

AGENDA

Meeting: Schools Forum
Place: Melksham Town Hall, Market Place, Melksham, Wilts SN12 6ES
Date: Thursday 4 October 2012
Time: 1.30 pm

Briefing Arrangements:

Briefing will be held at 11:00 am in Melksham Town Hall and will focus on Schools Funding Reform issues.

Please direct any enquiries on this Agenda to Kirsty Butcher, of Democratic Services, County Hall, Bythesea Road, Trowbridge, direct line 01225 713 948 or email kirsty.butcher@wiltshire.gov.uk

Press enquiries to Communications on direct lines (01225)713114/713115.

This Agenda and all the documents referred to within it are available on the Council's website at www.wiltshire.gov.uk

Membership:	Representing:
Mr N Baker	PHF, Christ Church CE Primary School
Dr Peter Biggs	WGA, Secondary School Governor Representative
Mrs Julia Bird	PHF, Southwick Primary School
Mr Andy Bridewell	PHF, Ludgershall Castle Primary School
Steve Clark	WASSH, Melksham Oak
Mrs A Ferries	WGA, Primary Governor Representative
Mrs Jane Franchi	Salisbury Diocesan Board of Education
Mr Tim Gilson	Academy, Malmesbury School
Mr John Hawkins	Teacher representative
Jan Hetherall	Academy, Hardenhuish School
Mrs Sue Jiggins	WGA, Primary Governor
Mr Michael Keeling	Maintained Schools with Nursery Representative
Rev Alice Kemp	WGA, SEN Governor Representative
Ms I Lancaster-Gaye	WASSH, SEN Sector, Rowdeford School
Dr Tina Pagett	14-19 Group Representative
Mr J Proctor	Early Years Representative (PVI)
Mr M Watson	WASSH, Lavington School
Mrs C Williamson	PHF, Mere Primary School

AGENDA

PART I

Items to be considered whilst the meeting is open to the public

1 **Election of Chairman**

To elect a Chairman for the 2012/13 year.

2 **Election of Vice-Chairman**

To elect a Vice-Chairman for the 2012/13 year.

3 **Apologies and Changes of Membership**

4 **Minutes of the previous Meeting** (*Pages 3 - 12*)

To approve and sign as a correct record the minutes of the meeting held on 13 July 2012 (copy attached).

5 **Declaration of Interests**

To receive any declarations of pecuniary or non-pecuniary interests.

6 **Chairman's Announcements**

7 **Children and Young People's Trust Board Update**

To receive a verbal update from the Service Director for Commissioning and Performance.

8 **Budget Monitoring**

To consider the budget monitoring report for period 5. (Report to follow)

9 **Reports from Working Groups** (*Pages 13 - 24*)

To receive minutes, reports and/or verbal updates from the following working groups:

- Schools Funding Working Group
- SEN Working Group
- Early Years Reference Group

10 **Update on SEN Green Paper Pathfinder/DCA review and Personal Budgets**

To receive a verbal update from the Service Director for Commissioning and Performance.

11 **Young People's Support Service Update** (*Pages 25 - 26*)

To receive a report from Mark Brotherton, Head of Targeted School and Learner Support, on YPSS and development of alternate provision.

12 **Schools Revenues Balances 2011-12** (*Pages 27 - 36*)

To receive a report from Phil Cooch, Manager, Schools Accounting and Budgets, informing Schools Forum of the revenues balances for 2011-12.

13 **The Early Years Single Funding Formula - extension to 2 year olds** (*Pages 37 - 40*)

To receive a report from Simon Burke, Head of Business and Commercial Services.

14 **Schools Funding Reform - workplan to address implementation of funding changes for high needs pupils** (*Pages 41 - 48*)

To receive a report from Liz Williams, Head of Finance and Schools Funding, and consider the work to be carried out in order to fully implement the funding.

15 **Schools Funding Reform - Review of funding formula**

To consider the outcome of the consultation with schools on the mainstream funding formula for 2013-14 and to make recommendations on the proposed formula and the delegation of central budgets. (Report to follow)

16 **School Finance Regulations 2013** (*Pages 49 - 54*)

To receive a report from Phil Cooch, Manager Schools Accounting and Budgets, updating the Schools Forum on the changes to the finance regulations following school funding reform.

17 **Minimum Funding Guarantee Exceptions 2012-13**

To agree the Minimum Funding Guarantee exceptions to be submitted to DfE. (Report to follow)

18 **Confirmation of dates for future meetings**

To confirm the dates of future meetings, as follows:

18 October 2012
6 December 2012
24 January 2013
14 March 2013
27 June 2013
3 October 2013
12 December 2013
23 January 2014
13 March 2014

19 **Urgent Items**

Any other items of business, which the Chairman agrees to consider as a matter of urgency.

PART II

Item(s) during consideration of which it is recommended that the public should be excluded because of the likelihood that exempt information would be disclosed

None.



Melksham Town Hall
Market Place
Melksham
Wilts SN12 6ES

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SCHOOLS FORUM

MINUTES OF THE SCHOOLS FORUM MEETING HELD ON 13 JULY 2012 AT COMMITTEE ROOM III - COUNTY HALL, TROWBRIDGE BA14 8JN.

Present:

Mr N Baker, Dr Peter Biggs, Mrs Julia Bird, Mr Andy Bridewell, Steve Clark, Mrs A Ferries, Mr Tim Gilson, Mr J Hawkins, Michael Hudson, Mrs Sue Jiggins, Mr M Keeling, Rev. A Kemp, Ms I Lancaster-Gaye, Mr J Proctor, Mr M Watson and Mrs C Williamson

7 **Apologies and Changes of Membership**

Apologies were received from:

Mrs Jane Franchi – Salisbury Diocese
Mr Ted Hatala, substitute Early Years Representative
Dr Tina Pagett – 14-19 Group Representative
Mrs Rosheen Ryan, Parent Governor Representative

And also

Julia Cramp – Service Director, Commissioning and Performance
Carolyn Godfrey – Corporate Director
Councillor Lionel Grundy – Cabinet Member for Children's Services
Councillor Laura Mayes – Portfolio Holder, Children's Services

Changes to membership:

Mr Steve Clark replaces Mrs Carol Grant as WASSH representative

8 **Minutes of the previous Meeting**

The Forum noted that in the minutes for the meeting held on 1 March 2012, section 28 resolution 2 stated that the full Children's Services budget would be brought to the June meeting. This will now be brought to the meeting being held on 4 October 2012.

It was also noted that the DfE consultation had taken precedent over the report detailed in the section 30 resolution.

Resolved:

1. To correct the misspelling of commended in the second paragraph of section 30.
2. To approve and sign as a correct record the minutes of the meetings held on 1 March 2012, subject to the above correction.
3. To add Mr Andy Bridewell to the attendance of the meeting held on 10 May 2012.
4. To approve and sign as a correct record the minutes of the meetings held on 10 May 2012, subject to the above alteration.

9 Declaration of Interests

There were no declarations of interest.

10 Chairman's Announcements

There were no Chairman's announcements.

11 Children and Young People's Trust Board Update

Liz Williams, Head of Finance, DCE gave a brief update as Julia Cramp, Service Director Commissioning and Performance, DCE was unable to attend the meeting.

The autism review was now out for consultation for three months and was available through the pathways website.

The pathfinder project, part of the Disabled and Special Educational Needs (SEN) Review is due to start in September. Its focus will include the single assessment framework and encouraging the use of a personal budget.

12 Final Outturn 2011/12

Liz Williams, Head of Finance, DCE introduced the report and confirmed there was an unallocated Dedicated Schools Grant (DSG) reserve of £0.728 million.

Concern was raised over holding funds but it was felt that given current pressures this was the best position.

Resolved:

- To note the outturn position for the Dedicated Schools Budget in 2011/12
- To hold the current unallocated DSG reserve

13 Reports from Working Groups

Liz Williams, Head of Finance DCE introduced the report and minutes from the Schools Funding Working Group, Schools Forum SEN Working Group and Early Years Reference Group.

Resolved:

To note the report and minutes

14 **IURB Monitoring 2010/11**

Phil Cooch, Principal Accountant Schools, introduced the report and drew the forum's attention to paragraph 7 which summarised the use of excess reserves.

Resolved:

To note the report.

15 **YPSS Update**

Mark Brotherton, Head of Targeted School and Learner Support, DCE, introduced the report and provided a further update to the forum.

He confirmed that Wiltshire is currently seen as the vanguard, engaging and carrying out the DfE's wishes in the trial. Three monitoring visits had now been completed with a very strong satisfaction that judgement will be positive in the report on progress. It was hoped that next time Wiltshire would receive full section 5 special measures.

He invited the Forum to decide whether 80% of costs should be recouped on pupils with medical needs being provided for out of school.

Resolved:

1. To note the report

2. To recoup 80% of costs for pupils with medical needs being provided for out of school

3. To bring a further update to the December meeting

16 **Schools Forum Composition**

Liz Williams, Head of Finance introduced the report and drew the forum's attention to paragraph 5 where the amendments to the regulations were detailed.

After discussion it was agreed that in school nurseries should be represented in the schools members to comment and vote on the Early Years Single Funding Formula. Both in school and PVI representatives will be known as Early Years representatives.

It was noted that in the table in paragraph 11 was incorrect and needed amending to show Sue Jiggins as a WGA representative.

The forum agreed that the composition should be reviewed annually to ensure primary schools, secondary schools and Academies are broadly proportionate having regard for the total numbers of pupils registered.

Resolved:

1. **To amend the composition of the Schools Forum as shown in the appendix attached.**
2. **To review the composition of Schools Forum annually**
3. **To amend the last sentence of section 2.1 of the Schools Forum terms of reference to read:-**

The constitution of the Wiltshire Schools Forum has been approved by the Cabinet Member for Children's Services through the delegated decision process, and any change to the constitution will require similar approval.

4. **To amend section 2.2 of the Schools Forum terms of reference to read:-**

The majority of forum members are "schools members". There are:

- 6 elected Headteacher representatives (1 secondary, 4 primary and 1 special);
- 3 Academy representatives; and
- 4 elected governor representatives (1 secondary, 2 primary and 1 school with special provision).

These 13 members, along with the two Early Years representatives are the only members allowed to vote on the funding formula.

There are 2 other nominated service partner representatives (1 from the Dioceses and 1 teacher representative) who both have one vote. These are the 17 voting members.

In addition to voting members there are 5 observers, 1 each from the 13-19 Strategic Partnership and ASK, 2 elected governor representatives from the Council's Children Select Committee are also invited as observers ex officio and the Education Funding Agency has observer status.

5. **To recommend that the Cabinet member for Children's Services approve the change in composition and terms of reference as detailed above.**

17 **Confirmation of dates for future meetings**

The dates of future meetings were confirmed as follows:

Thursday 4 October 2012 Venue to be confirmed

Thursday 18 October 2012 Venue to be confirmed

Thursday 6 December 2012 Venue to be confirmed

It was noted that the Forum would prefer not to meet in Chippenham.

18 **Urgent Items**

There were no urgent items.

19 **Exclusion of the Press and Public**

Resolved:

The forum agreed that in accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the business specified in Item Number 14 because it was likely that if members of the public were present there would be disclosure to them of exempt information as defined in paragraph 3 of Part I of Schedule 12A to the Act and the public interest in withholding the information outweighs the public interest in disclosing the information to the public.

20 **Schools Funding Reform**

Liz Williams gave an in-depth review of the report circulated at the briefing and explained that due to the data not being available the consultation would now be issued in time for the beginning of term 1 in September 2012.

Concern was raised over the place plus methodology used for specialist SEN provision and the potential implications of topping up on a per child basis. This gave no protection over empty places, and with it being a more competitive market there was worry over existing provision becoming the more expensive solution. Staff movement was also highlighted given the cost of specialist training.

When looking at the allowable factors in the funding formula the need to have good quality information available was highlighted, particularly when consider IDACI / FSMEver6, the allowable formula drivers for deprivation. It was noted that the welfare reform would change FSM and IDACI was seen as a much more recent calculation.

As the data for looked after children were out of date it was agreed this should not be used in the formula.

English as an additional language was not used as a factor in the main formula however it was agreed that this be suggested as an option for delegation of central budget for support for minority ethnic pupils. It was also agreed that a Post 16 Per Pupil factor would not be used, however current commitments for 2013/14 would be met.

A discussion over the impact and implications for services schools highlighted the need for further modelling with mobility data. A meeting has been arranged with the Leader for 23 July 2012 to further discuss this and potential lobbying by MP's, both in the Wiltshire area and other areas in a similar situation, e.g. Hampshire and Gloucestershire.

It was agreed that the implications of delegating budgets be made as clear as possible in the consultation documents to maintained primary schools and secondary schools. It was recognised that the consultation document would be very large, and agreed that it would be sent to both the Head teacher and Chair of Governors for each school.

Resolved:

- a) **The options to be consulted on with Early Years settings with regard to deprivation funding are agreed as:**
 - (i) **to align deprivation funding with the school funding formula if IDACI data is used,**
 - (ii) **to continue to use MOSAIC data,**
 - (iii) **to use IDACI data regardless of whether adopted by schools**
- b) **To delegate a further £848,862 to primary schools through the high incidence low cost SEN formula factor to bring Wiltshire in to line with the requirement for schools to meet the first £6,000 of provision for additional needs.**
- c) **To make provision within the High Needs Block in 2013-14 for allocating additional funding to schools with a high proportion of pupils with SEN.**
- d) **To confirm the pupil uplift for increased pupil numbers between October and January be applied to those schools identified**
- e) **To adopt the following definition of a split site school:**

'A school will receive split site funding if, of necessity, it has 2 (or more) distinct campuses between which travel of one mile or more, by means of a public highway, is required and Class teaching and learning must take place on all sites with physically detached administration'
- f) **To agree the following formula drivers or options for consultation:**
 - (i) **Per pupil entitlement:-**
To use single unit allowable for primary aged pupils and single unit each for KS3 and KS4
 - (ii) **Deprivation:-**
To consult with schools on the use of either IDACI or FSM Ever6, modelling both and consider the responses at 4 October meeting
 - (iii) **Prior Attainment:-**
To use all pupils achieving fewer than 78 points as the primary school driver, and to keep the mix of factors the same
 - (iv) **Pupil Mobility**
To use in modelling when data available
 - (v) **Lump Sum**
To model both £85,000 and £100,000 in the consultation
 - (vi) **Split Site**
 - (vii) **Rates**
 - (viii) **PFI Contracts**
- g) **To agree an exceptional factor for rents for those schools who meet the criteria of the cost of rent being greater than 1% of their budget.**
- h) **To agree a request for an exceptional factor should be made for service schools, pending further information on mobility and the outcome of the meeting with the Leader on 23 July 2012.**
- i) **To confirm the principle that the MFG should be fully funded through capping of gains.**
- j) **To agree proposals to disapply the MFG in specific circumstances be brought to the meeting on 4th October.**

- k) To agree a central budget be retained for pupil growth, which would be deducted from the schools contingency prior to its inclusion in the formula.**
- l) To agree the central PRC budget be delegated to schools as part of the overall pupil led funding element of the formula.**
- m) To agree the format and content of the consultation document to be issued to schools as set out in paragraph 56 of the report and Appendix 3.**
- n) To agree the consultation document be issued to schools on the first day of term 1 following the incorporation of the latest data set from DfE and taking in to account the recommendations from this meeting.**

(Duration of meeting: 1.40 - 4.25 pm)

The Officer who has produced these minutes is Kirsty Butcher, of Democratic Services, direct line 01225 713 948, e-mail kirsty.butcher@wiltshire.gov.uk

Press enquiries to Communications, direct line (01225) 713114/713115

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Minute Item 16

Schools Forum Composition September 2012

Type		Nominated by	Postholder
Schools Members	Teachers	4 x primary headteachers	PHF Mr N Baker (Chairman) Mrs Julia Bird Mr A Bridewell Mrs C Williamson
		1 x secondary headteachers	WASSH Mr Steve Clark
		1 x Special school headteacher	WASSH Mrs I Lancaster-Gaye
		3 x Academies Rep.	Academy Schools in Wiltshire Mr T Gilson Mr M Watson (Vice-Chairman) Ms Jan Hetherall
	Governors	2 x primary governors	<i>Wiltshire Governors Association</i> Sue Jiggins (primary) Ann Ferries (primary)
		1 x secondary governor	<i>Wiltshire Governors Association</i> Dr Peter Biggs (secondary)
		1 x governor for special needs	<i>Wiltshire Governors Association</i> Rev A Kemp (SEN)
Early Years	2 x Early Years representatives	Early Years Development and Childcare Partnership Mr J Proctor Mr Michael Keeling	
Non-Schools Members	Teacher representative	Joint Consultative Committee Mr J Hawkins	
	Diocesan Representative	Dioceses Mrs J Franchi	

Observers	14 – 19 representative	13-19 Strategy group	Dr Tina Pagett
	Parent Partnership representative	Ask	Miss S Lund
	2 x parent governor representatives	Childrens Select Committee	Mr Neal Owen Mrs Rosheen Ryan
	Cabinet members: Education and Youth Children and Families	Leader of the Council	Cllr Laura Mayes Cllr Lionel Grundy OBE
	Education Funding Agency	Education Funding Agency	

Wiltshire Council

Schools Forum
4th October 2012

Report from the School Funding Working Group

Purpose of report

1. To report on the meeting of the School Funding Working Group held on 25th September 2012.

Main considerations for School Forum

2. The draft minutes of the meeting are attached at Appendix 1.
3. The Group agreed the following recommendations to be made to Schools Forum in respect of reports to be considered at the meeting on 4th October.

4. **School Revenue Balances 2011-12**

The School Funding Working Group considered a detailed report which indicates that an excess balance of £404 for one school should be subject to the claw back mechanism. This school should now be sent a letter advising them of the position and giving them the opportunity to appeal. It was also agreed that this school should be advised to seek support/guidance with regard to year end accruals for 2012-13.

5. **Minimum Funding Guarantee Exceptions**

The group considered the report on MFG exceptions for 2013-14 and agreed the proposals outlined in the report (as laid out in the separate report on this agenda). The agreed exceptions have been submitted to the Education Funding Agency for approval.

6. **School Funding Reform – consultation on the funding formula**

The group considered a summary of the consultation outcomes and recommended further information which should be included in the main report to Schools Forum

Proposals

7. That Schools Forum note the minutes of the School Funding Working Group and the recommendations outlined above.

Carolyn Godfrey
Corporate Director

Report author: Liz Williams, Head of Finance
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Schools Forum Schools Funding Working Group

Minutes – 25th September 2012

Present: Liz Williams, Martin Watson, Phil Cooch, John Hawkins, Catriona Williamson, Neil Baker, Andy Bridewell, Phil Cook

Apologies: Tim Gilson, Julia Cramp

		Action
1	<p>Minutes from the Previous Meeting</p> <p>The previous meeting held on 11th June had focused on the review of the funding formula and all of the actions had been addressed at the Schools Forum meeting on 13th July.</p> <p>EW fed back that a consultation had taken place with early years providers on the required changes to the Early Years Single Funding Formula (EYSFF) and the response had been in favour of moving to ICACI as the measure of deprivation for early years settings. PC reported that the IDACI measure appeared to distribute funding to more settings than the previous Experian data. This would be reported to Schools Forum.</p>	
2	<p>Schools Revenue Balances 2011-12</p> <p>PC introduced a report on surplus revenue balances for 2011-12. 58 schools had exceeded the permissible threshold for revenue balances, with revenue balances across those schools totalling £5.932 million. Staff within the Accounting & Budget Support Team had reviewed all of the returns from schools and agreed that balances were properly assigned in 57 of those schools. Only 1 school had excessive balances that were not considered to be properly assigned in accordance with the controls on surplus balances scheme.</p> <p>The group considered the revenue balance for the remaining school and agreed that two items, which could legitimately have been accrued for in 2011-12, should be allowed but that the remaining balance of approximately £400 should be clawed back, subject to appeal by the school. The group requested that in the letter to the school they should be advised to seek additional support at year end to ensure that accruals are properly made in future years.</p>	PC
3	<p>Schools Finance Regulations 2013</p> <p>The group considered a report from PC on the draft finance regulations for 2013. Consultation on the regulations had closed on 21st September and the report was brought for information.</p> <p>PC outlined that most of the changes were already reflected in the new funding formula for 2013-14, as were the changes to be made to the grant conditions for DSG.</p> <p>As part of the consultation on the finance regs the DfE had introduced the requirement for funding of the free entitlement for 2 year olds to be brought in to the Dedicated Schools Grant (DSG) from 2013-14 and for LAs to fund free early education for 2 year olds through the EYSFF. A</p>	

	<p>number of changes are proposed in the regulations to how the EYSFF should operate for 2 year olds. These could be summarised as:</p> <ul style="list-style-type: none"> • Relax the requirement to have a mandatory deprivation supplement – this is because the entitlement for two year olds is already targeted. • Relax the rules on place based funding to allow it for capacity building • To require a mandatory quality supplement in the EYSFF for 2 year olds. <p>PC reported that the Early Years Reference Group had responded to the consultation as follows:</p> <ol style="list-style-type: none"> 1. The inclusion of a supplement for deprivation should not be mandatory. The families which will become eligible to receive free entitlement childcare for two-year-olds will be designated low income households, or targeted by virtue of other measures of deprivation and therefore, the hour rate paid should take this into account without a separate supplement. Providers find the incidence of supplements difficult to forecast with any accuracy, thereby frustrating their efforts to calculated their expected income. 2. There is no support for payment for ghost places. The EYSFF has cemented payment based upon actual provision and the introduction of place-payment for two-year-olds would be a retrograde step. 3. The inclusion of a supplement for quality should not be mandatory. <p>There was a brief discussion on the process for incorporating the 2 year old free entitlement in to the EYSFF and the potential cost implications – this will need to be considered further by Schools Forum in December.</p>	
4	<p>Minimum Funding Guarantee Exceptions 2013-14</p> <p>PC reported that the DfE have invited LAs to submit requests for exclusions from the MFG for specific factors or schools. The guidance states that exceptional requests to disapply the MFG would only be considered if there is a significant change in a school's circumstances or pupil numbers. The EFA will only consider applications where the inclusion of a factor in the MFG will lead to significant inappropriate levels of protection.</p> <p>The deadline for submissions for approval is 30th September 2012 and therefore the Group would need to make decisions in advance of the Schools Forum meeting.</p> <p>The following proposals were agreed:</p> <ol style="list-style-type: none"> 1. Special staff costs: To seek approval in principle from the EFA to remove safeguarded salary funding from the MFG when it is no longer payable. 2. Service school safety net: To seek approval from the EFA in principle to remove service school safety net funding from the MFG where a schools pupil numbers used in the forthcoming 	

	<p>financial year budget calculation, exceeded the protected numbers under this factor in the previous year.</p> <ol style="list-style-type: none"> 3. New school allowances and new school new year group funding: To seek DfE approval to remove this funding from the MFG. 4. Early Years Single Funding Formula Rates abatement – To seek approval from the EFA to remove the abatement from the MFG, otherwise the cost of rates in schools with nursery classes would not be fully funded. 5. Small school curriculum protection – 2 schools had received small school curriculum protection in 2012-13 and for one school its removal from the MFG would cause a significant reduction in funding through the new formula. It was agreed that the decision on funding should support work going on within Children’s Services to identify solutions for vulnerable schools. Action – <i>EW to discuss further with the Service Director for Schools & Learning.</i> PC commented that he thought it unlikely that the EFA would approve an application to remove this element from the MFG as it could be viewed as part of the core budget. 6. Rents, where the school no longer qualifies under the revised funding proposals - To seek approval from the EFA to remove rents from the MFG where the cost does not exceed 1% of a schools’ budget share. 7. Split site funding where a school no longer qualifies - To seek approval from the EFA to remove split site funding from the MFG where a school no longer qualifies under the revised definition. 8. Service school turbulence funding – As the removal of this funding from the MFG would cause funding turbulence for a number of schools, it is recommended that it should not be removed from the MFG. 9. In year “trigger” funding for pupil growth - To seek approval from the EFA to remove “trigger” funding from the MFG and to confirm that existing arrangements for pupil growth will be held centrally from April 2013. 	EW
5	<p>School Funding Reform – results of the consultation on the funding formula</p> <p>The consultation on the new funding formula had closed on 21st September and EW presented a high level summary of the outcomes to the group. More detailed analysis would be carried out in advance of the Schools Forum meeting.</p> <p>In total responses had been received from 126 schools on the main formula, or 55.3% of those eligible to respond. 117 schools had responded to the questions relating to central budgets, 58% of those schools eligible to respond. It was agreed that this was a good overall response rate.</p>	

	<p>In terms of the funding formula the majority of responses favoured using FSM ever 6 data for deprivation and a flat rate of £100,000, ie Model 1. PC noted that this was the model with the lowest MFG cost (approx £2.2 million) and therefore the lowest level of capping.</p> <p>There was general support from those schools who had responded for the de-delegation of central budgets. It was agreed that a breakdown of responses by size of school would be provided for Schools Forum as part of the analysis of the consultation results.</p>	EW
6	<p>AOB</p> <ul style="list-style-type: none"> • <i>Membership of the Group</i> – it was confirmed that Sarah Findlay-Cobb would be invited to be a member of the group as a PHF representative. MW confirmed that he would discuss with WASSH whether a representative from a maintained secondary school should be included on the group. • The group thanked Phil Cooch for all of his hard work and support on school funding issues and wished him good luck in his new role with Springfields Academy. 	
5	<p>Date & Time of Next Meeting Wednesday 21st November, 8.30am, County Hall</p>	

DRAFT

Reports from the Schools Forum SEN Working Group

Purpose of report

1. To report on the meeting of the SEN Working Group held on 21st September 2012.

Main considerations for School Forum

2. The draft minutes of the meeting are attached at Appendix 1.
3. The Group agreed the following recommendations in relation to the implementation of funding reform for high needs pupils:
 - a. that the Formula Review Group for High Cost Pupils previously established by Schools Forum remain in place as the consultative group throughout this process, reporting through to the SEN Working Group.
 - b. that the membership of the Formula Review Group be expanded to include a member of the Children's Services Commissioning Team to provide expertise in relation to independent sector provision and support on contracting arrangements.

Proposals

4. That Schools Forum note the minutes of the SEN Working Group and the recommendations in respect of the work plan for implementation of the funding reform proposals for high needs pupils.

**Carolyn Godfrey
Corporate Director**

Report author: Liz Williams, Head of Finance
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Schools Forum SEN Working Group

Minutes – 21st September 2012

Present: Liz Williams, John Hawkins, Sarah O'Donnell, Karina Kulawik, Julia Cramp

Apologies: Phil Beaumont, Carol Grant, Phil Cooch, Mark Brotherton

		Action
1	<p>Minutes of Previous Meeting</p> <p>The minutes of the previous meeting were reviewed. It was noted that financial modelling of in year pupil movement had been carried out for 2 special schools and 2 resource bases to look at the impact on funding. The impact of pupil movement within a special school would be significant and we would need to look at ways of reflecting this in the top-up levels – for example through an occupancy factor</p>	
2	<p>YPSS Update</p> <p>The group received a verbal update on the current position in relation to the YPSS and Alternative Provision, a full report would be brought to Schools Forum on 4th October.</p> <p>JH commented that the list of alternative providers is very diverse and that some did not offer the full 25 hour curriculum. JC responded that the diverse range of providers was a positive step as it would enable more personalised packages to be put in place to support individual students.</p> <p>The group requested that the report to Schools Forum include some detail on the types of provision being put in place or commissioned by schools in the north and west of the County and how alternative provision is being monitored in terms of quality and the attendance of students.</p>	EW
3	<p>High Needs Pupils – Work Plan for School Funding Reform</p> <p>EW presented a report outlining the work still to be done in order to fully implement the funding reform changes in relation to provision for pupils with high needs. In Wiltshire this refers to pupils in Special Schools, Resource Bases and receiving ELP funding.</p> <p>The tasks in relation to the mainstream funding formula have been completed and it was agreed that the requirements to define financial provision in terms of the “local offer” as defined in the Green Paper on SEN & Disability would be picked up within the Disabled Children & Adults (DCA) Pathfinder Project for implementation by September 2014.</p> <p>KK fed back that the DfE had confirmed at a regional meeting that the place plus funding methodology would not be implemented for the independent sector in April 2013 as had previously been proposed.</p>	

	<p>The group agreed the proposed tasks and timescales with a clear message that the priority is to achieve a funding mechanism for implementation in April 2013 which may mean that some of the work on reviewing banding descriptors, etc may need to be delayed until the following financial year.</p> <p>The group agreed the recommendations that the formula review group for high needs pupils remain in place and that the membership be extended to include a member of the Children's Services Commissioning Team to provide expertise in relation to the independent sector provision and support on contracting arrangements</p>	
4	<p>Date & Time of Next Meeting To be confirmed</p>	

DRAFT

Report from the Early Years Reference Group

Purpose of report

1. To report on the meeting of the Early Years Reference Group held on 21st September 2012.

Main considerations for School Forum

2. The draft minutes of the meeting are attached at Appendix 1.
3. The Group agreed the following recommendations to be made to Schools Forum with respect to the Early Years Single Funding Formula (EYSFF):
 - a. that IDACI data be recommended for use in calculating the deprivation factor within the EYSFF.
 - b. that the funding formula for the two year old free entitlement be based on that used for 3 & 4 year funding.
 - c. that the staffing qualification criteria used to calculate the hourly rate should include 75% at level 3 and 25% at level 2, with no unqualified staff
 - d. that a deprivation factor should be included in the formula
 - e. A single hourly rate should be used for all sizes of PVI provider types as is currently the case.

Proposals

4. That Schools Forum note the minutes of the Early Years Reference Group and the recommendations in respect of the Early Years Single Funding Formula.

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Corporate Director

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YOUNG PEOPLE'S SUPPORT SERVICE – UPDATE REPORT

Purpose of the Report

1. To update Schools Forum on the current position of the Young People's Support Service (YPSS) and Wiltshire's involvement in a pathfinder pilot Trial of Alternative Provision being run by the Department for Education (DfE).

Background

2. In October 2011 Schools Forum considered a report on the strategic direction for the YPSS and agreed the following proposals:
 - a) Schools' Forum supports the delegation of the responsibility of permanently excluded young people to secondary schools.
 - b) Schools' Forum agrees in principle to devolve funds to individual secondary schools to enable them to fulfil this responsibility.
 - c) Schools' Forum accepts the proposed formula as the most effective and equitable way to devolve the funds.
 - d) Schools Forum will set the quantum to be devolved in the light of the budget settlement for 2012-2013 and further work to be done to establish the real costs of provision. However in principle it accepts that at least for 2012-2013 the quantum should not be less than the current historical budget for YPSS.
 - e) Schools' Forum supports the general direction of development for alternative provision, Wiltshire's participation in the DfE trial and the proposed closure of YPSS.
3. In March 2012 Schools Forum agreed to allocate £0.400 million from the 2011/12 DSG underspend to support the costs of those young people for whom the local authority would retain responsibility for provision. This is being used to fund a "retained" service as described below.
4. This report provides an update for Schools Forum on progress to date.

Main Considerations

5. The YPSS service formally closed on 31st August 2012 and the majority of YPSS staff made redundant. Some staff were retained within the "retained service" for those students for whom the LA retained responsibility for provision.
6. A new EOTAS (Education other than at school) Service has been created comprising the Hospital tuition and medical needs service (which was part of YPSS that wasn't included in the re-structure) and the retained part of YPSS required to deliver provision for permanently excluded pupils that the LA still has responsibility for until they reach statutory school leaving age.
7. The 'retained' part of YPSS is located in two of the previous centres – Trinity in Trowbridge and John Ivie In Salisbury catering for 29 pupils in year 11 and a small number of KS3 students who should be reintegrated in mainstream shortly. Three teachers, six support workers, one outdoor learning worker and one administrator were retained/re-deployed from the previous YPSS staff to deliver programmes to this cohort for this academic year. They have had their redundancy deferred for a further year when this service will close.

8. All schools except one (Sarum Academy) are participating in the Government School Exclusion Trial (SAP) and have signed the Power to Innovate (PTI) and the SLA with the LA. Funding has now been devolved to all schools (except Sarum) and schools are now responsible for the education provision for any permanently excluded pupils
9. In Year Fair Access Panels (IYFAP) are operating in all three federations of schools and placing any hard to place pupils that are moving into the LA who are permanently excluded or are hard to place for other reasons
10. The West and North schools have funding devolved to them as individual schools and are making provision individually and Wessex Federation have pooled devolved funding and have commissioned CfBT (A national education charity) to make provision for any pupils in the south. CfBT have similar centres in other parts of the UK including Bristol and Swindon. They are currently sharing the John Ivie centre with our EOTAS service and the building has been partitioned to accommodate both providers.
11. Although it is early in the terms EOTAS has got off to a stable start
12. The retained part of the service although no longer YPSS will remain in special measures until Ofsted consider it is no longer in special measures – next visit early December when we are optimistic it will be taken out of special measures.
13. Alternative Providers, and there around 34, will be monitored by schools and the local authority to ensure high quality provision. There is emphasis in the new Ofsted framework that places the onus on schools to check that provision meets the pupils' needs and raises their attainment.
14. Schools still have right to exclude and follow the normal procedures including enabling parents to have a right of appeal. The difference in the PTI trial is that schools rather than the LA retain responsibility for the pupil's education up to statutory leaving age.
15. The trial is due to finish in 2014 and legislation to enable the trial to become law is expected. If the DfE do not achieve this then the LA will commission the provision for excluded pupils to a range of Alternative Providers.
16. Ofsted has monitored YPSS progress since its inspection and in the first two monitoring

Proposals

17. Schools Forum is asked to note the updated position for YPSS and alternative provision.

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WILTSHIRE COUNCIL

AGENDA ITEM: 12

SCHOOLS FORUM

4 October 2012

SCHOOLS REVENUE SURPLUS AND DEFICIT BALANCES 2011-12

Introduction

1. This report presents the position of balances of Wiltshire maintained schools as at 31st March 2012 and identifies those that are in deficit.
2. Members last considered a report on schools' balances and deficits in October 2011. In that report, 23 schools were in deficit with a total value of £1.267 million and the value of surpluses was £12.351 million.
3. A Controls on Surplus Balances Scheme is in place which applies limits to school balances as follows:
 - Secondary schools up to 5% of school budget share
 - Primary and special schools, 8% of school budget share or £10,000 whichever is the higher.

Any surplus balances in excess of the above thresholds may be clawed back and redistributed to the sector from which they arose.
4. With effect from April 2011, the DfE removed the requirement for Local Authorities to have a clawback mechanism in place and advised that there would be a consultation on making changes to the current arrangements from 2012/13. In the interim period, local authorities could choose to continue with their existing arrangements. At their meeting on 3rd March 2011, Schools Forum agreed to continue with the existing Scheme pending publication of revised guidance.
5. A performance target has been set by the Chief Financial Officer that limits deficits to 10% of total positive balances.

Main Considerations

6. The movement in net revenue balances over the past 3 financial years is shown in the following table:-

	2009/10	2010/11	2011/12	2011/12 Balances as % of 2011/12 Budget Share	Increase/ Decrease from 2010/11	Increase / Decrease from 2010/11
	£	£	£	%	£	%
Primary	6,171,009	6,393,619	7,932,379	4.15	1,538,760	24.07
Secondary	4,003,849	3,638,915	(238,132)	-0.12	-3,877,047	-106.54
Special	738,699	1,051,587	1,068,324	0.56	16,737	1.59
	10,913,553	11,084,121	8,762,571	4.58	-2,321,550	-20.94*

*NB: this represents the total percentage decrease in all schools balances between 2010/11 and 2011/12

7. Appendices 1 and 2 to this report summarise the overall position on schools' revenue balances and detail the position on deficits as at 31st March 2012.

8. The main points are:

- The net revenue balances now stand at £8.763 million and represents 4.58% of budget shares for 2011-12 (see paragraph 7).
- This reflects a decrease of 20.94%, £2.321 million, when compared with 2010-2011 net revenue balances of £11.084 million.
- By the 31st March 2012, over 50% of Wiltshire secondary schools had converted to academy status. The balances of the remaining secondary schools have been included in the revenue balance total and, significantly, of these 5 had a deficit balance totalling £1.772 million. This has contributed to a decrease in secondary school balances of 106.54% compared with 2010/11 balances.
- The number of schools in deficit is 19 with a total value of £2.005 million. This reflects a decrease in numbers of 4 but an increase in value of £0.737 million when compared to 2010-11, as detailed in paragraph 2 above.
- The number of schools with balances above the permissible threshold (see paragraph 3 above) is 58 with a total value of £5.932 million. This indicates that 27.2% of schools appear to be holding 55.1% of all revenue balances. The Intended Use of Revenue Balances returns, required by the Controls on Surplus Balances Scheme, have been scrutinised by officers to ensure that funds have been properly assigned and will be monitored to check these funds have been spent accordingly. Appendix 3 lists the schools and shows:-

Revenue balances above permissible threshold (a)	£5,932,225
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Specific reserves:

Planned capital investments met from revenue	£917,553
Ring fenced grants	£457,012
Pupil 'trigger' funding notified late in the year	£72,840
Unspent Pupil Premium Grant	<u>£320,349</u>

Less balances held for specific reserves (b)	£1,767,754
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Less revenue balances held for the three schools who converted to academy status post 31/03/12	£984,474
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Leaving a general balance of (c)	£3,179,997
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- Deficits are 18.62% of positive balances which is above the Chief Financial Officers' target of 10%.
- Where an individual school shows an excess balance above the permissible threshold, the local authority may claw back the balance. The School Funding Working Group has considered a detailed report which indicates that an excess balance of £404 (Appendix 3, column e) for one school should be subject to the claw back mechanism. This school should now be sent a letter advising them of the position and giving them the opportunity to appeal.

9. At its meeting on 2nd February 2011, following a review of the school's Transitional Protection funding, Schools Forum agreed that the thresholds for clawback of excess reserves for Downland School would be:-
- 26.5% of School Budget Share for 2011/12
 - 26.8% of School Budget Share for 2012/13
 - 18.8% of School Budget Share for 2013/14
 - 8% of School Budget Share from 2014/15 onwards
10. Schools converting to academy status post 31st March 2012 are included in the analysis of net revenue balances at paragraph 8. Of these, 3 had balances above the permissible threshold but as they are now outside the Wiltshire Controls Scheme were not required to complete the return.
11. At its meeting on 20th February 2012, the Schools Funding Working Group agreed the following:
- Pupil Premium Grant (PPG) to be excluded from the calculation of a schools permitted revenue balance threshold
 - Any unspent PPG at year end to be reported on the Intended Use of Revenue Balances return under section 2 as a permitted ring fenced grant
 - Schools would not be required to provide any explanation in support of unspent PPG
- Unspent PPG accounted for 18.12% of reported balances held for specific reserves.
12. The process for the claw back of funds has highlighted the practicalities of redistributing what could be small sums of money within the financial year in which they are clawed back. Schools Forum, on 2nd October 2007, agreed :-
- a. the principle of redistribution of funds within the sector from which they originated
 - b. any clawed back funds below a threshold of £100K within any sector be used towards the write off of closed schools deficit budgets. Any surplus to be used to off-set costs of premature retirement (if allowed)
 - c. the methodology to be used in the event that sums are redistributed to be based on the AWPU rate

Recommendations

11. Schools Forum members are invited to comment on this report.

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Analysis of Revenue Balances 2011/12

Appendix 1

School phase	Balances above permissible limit				Reasonable balances				Deficit balances			
	Number	Revenue Balance	2011-12 Budget Share	Balance as % of Budget	Number	Revenue Balance	2011-12 Budget Share	Balance as % of Budget	Number	Revenue Balance	2011-12 Budget Share	Balance as % of Budget
Primary	54 *1	4,279,570	39,011,022	11.0%	127 *8	3,885,346	77,935,656	5.0%	14	-232,537	6,262,425	-3.7%
Secondary	2 *2	844,479	11,666,387	7.2%	6	689,351	24,039,387	2.9%	5 *1	-1,771,962	23,254,713	-7.6%
Special	2	808,176	4,254,593	19.0%	3	260,148	4,757,721	5.5%	0	0	0	0.0%
Total	58	5,932,225	54,932,002	10.8%	136	4,834,846	106,732,763	4.5%	19	-2,004,500	29,517,138	-6.8%

* Indicates the number of schools converting to academy status post 31/03/2012

Page 31

Deficits as a percentage of positive balances (local target 10%)

	Deficits	Positive balances	Deficit as a % of balance
Primary	-232,537	8,164,916	2.8%
Secondary	-1,771,962	1,533,830	115.5%
Special	0	1,068,324	0.0%
Total	-2,004,500	10,767,071	18.6%

NB: Classification of balances

Above Permissible Limit: Secondary schools - greater than 5% of school budget share
 Primary & special schools - greater than 8% of school budget share or £10,000

Reasonable: Positive, but below permissible limit

Deficits: Negative

DfE No	School Name	Over permissible 2008/09	Over permissible 2009/10	Over permissible 2010/11	Permissible Balance £	31-Mar-12 Revenue Balances £	Permitted Categories of Specific Reserves				General Balance £	Excess Surplus Balance £	Considered Reasonable by Officers	Notes from Supporting Information For Permitted Specific Reserves	Comments
							Planned invest 2.1 £	Rf grants 2.2 £	Triggers 2.3 £	Unspent PPG 2.4 £					
2003	Fynamore	✓			106,391	111,426	0	0	0	10,000	101,426	0	Yes	N/A	
2022	Ivy Lane	✓	✓	✓	78,606	211,633	0	174,987	0	4,339	32,307	0	Yes	Ring fenced grants for Extended Services funding, Free Time, Every Child a Counter and Lets Get Cooking.	
2023	St Paul's				72,764	81,611	10,901	0	0	0	70,710	0	Yes	Planned capital investment for repairs and redecoration around school. Completion date of April 2012.	
2029	Lypiatt	✓	✓	✓	20,387	30,624	10,237	0	0	0	20,387	0	Yes	Planned capital investment for conversion works to provide new reception area/office to enhance safeguarding at school. Visitors will be greeted without gaining access into school. Completion date of summer 2013.	
2031	Neston				46,568	48,391	0	0	0	3,000	45,391	0	Yes	N/A	
2037	Southbroom Infant's				58,460	65,346				7,500	57,846	0	Yes	N/A	
2052	Hilmarton				33,669	36,582	0	0	0	3,376	33,206	0	Yes	N/A	
2053	Homingsham				26,371	32,011				3,552	28,459	2,088	Refer	Return reports £3552 unspent PPG and an excess balance of £2088	The school has advised that an accrual for £964 should have been actioned in respect of goods received and services rendered in 2011/12. The school asked for further consideration to be given to a delivery of tables in March, valued at £719.85, subsequently found to be the wrong size and which were returned before the year end.
2065	Larkhill		✓	✓	73,128	149,074	24,928	0	18,210	48,200	57,736	0	Yes	Planned capital investment for canopy, pending planning permission, and refurbishment of main corridor.	17/07/2012 - school advised that planning permission had been received and work had now commenced.
2087	Ramsbury	✓	✓		56,706	69,349	17,300	0	0	0	52,049	0	Yes	Planned capital investment for decoration of 7 classrooms and replacement flooring in key areas. Completion date of August 2012.	
2091	Harnham Infants				61,515	63,523	0	7,811	18,210	0	37,502	0	Yes	Ring fenced grants for Let's Get Cooking, Healthy Schools, MAST (maths) and LM Action Research.	
2136	Westbury Infants				61,673	67,944	14,682	0	0	0	53,262	0	Yes	Planned capital investment for canopies to front of school and between SLC and kitchen area. Completion date of May 2012.	
2180	Redland	✓			79,435	89,571	0	0	0	18,568	71,003	0	Yes	N/A	
2198	Ludwell	✓		✓	23,595	26,666	5,000	0	0	0	21,666	0	Yes	Planned capital investment for construction of outdoor learning area. Completion date of summer 2012.	
2218	Kings Lodge			✓	106,970	182,417	0	108,966	0	0	73,451	0	Yes	Ring fenced grants for PSA expenditure	Return submitted including capital balance and planned expenditure. Resubmission not requested as revenue balance/specific reserves agreed to closedown notes and below permissible.
2222	Walwayne Court			✓	73,839	124,010	33,129	2,855	0	14,840	73,186	0	Yes	Planned capital investment for fusion shelters (outdoor classrooms), early years outside area and outdoor working area for mobile classrooms. Completion dates of May and October 2012 respectively. Ring fenced grants for PSA and Healthy Schools.	
2223	Bowerhill				85,856	98,795	0	7,009	0	7,987	83,799	0	Yes	Ring fenced grants for Extended Services.	
2226	Charter	✓		✓	80,634	97,083				17,481	79,602	0	Yes	N/A	12/07/12 - phoned school to chase return. 12/09/12 - SB phoned school to chase return. 13/09/2012 - Unsigned return mailed, signed copy to follow ASAP
2228	Queen's Crescent	✓			90,352	114,177	23,216	0	0	7,815	83,146	0	Yes	Planned capital investment for a redesign of the foundation stage outside area to include wet pour surfacing, fencing, extension to pergola. Completion date of April 2012.	
2230	Longmeadow	✓	✓		44,890	45,804	0	0	0	2,726	43,078	0	Yes	N/A	
3013	Box CE	✓	✓	✓	48,501	115,152	63,000	0	0	4,016	48,136	0	Yes	Planned capital investment for garden development and refurbishment of classroom and group room to be completed autumn 2012 and summer 2012 respectively.	
3018	Broad Hinton		✓	✓	32,494	37,740	3,996	0	0	1,250	32,494	0	Yes	Planned capital investment for window and floor replacement to be completed Easter 2013 and summer 2012 respectively. ICT upgrades and fencing also planned.	
3035	Cherhill			✓	50,380	57,052	22,296	0	0	0	34,756	0	Yes	Planned capital investment for governor's contribution to classroom rebuild. Completion date of March 2012.	
3045	St Sampson's Junior				55,210	67,148	6,500	0	0	5,500	55,148	0	Yes	Planned capital investment for improvements to reception area and ICT. Completion date of January 2013.	
3049	Collingbourne				38,626	59,755	21,500	0	0	0	38,255	0	Yes	Planned capital investment for two new classrooms to be completed spring 2014.	Page 2 not submitted but documentation supplied in lieu of.
3056	Southbroom Junior				59,402	60,209	0	0	0	5,000	55,209	0	Yes	N/A	
3090	Holt	✓	✓	✓	37,132	62,782	25,000	1,400	0	2,064	34,318	0	Yes	Planned capital investment for sound proof music room and toilet refurbishment to be completed August and December 2012 respectively.	Closedown notes detail ring fenced grant balance for KS1 moderation - not included on page 2.
3091	Hullavington				36,587	43,355				11,264	32,091	0	Yes	N/A	13/07/12 - message left on school answerphone to chase return. 16/07/12 am - spoke to Jacqui (FO) and offered to help complete if phoned in. Unsigned copy received 6/8/12.
3110	Lydiard Millicent	✓	✓	✓	55,518	77,214	21,696	0	0	0	55,518	0	Yes	Planned capital investment for footpath resurface for completion May 2012 and contribution towards parking facilities at new school for which completion is to be confirmed.	Closedown notes show £25,000 committed to capital expenditure. JE advised IURB shows a revised figure of £21,696 having received quotes post closedown.
3117	Malmesbury Primary				114,557	139,995					0	0		N/A	Converted to academy June 2012
3141	Oare				29,701	49,798	25,000	0	0	0	24,798	0	Yes	Planned capital investment towards provision of 2 extra rooms to accommodate rising roll. Completion date of September 2014.	
3158	Harnham Junior				70,550	71,268	0	1,181	0	0	70,087	0	Yes	Ring fenced grants for Healthy Schools, Lets Get Cooking and Leading Teacher.	
3161	Shalbourne	✓			17,526	22,303	0	5,068	0	0	17,235	0	Yes	Ring fenced grants for Top Quartile (TQ) 2012, Olympic funding and Story making.	
3190	St John's, Warminster				38,427	57,400	13,000	2,698	0	3,531	38,171	0	Yes	Planned capital expenditure in support of new school build - completion date of April 2013. Ring fenced grants for British Council.	

DFE No	School Name	Over permissible 2008/09	Over permissible 2009/10	Over permissible 2010/11	Permissible Balance £	31-Mar-12 Revenue Balances £	Permitted Categories of Specific Reserves				General Balance £	Excess Surplus Balance £	Considered Reasonable by Officers	Notes from Supporting Information For Permitted Specific Reserves	Comments
							Planned invest 2.1 £	Rf grants 2.2 £	Triggers 2.3 £	Unspent PPG 2.4 £					
3191	The Minster				60,695	67,305	18,000	0	0	0	49,305	0	Yes	Planned capital investment for soundproofing of sports hall gallery. Completion date of April 2012.	
3207	Dilton Marsh	✓			49,990	94,324	48,872	0	0	0	45,452	0	Yes	Planned capital investment for toilet block extension. Completion date of August 2012.	
3216	St Peter's, Marlborough	✓	✓	✓	57,728	85,241		17,200	18,210	18,456	31,375	0	Yes	Ring fenced grants for TQ2012 and PCP (preparation for new primary school).	Closedown notes did not include trigger allocation as specific reserve. Agrees to funding certificate therefore agreed.
3220	Minety			✓	32,413	32,592	0	0	0	488	32,104	0	Yes	N/A	
3243	Great Bedwyn	✓	✓	✓	55,828	80,674	0	51,824	0	0	28,850	0	Yes	Ring fenced grants for NLE and Every Child a Writer.	
3344	Forest & Sandridge	✓	✓	✓	52,745	77,524	62,197	11,278	0	0	4,049	0	Yes	Planned capital investment for furnishing new school as agreed with PC. Ring fenced grants for Local Collaborative Partnership, Melksham Area Heads, Healthy Schools and Walk to School Initiative.	
3400	West Ashton	✓	✓	✓	31,039	35,800	3,000	3,834	0	0	28,966	0	Yes	Planned capital investment for repair of driveway. Completion date of September 2012. Ring fenced grants for TQ2012 and Olympic funding.	
3405	Winterslow				45,817	50,507	4,000	979	0	0	45,528	0	Yes	Planned capital investment for development of reception class area. Ring fenced grant for MFL.	
3418	St Joseph's			✓	37,631	49,614	10,000	0	0	8,320	31,294	0	Yes	Planned capital investment for foundation stage canopy for extension. Completion date of Autumn 2012.	
3430	St John's Trowbridge				77,368	91,001	30,000	0	0	0	61,001	0	Yes	Planned capital investment to provide new classroom and music rooms to allow for improvement and relocation of other facilities. Completion date of August 2012.	
3453	Chilmark				33,620	33,789	0	3,008	0	1,016	29,765	0	Yes	Ring fenced grants for TQ2012.	
3467	Churchfields	✓	✓		44,566	48,388	0	5,671	0	0	42,717	0	Yes	Ring fenced grants for Inspire Create and Healthy Schools	
3469	Five Lanes	✓			38,519	43,772	0	0	0	5,429	38,343	0	Yes	N/A	
3470	Wilton & Barford	✓			43,196	49,632	0	2,888		5,000	41,744	0	Yes	Ring fenced grants for TQ2012	
3472	Bellefield	✓	✓		76,999	128,153	49,500	1,882	0	0	76,771	0	Yes	Planned capital investment for new extension to be completed Autumn 2012. Ring fenced grants for KS2 Music Grant.	
4075	The John of Gaunt	✓	✓		298,532	330,374					0	0		N/A	Converted to academy 1st April 2012
5205	Frogwell			✓	99,849	104,383	25,737	7,738	0	0	70,908	0	Yes	Planned capital investment for miscellaneous refurbishment projects to be completed April 2012. Ring fenced grants for Freetime Funding.	
5206	Studley Green		✓	✓	92,663	196,423	50,000	22,100	18,210	38,552	67,561	0	Yes	Planned capital investment for library rebuild to be completed August 2012. Equipment and minibus to be purchased by December 2012. Ring fenced grants for ECC and ECAR.	
5215	Ludgershall Castle	✓	✓	✓	63,452	74,869	0	0	0	16,592	58,277	0	Yes	N/A	
5219	Clarendon Infants	✓	✓	✓	75,763	176,108	153,594	0	0	0	22,514	0	Yes	Planned capital investment for new classroom, developing playground, play park and contribution towards community room project. Completion date of summer 2012.	
5225	The Avenue			✓	84,585	92,263	0	2,601	0	19,200	70,462	0	Yes	Ring fenced grants for TQ2012	
5411	Devizes School		✓	✓	284,787	514,105					0	0		N/A	Converted to academy 1st Sept 2012
7002	Rowdeford				188,644	236,397	50,000	14,034	0	13,121	159,242	0	Yes	Planned capital investment for refurbishment of kitchen to be completion by August 2012. Ring fenced grants for Extended Schools, Action Research, Foundation Learning and PE teacher release funding.	
7007	Downland		✓		496,895	571,779	71,272	0	0	12,166	488,341	0	Yes	Planned capital investment for canopy, work to Head teachers house, car park facilities, fencing and professional fees for Oxenwood project. Completion date of August 2012.	Schools Forum agreed permissible threshold of 26.2% for 2011/12.
58 Total for listed schools					4,389,744	5,932,225	917,553	457,012	72,840	320,349	3,179,997	2,088			

DfE No	School Name	(a) Revenue Balance	(b) Amount Earmarked for specific purpose	(c) General Balance	(d) Permissible Threshold	(e) Excess Balance Subject to clawback	(f) Excess Balance Not Subject to Clawback	School Type
2003	Fynamore	£111,426	£10,000	£101,426	£106,391			Primary
2022	Ivy Lane	£211,633	£179,326	£32,307	£78,606			Primary
2023	St Paul's	£81,611	£10,901	£70,710	£72,764			Primary
2029	Lypiatt	£30,624	£10,237	£20,387	£20,387			Primary
2031	Neston	£48,391	£3,000	£45,391	£46,568			Primary
2037	Southbroom Infant's	£65,346	£7,500	£57,846	£58,460			Primary
2052	Hilmarton	£36,582	£3,376	£33,206	£33,669			Primary
2053	Horningsham	£32,011	£5,236	£26,775	£26,371	£404		Primary
2065	Larkhill	£149,074	£91,338	£57,736	£73,128			Primary
2087	Ramsbury	£69,349	£17,300	£52,049	£56,706			Primary
2091	Harnham Infants	£63,523	£26,021	£37,502	£61,515			Primary
2136	Westbury Infants	£67,944	£14,682	£53,262	£61,673			Primary
2180	Redland	£89,571	£18,568	£71,003	£79,435			Primary
2198	Ludwell	£26,666	£5,000	£21,666	£23,595			Primary
2218	Kings Lodge	£182,417	£108,966	£73,451	£106,970			Primary
2222	Walwayne Court	£124,010	£50,824	£73,186	£73,839			Primary
2223	Bowerhill	£98,795	£14,996	£83,799	£85,856			Primary
2226	Charter	£97,083	£17,481	£79,602	£80,634			Primary
2228	Queen's Crescent	£114,177	£31,031	£83,146	£90,352			Primary
2230	Longmeadow	£45,804	£2,726	£43,078	£44,890			Primary
3013	Box CE	£115,152	£67,016	£48,136	£48,501			Primary
3018	Broad Hinton	£37,740	£5,246	£32,494	£32,494			Primary
3035	Cherhill	£57,052	£22,296	£34,756	£50,380			Primary
3045	St Sampson's Junior	£67,148	£12,000	£55,148	£55,210			Primary
3049	Collingbourne	£59,755	£21,500	£38,255	£38,626			Primary
3056	Southbroom Junior	£60,209	£5,000	£55,209	£59,402			Primary
3090	Holt	£62,782	£28,464	£34,318	£37,132			Primary
3091	Hullavington	£43,355	£11,264	£32,091	£36,587			Primary
3110	Lydiard Millicent	£77,214	£21,696	£55,518	£55,518			Primary
3117	Malmesbury Primary	£139,995	£0	£0	£114,557			Primary*
3141	Oare	£49,798	£25,000	£24,798	£29,701			Primary
3158	Harnham Junior	£71,268	£1,181	£70,087	£70,550			Primary
3161	Shalbourne	£22,303	£5,068	£17,235	£17,526			Primary
3190	St John's, Warminster	£57,400	£19,229	£38,171	£38,427			Primary
3191	The Minster	£67,305	£18,000	£49,305	£60,695			Primary
3207	Dilton Marsh	£94,324	£48,872	£45,452	£49,990			Primary
3216	St Peter's, Marlborough	£85,241	£53,866	£31,375	£57,728			Primary
3220	Minety	£32,592	£488	£32,104	£32,413			Primary
3243	Great Bedwyn	£80,674	£51,824	£28,850	£55,828			Primary
3344	Forest & Sandridge	£77,524	£73,475	£4,049	£52,745			Primary
3400	West Ashton	£35,800	£6,834	£28,966	£31,039			Primary
3405	Winterslow	£50,507	£4,979	£45,528	£45,817			Primary
3418	St Joseph's	£49,614	£18,320	£31,294	£37,631			Primary
3430	St John's Trowbridge	£91,001	£30,000	£61,001	£77,368			Primary
3453	Chilmark	£33,789	£4,024	£29,765	£33,620			Primary
3467	Churchfields	£48,388	£5,671	£42,717	£44,566			Primary
3469	Five Lanes	£43,772	£5,429	£38,343	£38,519			Primary
3470	Wilton & Barford	£49,632	£7,888	£41,744	£43,196			Primary
3472	Bellefield	£128,153	£51,382	£76,771	£76,999			Primary
4075	The John of Gaunt	£330,374	£0	£0	£298,532			Secondary*
5205	Frogwell	£104,383	£33,475	£70,908	£99,849			Primary
5206	Studley Green	£196,423	£128,862	£67,561	£92,663			Primary
5215	Ludgershall Castle	£74,869	£16,592	£58,277	£63,452			Primary
5219	Clarendon Infants	£176,108	£153,594	£22,514	£75,763			Primary
5225	The Avenue	£92,263	£21,801	£70,462	£84,585			Primary
5411	Devizes School	£514,105	£0	£0	£284,787			Secondary*
7002	Rowdeford	£236,397	£77,155	£159,242	£188,644			Special
7007	Downland	£571,779	£83,438	£488,341	£496,895			Special
0	Total for listed schools							
58		£5,932,225	£1,769,438	£3,178,313	£4,389,744	£404	£0	

	%		
Primary	4,139,575	69.78%	
Secondary	0	0.00%	
Special	808,176	13.62%	
*Converting to academy by Sep 2012	984,474	16.60%	
	5,932,225	100.00%	

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THE EARLY YEARS SINGLE FUNDING FORMULA – EXTENSION TO TWO YEAR OLDS

Introduction

1. At its meeting on 21 January 2010 the Schools Forum received a report on the Early Years Single Funding Formula (EYSFF) and resolved to recommend that the EYSFF be adopted for implementation.
2. The Forum received a further report on 1 December 2011 and approved an amendment to the EYSFF to provide for a single hourly rate for each type of provider irrespective of size and to reduce the payment to accredited childminders with the savings being reallocated to support the rate for private, voluntary and independent settings to offset the loss which smaller settings would suffer.
3. The DfE has recently announced that funding for two year olds will be included in the Dedicated Schools Grant (DSG) from April 2013 and the Education Funding Agency (EFA) has advised that it should be administered as part of the EYSFF and has sought the views of local authorities and schools forums on three points.
4. This report considers the implications of this requirement and presents the recommendations of the Early Years Reference Group.

Review of Early Years Funding

5. Local authorities are required to manage funding for free early education for three and four year olds through the EYSFF. The funding for free early education for two year olds will be part of the DSG from 2013-14, alongside funding for early education for three and four year olds. The free entitlement to early education will be extended to 20% of two year olds from September 2013, and to 40% of two year olds from September 2014.
6. Local authorities will be required to fund free early education for two year olds through the EYSFF, as they do for three and four year olds. This requirement will start when these regulations commence, 1 April 2013.
7. Extending the EYSFF to two year olds has a number of advantages:
 - It recognises the two year old entitlement as an extension of the three and four year old entitlement, and may be delivered by many of the same providers. Thus, it is only sensible it is funded in the same way.
 - The EYSFF requires authorities to work with providers to determine the cost of delivery and calculate fair funding rates accordingly. As part of this, we call on providers and authorities to work together and engage afresh in an open and honest way.
 - The EYSFF enables the Department more easily to collect data on funding rates (base rates and supplements) paid to providers. This data is then more easily comparable across areas. Not using the EYSFF would make collecting comparable data more difficult.
8. The EFA invited views on three possible adjustments to the EYSFF with regard to funding for two year olds:

- i. to relax the requirement to have a mandatory deprivation supplement;
- ii. to relax the rules on place based funding to support capacity building;
- iii. whether to require a mandatory quality supplement in the EYSFF for two year olds.

Implications for Wiltshire

9. The EYSFF will need to be reviewed to extend its application to fund free entitlement places for two year olds.
10. The EYSFF adopted by the Schools Forum was developed over two years which included extensive consultation with providers to establish the cost of delivery and calculate fair funding rates. The EYRG believes that this forms a sound basis from which to incorporate two year old funding into the EYSFF and that the same methodology should be applied to calculate appropriate hourly rates.
11. A main factor of the EYSFF is that it recognises the statutory ratios of staff:children to which providers must operate. For private, voluntary and independent providers (PVI), this is 1:8 for three and four year-olds and 1:4 for two year olds. Nursery units operated within maintained schools are not authorised to accept two year olds. Childminders are required to maintain a ratio of no less than 1:3 for two, three and four year old children.
12. An analysis of other costs in the needs-led model which informs the EYSFF suggested that a small additional sum for consumable toiletries should be added in respect of two year olds. Members also felt that the staffing qualification criteria should be amended to include 75% at level 3 and 25% at level 2, with no unqualified staff, as this better reflected the level of staff needed to work with these more complex children and families. -
13. It is mandatory to include a supplement in the EYSFF for deprivation, i.e. relating to the number of children who are from deprived households. These children are identified by using an Experian analysis of home postcodes and the supplement allocated annually. As all two year olds eligible to receive free entitlement childcare will be identified as being from low income households, the EYRG recommends that the supplement be incorporated into the hourly rate if the EFA relaxes the requirement to have a mandatory deprivation supplement.

Possible Adjustments

14. The EYRG considered the possible adjustments proposed by the EFA and agreed that comments be submitted as follows:
 - i. The inclusion of a supplement for deprivation should not be mandatory. The families which will become eligible to receive free entitlement childcare for two-year-olds will be designated low income households, or targeted by virtue of other measures of deprivation and therefore, the hour rate paid should take this into account without a separate supplement. Providers find the incidence of supplements difficult to forecast with any accuracy, thereby frustrating their efforts to calculate their expected income.
 - ii. There is no support for payment for ghost places. The EYSF has cemented payment based upon actual provision and the introduction of place-payment for two-year-olds would be a retrograde step.
 - iii. The inclusion of a supplement for quality should not be mandatory.

Recommendations

15. The Early Years Reference Group recommends that Schools Forum:
 - i. apply the methodology of the existing EYSFF to calculate the hour rates for two year olds;
 - ii. amend the EYSFF to add £0.05 per hour for consumable toiletries in respect of two year olds;

- iii. amend the EYSFF staffing model to 75% level three and 25% level two assistants in respect of provision for two year olds;
- iv. adopt a single hourly rate for all PVI settings providing free entitlement childcare for two year olds;
- v. that the hourly rate paid to childminders be consistent with that for three and four year olds;
- vi. incorporate a deprivation supplement of £0.20 per hour into the basic hourly rate for two year olds (if allowed by regulations);
- vii. approve that the principle of applying the existing EYSFF, with the amendments above, be subject to consultation with all providers of free entitlement childcare for two year olds.

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Unpublished documents relied upon in the production of this report: None

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Wiltshire Council

Schools Forum 4th October 2012

School Funding Reform – update and workplan to address implementation of funding changes for high needs pupils

Purpose of report

1. To update Schools Forum on progress to date on the implementation of schools funding reform for high needs pupils and on the work still to be completed.

Background

2. The DfE proposals for school funding reform include significant changes to the way in which provision for pupils with high needs is to be funded from the 2013-14 financial year. The DfE have defined high needs pupils in financial terms as those requiring provision costing in excess of £10,000. In Wiltshire this reflects pupils within Special Schools (maintained special schools, academies and Independent and non-maintained special schools), Resource Bases and Enhanced Learning Provision (ELP).
3. Named Pupil Allowances (NPAs) for pupils with statements of over 15 hours will also be funded through the new High Needs Block within DSG but those pupils are still identified for funding purposes through the mainstream formula.
4. Schools Forum has already been briefed on the required changes to funding for high needs pupils but they can be summarised as follows:
 - Funding for high cost provision to be on a “place plus” basis with a base amount of £10,000 for each planned place and a top-up to be provided for each pupil by the commissioner (usually the local authority).
 - The place plus methodology is to be implemented for all specialist provision including maintained, academy and independent specialist provision.
 - The top-up funding is to be agreed between the commissioner and the provider on a per pupil or per learner basis and will be provided in or close to the real-time movement of a pupil or student
 - The LA will be responsible for funding specialist provision for pupils/learners up to the age of 25 and funding streams will be aligned to enable this to be implemented. Post-16 specialist SEN and LDD providers will be funded in the same way as mainstream post-16 settings: a per student allocation calculated by the national 16-19 funding formula and an allocation of £6,000 per high needs pupil or student. Any top-up funding will then be paid by the commissioner.

- The cessation of inter-authority recouPMENT arrangements for the purchase of places in maintained settings with commissioners dealing directly with individual providers.
5. There are also changes to the funding mechanisms for alternative provision and for hospital education. For alternative provision Wiltshire needs to confirm with the DfE and/or EFA how funding will be directed to the LA given that there is no place led provision within Wiltshire.

Main considerations for School Forum

6. In order to implement the funding reforms for high needs pupils the DfE identifies 3 key tasks that local authorities need to undertake before April 2013. This report attempts to flesh out the actions that we will need to take within Wiltshire in order to achieve those key implementation task and also identifies longer term tasks to support the development of the Wiltshire funding model for high needs pupils.
7. The 3 key implementation tasks identified by the DfE to be achieved by April 2013 are:
- a. Mainstream pre-16 funding formula – by October 2012 the mainstream element of SEN funding needs to be agreed by Schools Forum and submitted to the EFA for approval;
 - b. Determine place numbers in specialist SEN and AP settings
 - c. Rework providers' budgets as place-plus so as to set top up rates for 2013-14 (by April 2013)
8. Appendix 1 identifies the progress made to date against these tasks, the specific actions required in a Wiltshire context, and the longer term actions proposed to support the successful implementation of the funding model.

Proposals

9. It is proposed that Schools Forum consider the tasks outlined in Appendix 1 and agree the work required for the implementation of funding reform for high needs pupils in the Wiltshire context.
10. It is proposed that the Formula Review Group for High Cost Pupils previously established by Schools Forum remain in place as the consultative group throughout this process, reporting through to the SEN Working Group.
11. It is proposed that the membership of the Formula Review Group be expanded to include a member of the Children's Services Commissioning Team to provide expertise in relation to independent sector provision and support on contracting arrangements.

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Corporate Director

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Appendices

Appendix 1 - Summary of Actions to Implement Funding Reform for High
Needs Pupils

Appendix 1 – Summary of Actions to Implement Funding Reform for High Needs Pupils

DfE Key Task	Wiltshire Actions Required	Progress	When
Mainstream pre-16 formula	Determine the allocation of funding for high incidence, low cost SEN through the mainstream formula	Allocation of funding for high incidence, low cost SEN agreed by Schools Forum in July 2012	July 2012
	Decide on the level up to which mainstream schools and academies will contribute towards provision for pre-16 high needs pupils	Wiltshire has agreed to comply with the DfE strong recommendation that mainstream schools should meet the first £6,000 of provision for pre-16 high cost pupils. Additional funding will be delegated to primary schools within the proposed formula to enable this to be met (first 15 hours to be delegated)	July 2012 April 2013
	Identify the notional SEN budget mainstream schools and academies will receive	This has been identified on the impact statements provided to schools in the consultation on the mainstream formula and will be identified on the funding certificates issued to schools for 2013-14	September 2012
	Define the financial provision that mainstream providers will make in terms of the provision that they will offer ie., the “local offer” as defined in the Green Paper on SEN and Disability	To be managed by the DCA Pathfinder Project	September 2014
Agree place numbers in Specialist SEN and AP Settings	Data return to DfE to confirm place numbers funded in 2012-13 and to be funded in 2013-14	Numbers funded in ELP, Resource Bases and Special Schools (including independent schools) have been confirmed to the DfE. Planned place numbers for 13-14 still to be finalised	September 2012
	Planned place numbers for Resource Bases and Special Schools to be determined between the LA and Schools and submitted to the EFA (pre and post 16)	Discussions with individual schools are under way	October 2012
	Numbers of residential and day places		

	for special schools to be agreed and any impact on funding (including MFG) identified		
	Post-16 data collection for 2012/13 and identification of place numbers for 2013/14 to be carried out and confirmed to EFA	Currently in progress	September 2012
	Confirm AP Place numbers to DfE	No place numbers have been confirmed to the EFA for Alternative provision because of Wiltshire's participation in the PTI trial on exclusions and the intention to devolve funding to schools. Further clarification and guidance to be sought from the EFA on how to ensure funding for this group of pupils is identified and passed to Wiltshire	October 2012
Rework providers' budgets as place-plus and calculate top-up rates	Translate current budgets for Special Schools, Resource Bases and ELP into a place plus methodology to enable initial estimates to be shared with schools	Initial estimates for ELP and resource bases have been included in the impact statements in the consultation with schools on the mainstream formula	September 2012
	Agree how specialism funding for special schools should be incorporated in to top-up values	To be discussed and agreed with heads of special schools on 8 th October	October 2012
	Quantify the impact of delegation of central budgets on special school budgets on the total cost of the school to incorporate in to top up rates		October 2012
	Work with special schools and resource bases to look at the impact of in year pupil movement and the potential for including occupancy factors within top up rates		Oct-Dec 2012

	Review banding values in the light of agreed planned place numbers and affordability (agreement previously reached that banding framework to be used as a basis for calculating top up levels)		Oct-Dec 2012
Other work required in addition to DfE key tasks	Define and agree banding moderation process for ELP, resource bases and special schools	1 st draft in place to be discussed with special schools, ELPs and RB at the moderation meetings throughout October and November	November 2012
	Review and agree revised SLAs with resource bases		September 2013?
	Review banding descriptors for resource bases	Develop discussion already commenced with schools re the development of a “continuum” of banding for resource bases similar to that already in place for special schools	April 2013?
	Develop contracting agreements with independent and non-maintained special schools – build on current cross regional agreements	SEN and Contracts to follow up via south west regional and national contracting developments	April 2013
	Support for schools in contracting agreements with other local authority commissioners		
	Develop, where possible, agreements with neighbouring local authorities regarding the approach to purchase of cross border placements	General agreement across south west authorities that top up values will reflect existing agreed prices and that local banding frameworks will form the basis of top up values. SEN and finance to continue to engage in regional meetings.	April 2013
	Review ELP and NPA provision in mainstream schools to develop continuum of banding and recognised banding descriptors in accordance with the local offer		For financial year 2014-15 at the earliest

	Develop budget for hospital provision in accordance with new DfE guidance	Detailed guidance still to be issued	
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SCHOOL'S FORUM

4 October 2012

School Financial Regulations 2013 consultation

Purpose of the paper

1. To inform School's Forum of proposals by the DfE to change the current School Financial Regulations. The consultation period ran through to 21 September 2012 and the intention is for the regulations to come into force by 1 January 2013.

Background

2. Following the announcements on 26 March and 28 June 2012 about the school funding reforms that will be effective from April 2013, the DfE are now consulting on the regulatory changes which give effect to the decisions set out in those announcements.
3. The finance regulations for the most part reflect the decisions already made on formula factors, maximum delegation, central expenditure and the Minimum Funding Guarantee. The DfE are, however, consulting on how the funding for disadvantaged two year olds should best be brought into the early year's single funding formula. The amendments to the grant conditions are necessary because DfE funds most Academies and non-maintained high needs providers.

Summary of the changes

4. The following summarises the proposed changes:

Regulation 3 amends the 2012 school forum regulations to provide for maintained school members of schools forums to approve de-delegation proposals for their phase for maintained schools only.

Regulation 6 extends the definition of the schools budget to include expenditure on young people aged 19 to 25 with learning difficulties.

Regulation 8(2) specifies that expenditure on certain central services can only continue if the expenditure is already committed as a result of decisions made in a previous funding period.

Regulation 8(3) specifies that planned expenditure on each service in the central schools block cannot exceed the planned expenditure on that line in the previous year.

Regulation 8(4) specifies that the schools forum must approve the criteria on which any funding retained for pupil growth is to be allocated

Regulation 8(5) specifies that schools forum approval is required for central schools and early years block items.

Regulation 8(7) enables local authorities to apply to the Secretary of State to approve other central schools budget expenditure. This would only be considered in exceptional situations – for example, where an authority was using funding from outside the DSG for particular purposes such as universal free meals.

Regulation 9 requires local authorities to consult all schools about changes to their school funding formula. The same applies to the early years formula, where there must be consultation with all providers.

Regulation 11 requires budgets to be determined by 15th March for maintained schools and pupil referral units, and by 31st March for budgets issued under the early years formula.

Regulation 11(2) provides for de-delegation for certain budgets.

Regulation 12 sets out the powers of schools forum and the Secretary of State to authorise central schools and early years block expenditure and de-delegation.

Regulation 13 sets out the simplified requirements on the use of pupil numbers in the school formula, including the ability to use an October to January uplift for reception pupil numbers.

Regulation 14 sets out the funding requirements of the place element for special schools and pupil referral units; the DfE are still considering issues relating to hospital schools so these are not mentioned in the draft regulations.

Regulation 15 sets out how the mandatory deprivation factors in the schools and early years formulae may be calculated.

Regulation 17 continues to allow differentiation between different types of early years providers.

Regulations 18(1) to 18(3) allow authorities to use factors set out in schedule 3 in their schools and early years formulae.

Regulations 18(4) to 18(6) allow authorities to cap or scale back gains under the new formula using the same comparisons between years as in the MFG calculation, and applied consistently to all schools in the authority.

Regulations 19(1) and 19(2) set out the MFG requirements for primary and secondary schools (in conjunction with schedule 4).

Regulation 19(3) sets out the application of the MFG to the early years formula, which applies to base rates.

Regulation 21 requires authorities to determine budgets for new schools, but only from their opening (any lead-in costs would need to be funded from a de-delegated contingency).

Regulation 24(1) provides that any redeterminations of budgets due to errors would take effect in the following funding period.

Regulation 25 allows for authorities to apply to the Secretary of State to include exceptional premises factors in their formula, to exclude factors from MFG and to vary the basis of the pupil number count.

Regulation 27 sets out that changes to schemes for financing schools must be approved by maintained school members of the schools forum.

Schedule 2 sets out the services which can be retained centrally and is split between:

- Part 1 – central services (where expenditure is restricted to what was planned in 2012-13)
- Part 2 – central schools expenditure
- Part 3 – central early years expenditure
- Part 4 – high needs pupils
- Part 5 – items which can be de-delegated for maintained schools

Schedule 3 sets out the formula factors which may be used in the schools and early years formulae.

Schedule 4 sets out the simplified MFG calculation for primary and secondary schools.

Two year old funding

5. As has previously been announced, funding for free early education for two year olds will be part of the Dedicated Schools Grant (DSG) from 2013-14, alongside funding for early education for three and four year olds. The free entitlement to early education will be extended to 20% of two year olds from September 2013, and to 40% of two year olds from September 2014.
6. Local authorities will be required to fund free early education for two year olds through the EYSFF, as they do for three and four year olds. This requirement will start when these regulations commence, 1 April

2013, and in advance of the commencement of the regulations which extend the free entitlement in September 2013.

7. However, the DfE are proposing adjustments to how the EYSFF operates for two year olds. These are:
 - To relax the requirement to have a mandatory deprivation supplement. Local authorities would still be able to use a deprivation supplement if they wish, but the DfE have stated that making it mandatory in an already targeted entitlement does not seem necessary.
 - To relax the rules on place based funding to support capacity building. Currently, authorities must fund on the basis of participation except for children with SEN or children in need, where they can continue to fund on a place basis. The DfE are proposing to extend this place-based approach for two year olds, to support LAs working with providers to increase capacity in advance of delivering the 20% and 40%. The DfE have stated that they anticipate this as a time-limited approach to support preparation for the entitlement, and not a permanent approach for funding two year old early education.
 - It would be possible through regulations to require LAs to operate a mandatory quality supplement in their EYSFF for two year olds. Alternatively, all decisions about the design of the EYSFF for two year olds, including supplements, could remain a matter for local discretion.
8. The DfE sought views on these adjustments i.e. are they suitable and are there others that should be considered and also whether to require a mandatory quality supplement in the two year olds EYSFF. The LAs response to the consultation is outlined in the separate report on this agenda on the Early Years Single Funding Formula (extension to 2 year olds).

Main considerations

9. The changes to regulations listed in paragraph four above are a direct result of the proposed funding changes from April 2013, which have been discussed with Schools Forum at previous meetings.
10. The Early Years Reference Group will need to consider the proposals for two year old funding and commence work on establishing a funding model for implementation in April 2013.

Recommendation

3. School's Forum is asked to note the above changes.

CAROLYN GODFREY
Corporate Director

Unpublished documents relied upon in the production of this Report: NONE

Environmental impact of the recommendations contained in this Report:
NONE KNOWN

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Wiltshire Council

Agenda Item No. 17

SCHOOLS FORUM

4th October 2012

Minimum Funding Guarantee Exceptions

Purpose of the paper

1. To inform School Forum of the exceptions from the minimum funding guarantee in 2013-14, sent to the Education Funding Agency for approval.
2. The exceptions were considered and recommended by the School Funding Working Group in order to meet the deadline for submission of 30th September 2012

Background

3. The DfE have invited local authorities to submit requests for exclusions from the MFG for specific factors, or schools. The DfE guidance states that exceptional requests to disapply the MFG would only be considered if there is a **significant** change in a school's circumstances or pupil numbers for example, if there has been additional funding in a school's 2012-13 formula budget for pupil number growth.
4. The EFA will only consider applications where the inclusion of a factor in the MFG will lead to **significant** inappropriate levels of protection. Authorities should, therefore, provide detailed information on the financial effect of the request. The DfE will not consider requests which seek to adjust historic protections.
5. The DfE do not define "significant".
6. The deadline to submit exceptions for approval is 30 September 2012.

Issues for consideration

7. Local authorities were invited to apply for exceptions within an earlier window but Wiltshire was not in a position to do so. Following this earlier window the DfE have published a list of requests for MFG exceptions that they have either approved and those that have been refused.
8. Officers have identified a number of funding elements in 2012-13 which require consideration. These are listed below and are

summarised in the attached Appendix A. Where the DfE have already published a decision on any of the proposals below a comment has been included.

Minimum Funding Guarantee Exceptions

- 9. Special staff costs** (safeguarded salaries) - Following the three tier review in the south of the county, which saw the closure of all middle schools, a number of middle school employees were successfully redeployed to other Wiltshire schools. The redeployments were on the basis that any difference between the substantive post and their previous grade/salary would be funded by the local authority. The DfE have refused previous applications to remove this funding from the MFG. However, it is not clear if this applies when the funding is no longer due, for instance when the employee has left the school.
- 10. Service School Safety Net** – This factor has been designed to provide a safety net for service schools affected by large year on year budget reductions due to pupil movement. One school received this protection in 2012-13. The DfE has refused applications to remove this funding from the MFG stating that it is part of a schools “core budget” and therefore it is reasonable that this funding should be protected. However, an inappropriate level of protection could be given where a schools pupil numbers used in the forthcoming financial year budget calculation, exceeds the protected numbers under this factor in the previous year.
- 11. New school allowances and new school new year group funding** – Paid to newly opened schools whilst numbers build up. The DfE has approved previous applications of this nature as local authorities are permitted to fund these factors from de-delegated budgets from April 2013.
- 12. Early Years Single Funding Formula (EYSFF) Rates abatement** - This applies to schools with nursery classes and it removes an element of double funding from the schools formula in respect of rates which is already included in the EYSFF hourly rate. As this factor is no longer permitted Schools Forum have previously agreed that a reduction should be made to the maintained nursery class EYSFF hourly rate. The DfE have not commented on this type of exception.
- 13. Small school curriculum protection** - Paid to schools to ensure no school receives funding for less than thirty five pupils. Two schools received this funding in 2012-13. The DfE have not commented on this type of exception.
- 14. Rents, where the school no longer qualifies under the revised funding proposals** – Local authorities may apply for exceptional premises factors where the cost is greater than 1% of the schools budget share. Wiltshire currently funds the cost of hiring facilities

where the school does not have adequate premises i.e. village halls for P.E. The EFAs view has already been sought as to whether the LA could continue to fund rents where the cost exceed 1% of a schools budget share and they have confirmed that this would be approved. However, for those schools where the LA currently funds rents which do not exceed 1% of their budget share it would seem appropriate to remove this factor from the MFG. The sums involved are generally quite small. The schools affected are shown on Appendix A.

15. Split site funding where a school no longer qualifies - At its last meeting Schools Forum agreed a revised definition of a split site school which removes two schools from qualifying for this funding. See Appendix A. The DfE have already approved requests from other LAs to remove split site funding from the MFG where a school no longer qualifies.

16. Service school turbulence funding – Paid to schools with a high proportion of service pupils. This factor is no longer allowed under the funding reforms. A significant number of schools receive this funding and the sums involved are quite large in some cases. Wiltshire has robustly lobbied the government on this issue but the Secretary of State for Education has written to the Council leader, Jane Scott, confirming that a service factor would not be permitted under the funding reforms.

17. In year “trigger” funding for pupil growth – Wiltshire provides additional funding to schools that experience significant pupil growth and it is paid in the spring, after the January census confirms the numbers. The DfE have approved requests from other LAs to remove this funding from the MFG on the condition that the LA makes provision to fund such provision centrally in future.

Recommendations

18. Special staff costs: To seek approval in principle from the EFA to remove safeguarded salary funding from the MFG when it is no longer payable.

19. Service school safety net: To seek approval from the EFA in principle to remove service school Safety net funding from the MFG where a schools pupil numbers used in the forthcoming financial year budget calculation, exceeded the protected numbers under this factor in the previous year.

20. New school allowances and new school new year group funding: To seek DfE approval to remove this funding from the MFG.

21. Early Years Single Funding Formula Rates abatement – To seek approval from the EFA to remove the abatement from the MFG,

otherwise the cost of rates in schools with nursery classes would not be fully funded.

- 22. Small school curriculum protection** – The removal of this funding from the MFG would cause a significant reduction in funding for one school that received it this year. Following consideration by the School Funding Working Group it is recommended that it should not be removed from the MFG in 2013-14.
- 23. Rents, where the school no longer qualifies under the revised funding proposals** - To seek approval from the EFA to remove rents from the MFG where the cost does not exceed 1% of a schools' budget share.
- 24. Split site funding where a school no longer qualifies** - To seek approval from the EFA to remove split site funding from the MFG where a school no longer qualifies under the revised definition.
- 25. Service school turbulence funding** – As the removal of this funding from the MFG would cause funding turbulence for a number of schools, it is recommended that it should not be removed from the MFG.
- 26. In year “trigger” funding for pupil growth** - To seek approval from the EFA to remove “trigger” funding from the MFG and to confirm that existing arrangements for pupil growth will be held centrally from April 2013. As this funding is paid in February it is not possible to list the schools on the Appendix.

CAROLYN GODFREY
Service Director

Unpublished documents relied upon in the production of this Report: NONE

Environmental impact of the recommendations contained in this Report:
NONE KNOWN

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MFG Exemptions

Appendix A

DfE	School	NOR Jan 12	12-13 Budget	Special Staff Costs	Service School Safety Net	New School New Year Group	New School Allowance	EYSFF Rates abatment	SSCP	Rents where school no longer qualifies	Split site funding where school no longer qualifies	Service school turbulence funding
2185	Mere Primary	192	£696,021	£7,662					£0	£84		£0
3230	Dinton C.E.	90	£387,778	£4,462					£0	£0		£0
4610	Salisbury St Joseph's R.	425	£2,219,668	£2,000					£0	£0		£0
2006	Trowbridge The Mead	488	£1,603,236						£0	£11,300		£0
3013	Box C.E.	172	£598,295						£0	£4,816		£0
3049	Collingbourne C.E.	112	£449,067						£0	£4,084		£0
3047	Crockerton C.E.	109	£430,632						£0	£2,626		£0
3086	Heddington C.E.	47	£247,164						£0	£2,102		£0
3110	Lydiard Millicent C.E.	196	£665,956						£0	£1,900		£0
3405	Winterslow C.E.	167	£566,530						£0	£1,230		£0
2031	Neston	164	£586,774						£0	£1,195		£0
3372	New Forest	178	£683,873						£0	£1,100		£0
3100	Lacock C.E.	79	£340,698						£0	£995		£0
2029	Corsham Lypiatt	15	£245,833						£50,715	£850		£5,833
3149	Preshute Parochial	213	£703,459						£0	£809		£0
5216	Pitton	101	£388,330						£0	£800		£0
3134	Newton Tony C.E.	37	£214,689						£0	£716		£0
3017	Longford C.E.	55	£353,908						£0	£710		£0
3019	Broad Town C.E.	68	£303,793						£0	£675		£0
3449	Broad Chalke C.E.	183	£637,929						£0	£550		£0
3454	Semley C.E.	106	£398,413						£0	£350		£0
3063	Durrington C.E. Junior	168	£598,757						£0	£300		£0
3461	Kennet Valley C.E.	78	£326,941						£0	£250		£0
2060	Luckington	43	£231,287						£0	£250		£0
3023	Savernake St Katharine's	79	£338,423						£0	£220		£0
5224	Netheravon All Saints	195	£672,633						£0	£184		£10,833
3308	Bishops Cannings C.E.	189	£653,097						£0	£178		£0
3316	Chapmanslade C.E.	106	£416,060						£0	£160		£0
2052	Hilmarton County Primar	101	£398,841						£0	£90		£0
3471	Lyneham Primary	277	£1,012,556		£51,529				£0	£0		£46,166
5413	Salisbury Bishop Wordsv	907	£2,880,519						£0	£0	£38,513	£0
3015	Bradford-on-Avon Christ	405	£1,286,042						£0	£0	£12,528	£0
6905	Wellington Academy	863	£3,610,208						£0	£0		£128,121
4071	Avon Valley College	634	£3,329,417						£0	£0		£94,124
5218	Clarendon Jun	298	£1,037,075						£0	£0		£49,666
2065	Larkhill	272	£964,149						£0	£0		£45,333
5219	Clarendon Inf	267	£964,359					-£115	£0	£0		£44,500
5217	Zouch	295	£1,070,424					-£104	£0	£0		£32,777
3022	Bulford St Leonards	215	£782,345					-£149	£0	£0		£23,889

DfE	School	NOR Jan 12	12-13 Budget	Special Staff Costs	Service School Safety Net	New School New Year Group	New School Allowance	EYSFF Rates abatment	SSCP	Rents where school no longer qualifies	Split site funding where school no longer qualifies	Service school turbulence funding
2159	Bulford Kiwi	108	£442,743					-£1,222	£0	£0		£18,000
2134	Warminster New Close	157	£579,081						£0	£0		£17,444
5225	Warminster Avenue	245	£1,056,671					-£233	£0	£0		£13,611
3040	Colerne C.E.	223	£751,475						£0	£0		£12,389
3061	Durrington All Saints CE	157	£587,585						£0	£0		£8,722
3091	Hullavington C.E.	122	£474,561						£0	£0		£6,778
2086	Stanton St. Quintin	100	£408,027						£0	£0		£5,555
3071	Figheledean St Michael's	91	£375,239						£0	£0		£5,056
3464	Old Sarum	60	£336,856			£9,336	£27,031		£0	£0		£3,528
3462	Amesbury Archer	207	£921,791				£177,910		£0	£0		£0
5202	Kings Park Primary	278	£1,208,418					-£179	£0	£0		£0
2192	Salisbury Pembroke Park	143	£684,802					-£576	£0	£0		£0
2190	Salisbury Woodlands	207	£824,477					-£687	£0	£0		£0
3030	Calne Dunstan CE	259	£1,188,537					-£715	£0	£0		£0
3472	Trowbridge Bellefield	250	£973,067					-£1,775	£0	£0		£0
3036	Chirton C.E.	34	£238,687						£2,453	£0		£0