and that the national funding formula tends to benefit urban areas.

2.6 The next meeting of the committee will be held remotely at 10am on 7 January 2021 using MS Teams. The substantive items on the agenda are:

- Update from Rt Hon Julian Smith MP – discussion with the committee
- Council Budget proposals
- Harrogate Transport Improvement Programme.

3.0 Recommendation

3.1 That the Executive notes the report and considers any matters arising from the work of the Area Constituency Committees detailed above, that merits further scrutiny, review or investigation at a county-level.

Barry Khan
Assistant Chief Executive (Legal and Democratic Services)
County Hall
Northallerton

21 December 2020

Background Documents: None
Appendices: None

FORWARD PLAN

The decisions likely to be taken by North Yorkshire County Council in the following 12 months are set out below:

Publication Date: 24 December 2020

Last updated: 24 December 2020

Period covered by Plan: up to 31 December 2021

All public Committee meetings of the Council where the public can attend have been suspended. Following on from the Prime Minister's announcement on 23 March 2020 about fundamental restrictions on public travel and movement, the Leader of the Council, Cllr Carl Les, has stopped all public, committee meetings of the Council for the foreseeable future. The council business will continue to be run in a different way. Emergency powers have been invoked that enable the Chief Executive, Richard Flinton, to make decisions that would previously have been made by the Council's committees. We will keep the position under review as the Government consider drafting legislation and regulations to allow for virtual meetings and we will consider how best to engage with the public to ensure that good governance, transparency and public engagement is maintained during this time.

PLEASE NOTE:-

In accordance with the Local Authorities (Executive Arrangements)(Meetings and Access to information)(England) Regulations 2012, at least **28 clear days' notice**, excluding the day of notification and the day of decision taking, must be published on the Forward Plan of any intended key decision. It is also a requirement that **28 clear days' notice** is published of the intention to hold a Executive meeting or any part of it in private for the consideration of confidential or exempt information. For further information and advice please contact the Democratic Services and Scrutiny Manager on 01609 533531.

FUTURE DECISIONS

Likely Date of Decision	Decision Taker (a full list of the membership of the Council and all its Committees is set out in Part 3 of the Constitution)	Description of Matter – including an indication if the report contains any exempt (not for publication) information and the reasons for this	Key Decision YES/NO	Decision Required	Consultees (ie the identity of the principal groups whom the decision-taker proposes to consult)	Consultation Process (ie the means by which any such consultation is to be undertaken)	How representations may be made and details of Contact Person (Tel: 0845 034 9494) unless specified otherwise)	Relevant documents already submitted to Decision Taker
THE EXECUTIVE								
Standing Item	Executive	TRO's	Yes in most instances	Introduction of Traffic Regulation Orders	Executive Members, local Members, public	Statutory consultation	In writing to the Corporate Director Business and Environmental Services	
Standing Item	Executive	Area Constituency Committee Feedback		As required, but usually for noting	N/A	N/A	N/A	N/A
Standing Item	Executive	Appointments to Outside Bodies and/or recommendations to Council re Committee appointments		Approval of appointments to Outside Bodies and/or making of recommendations to Council re Committee appointments	N/A	N/A	N/A	N/A
Standing Item	Executive	Potential purchase of land for investment purposes This item will contain exempt information.	Yes	Following the Executive decision of 15 August 2017 the Executive have agreed an investment strategy of purchasing land of up to £5m where it would provide a suitable return on investment. These opportunities have a quick turnaround time therefore a standard	Internal.	None.	Gary Fielding, Corporate Director - Strategic Resources	Once a relevant opportunity is identified the relevant reports will be drafted & circulated to the Executive.

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				item is included on the Forward Plan to give notice that such a decision may be requested by the Executive.				
TBC	Executive	To consider a proposal to formalise the relationship between NYCC and Brierley Homes Limited in relation to selling sites for development	Yes	Whether or not to enter into a promotion and option agreement with Brierley Homes Limited in relation to sites owned by NYCC.	None	None		None
TBC	Executive	Review of Extra Care provision The report will contain exempt information	Yes	Decision to agree to commence a consultation on extra care provision.	Employees and existing providers of Extra Care Provision	Online and face to face engagement and consultation	Michael Rudd Michael.rudd@northyorks.gov.uk	N/A
TBC	Executive	Consideration of proposal to rescind an historic approved proposal for an inner relief road in Ripon City Centre between Blossomgate and Somerset Row	YES	To seek Executive approval to rescind the County Council's current approved preferred route	Harrogate Borough Council Ripon City Council Local Elected Members Executive Members	Letters & emails to key groups and meetings where appropriate	Via email to ltip@northyorks.gov.uk	None

FUTURE DECISIONS

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TBC	Executive	Minerals and Waste Joint Plan approval for Adoption	YES	To make a recommendation to County Council regarding the adoption of the Minerals and Waste Joint Plan	Extensive consultation has taken place during preparation of the Plan.	Direct notification, website and deposit of documents at designated locations. Representations will be sought on Main Modifications to Minerals and Waste Joint Plan (date of commencement TBC) and will subsequently be provided to the Planning Inspector for confirmation as to whether the Joint Plan may proceed towards adoption	By email to mwjointplan@northyorks.gov.uk	Minerals and Waste Joint Plan Submission version recommendation d to Full Council for submission on 31 January 2017
12 January 2020	Executive	Schools Budgets	YES	To approve final details of the Schools Block/DSG budgets for 2021/22 for submission to the Department for Education including Minimum Funding Guarantee (MFG), gains cap and whether to apply any Block Transfer	All schools and Governing Bodies, North Yorkshire Schools Forum	Consultation with all mainstream schools and mainstream academies and discussion at North Yorkshire Schools Forum	In writing to Howard Emmett, Assistant Director, Strategic Resources (email to howard.emmett@northyorks.gov.uk)	Previous report taken to Executive on 14 January 2020

FUTURE DECISIONS

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12 January 2021	Executive	St Hilda's R.C Primary School, Whitby – school closure proposal	YES	Decision to publish statutory notices for the closure of St Hilda's R.C. Primary School	Parents, Staff, Governors, Local Elected Members, District and Parish Councils, Diocesan Boards and other local stakeholders.	Informal consultation ran from 2 November to 14 December 2020 Statutory notice would be published on 22 January 2021 for four weeks	In writing to the Corporate Director- Children and Young People's Service, County Hall, Northallerton, DL7 8AE, by 19 February 2021.	Report to Executive Member for Education and Skills dated 20 October 2020
12 January 2021	Executive	Review of Traded Services in Education and Skills due to Covid-19 The report will contain exempt information	Yes	To consider future operational delivery.	Staff	Not applicable	Amanda Newbold via email amanda.newbold@northyorks.gov.uk	
26 January 2021	Executive	To consider and recommend to County Council the Revenue Budget 2021/22 and the Medium Term Financial Strategy (MTFS). Also to consider: <ul style="list-style-type: none"> • Revenue Plan • Capital Plan 		Approval of the Revenue Budget/MTFS	Proposals will be subject to the appropriate consultation process	Budget Consultation Process	Gary Fielding, Corporate Director - Strategic Resources	County Council consideration of Budget savings proposals

FUTURE DECISIONS

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		<ul style="list-style-type: none"> Treasury Management Prudential Indicators 						
26 January 2021	Executive	To inform Executive on the outcomes of the Healthy Child 0-19 Service Model public consultation	Yes	To request agreement to move forward with the accepted service model.	Harrogate District Foundation Trust	Published via the Council's website	Michael Rudd 01609 535347 Victoria Ononeze 01609 797045	Report to Executive dated 13/10/20
26 January 2021	Executive	To request approval of the 0-19 Healthy Child draft section 75 agreement and a decision to consult on the draft Section 75 agreement with Harrogate District Foundation Trust An Appendix to this report will contain exempt information	Yes	Approval of the draft section 75 agreement and decision to consult on the section 75 agreement with Harrogate District Foundation Trust	Harrogate District Foundation Trust	Published via the Council's website	Michael Rudd 01609 535347 Victoria Ononeze 01609 797045	
26 January 2021	Executive	Council Plan 2021 - 2025	Yes	To consider draft Council Plan 2021 – 2025	Corporate and Partnerships Overview and	Meetings	Assistant Director, Policy and Partnerships	None

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					Scrutiny Committee Management Board			
26 January 2021	Executive	Kell Bank CE Primary School – school closure proposal	YES	Decision to publish statutory notices for the closure of Kell Bank CE Primary School	Parents, Staff, Governors, Local Elected Members, District and Parish Councils, Diocesan Boards and other local stakeholders.	Informal consultation ran from 2 November to 21 December 2020. Statutory notice would be published on 5 February 2021 for four weeks	In writing to the Corporate Director- Children and Young People’s Service, County Hall, Northallerton, DL7 8AE, by 5 March 2021.	Report to Executive Member for Education and Skills dated 20 October 2020
26 January 2021	Executive	Admission Arrangements 2022/2023	Yes	To seek views from members on the response to the proposed admission arrangements for Community and Voluntary Controlled schools for the school year 2022/2023 and approval for recommendation to the County Council for determination.	Public consultation	Public consultation via NYCC website	William Burchill via email: William.burchill@northyorks.gov.uk	
26 January 2021	Executive	Performance Monitoring of 1 hr Free Parking on High Street, Northallerton.	Yes	Continuation or cessation of the 1 hr free parking on High Street. Conclude the outcomes of the	Northallerton BID, Northallerton Town Council, Federation of Small	Formal letter	David Kirkpatrick – Traffic Engineering Team Leader	Northallerton High Street Report 28/7/20

FUTURE DECISIONS

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		Northallerton BID Petition Review		review into Northallerton BID petition for 2 hr free parking on High Street.	Businesses, Hambleton District Council		Email: David.kirkpatrick@northyorks.gov.uk or Tel: 07970 509194 Andrew Clare – Senior Traffic Management & Parking Engineer Email: Andrew.clare@northyorks.gov.uk or Tel: 07890 381255	
16 February 2021	Executive (Performance Monitoring)	Q3 Performance Monitoring and Budget report including: <ul style="list-style-type: none"> • Revenue Plan • Capital Plan • Treasury Management • Prudential Indicators 			Management Board		Corporate Director - Strategic Resources	Previous quarterly reports
16 February 2021	Executive (Performance Monitoring)	Special Schools Budgets 2021-22	YES	To approve final details of the Special Schools Budgets 2021-22 including:	NY Special Schools and Governing Bodies, North Yorkshire Schools Forum	Consultation with all special schools and special academies and discussion at North Yorkshire Schools Forum	In writing to Howard Emmett, Assistant Director, Strategic Resources (email to	None.

FUTURE DECISIONS

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				- The level at which the minimum funding guarantee (MFG) protection is set for special schools - the special school funding formula - banded values for Element 3 top-up funding			howard.emmett@northyorks.gov.uk)	
16 February 2021	Executive (Performance Monitoring) or if there are no objections to the statutory notices, the Executive Member for Education and Skills at his meeting with the Corporate Director – CYPS	Lowering the age range of Stillington Community Primary School to 3-11	Yes	Following the publication of statutory notices, to seek approval to lower the school age range of Stillington Community Primary School from 23 February 2021.	School community, wider community, other schools, Early Years providers,	In September 2020 the Governing Body of Stillington CP School consulted the local community and other providers on their proposal. Statutory notices have been published between 11 January and 8 February 2021.	In writing to Corporate Director – Children and Young People’s Service, County Hall, Northallerton DL7 8AE by 8 February 2021	Executive report of 24 November 2020
16 February 2021	Executive (Performance Monitoring)	Young People’s Accommodation Pathway	Yes	To consider options for the future commissioning of arrangements. A decision is required to approve the approach	District Councils	Officer engagement via working group	Mel Hutchinson by email: mel.hutchinson@northyorks.gov.uk	None

FUTURE DECISIONS

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		Item may contain exempt information		and to agree a public consultation with service users.				
16 February 2021	Executive	Potential purchase of land within the Harrogate Borough area This item will contain exempt information.	Yes	To update Members on land issues.	Internal	Meetings and Review of Draft Report	Ken Moody, Major Projects Manager Roger Fairholm, Asset & Workplace Manager, Property Service	None
9 March 2021	Executive	Annual Report of the Looked After Children Members Group	No	To approve the Annual Report of the Chair of the LAC Group	LAC Members Group	LAC group meeting on 24 January 2020	Via Cllr Annabel Wilkinson, Chair of LAC Members Group & Principal Scrutiny Officer – Ray Busby	Young Peoples Overview and Scrutiny Committee meeting 26 June 2020
23 March 2021	Executive	A new NYCC Plan for Economic Growth	YES	To approve the revised NYCC plan for Economic Growth	NYCC Directorates, BES Executive members, District Authorities / NPA's LEP	The consultation process will consist of internal workshops with NYCC members and colleagues and written / informal consultation with external partners	representations can be made by email to Mark Kibblewhite mark.kibblewhite@northyorks.gov.uk	Current Plan for economic Growth approved by Executive May 2017
23 March 2021	Executive	To inform Executive of the 0-19 Healthy Child Section 75 agreement	Yes	Approve the final model and section 75 agreement to move to Partnership model.	Harrogate District Foundation Trust	Published via the Council's website	Michael Rudd 01609 535347 Victoria Ononeze 01609 797045	Reports to Executive dated 13/10/20

FUTURE DECISIONS

Likely Date of Decision	Decision Taker (a full list of the membership of the Council and all its Committees is set out in Part 3 of the Constitution)	Description of Matter – including an indication if the report contains any exempt (not for publication) information and the reasons for this	Key Decision YES/NO	Decision Required	Consultees (ie the identity of the principal groups whom the decision-taker proposes to consult)	Consultation Process (ie the means by which any such consultation is to be undertaken)	How representations may be made and details of Contact Person (Tel: 0845 034 9494) unless specified otherwise)	Relevant documents already submitted to Decision Taker
		consultation feedback and to request formal approval to move to a Partnership agreement						26/01/21
20 April 2021	Executive	A59 Kex Gill Diversion contract award Includes commercially sensitive information	YES	To inform members of the outcome of the tendering process and seek approval to award the contract subject to full funding approval from DfT.	Not applicable	Not applicable	Email Kenneth.moody@northyorks.gov.uk	
20 April 2021	Executive	Outcomes/update on the results of the public consultation with service users who will be affected by the change in age range for the Young Person's Accommodation Pathway service (pathway 2). Results of procurement for YPP Pathway 2 contracts and	Yes	Permission to extend and vary the current foundation Pathway 2 contract by 2 years (1+1) at a reduced age range Key decision on awarding contract for emergency and extended supported lodgings	Service users	Direct communication	Mel Hutchinson – Head of Child Placement – 01609 536542	Reports to the Executive on 15 December 2020

FUTURE DECISIONS

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		permission to award. Exempt reports will be submitted and not for publication						
25 May 2021	Executive (Performance Monitoring)	Q4 Performance Monitoring and Budget report including: <ul style="list-style-type: none"> • Revenue Plan • Capital Plan • Treasury Management • Prudential Indicators 			Management Board		Corporate Director - Strategic Resources	Previous quarterly reports
8 June 2021, 22 June 2021 and 6 July 2021	Executive No items identified yet							
24 August 2021	Executive (Performance Monitoring)	Q1 Performance Monitoring and Budget report including: <ul style="list-style-type: none"> • Revenue Plan • Capital Plan • Treasury Management 			Management Board		Corporate Director - Strategic Resources	Previous quarterly reports

FUTURE DECISIONS

Likely Date of Decision	Decision Taker (a full list of the membership of the Council and all its Committees is set out in Part 3 of the Constitution)	Description of Matter – including an indication if the report contains any exempt (not for publication) information and the reasons for this	Key Decision YES/NO	Decision Required	Consultees (ie the identity of the principal groups whom the decision-taker proposes to consult)	Consultation Process (ie the means by which any such consultation is to be undertaken)	How representations may be made and details of Contact Person (Tel: 0845 034 9494) unless specified otherwise)	Relevant documents already submitted to Decision Taker
		<ul style="list-style-type: none"> Prudential Indicators 						
31 August 2021, 21 September 2021, 12 October 2021 and 23 November 2021	Executive No items identified yet							
7 December 2021	Executive (Performance Monitoring)	Q2 Performance Monitoring and Budget report including: <ul style="list-style-type: none"> Revenue Plan Capital Plan Treasury Management Prudential Indicators 			Management Board		Corporate Director - Strategic Resources	Previous quarterly reports

Should you wish to make representation as to the matter being discussed in public please contact Daniel Harry
 Email: (daniel.harry@northyorks.gov.uk) Tel: 01609 533531.

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