

## Cabinet – 12 December 2012

### Education Capital Programme – 2012/13 – Further schemes

**Portfolio:** Councillor Rachel Andrew, Children's Services  
Councillor Adrian Andrew, Regeneration

**Service:** Walsall Children's Services, Serco

**Wards:** All

**Key decision:** Yes

**Forward plan:** Yes

#### 1. Summary

- 1.1 The report sets out schemes from the Education Asset Management Plan for approval. In order to support the raising of educational attainment and achievement, these projects will provide improved learning environments for Walsall pupils and are part of the continued and significant investment in the buildings of Walsall schools.
- 1.2 Details of schemes previously approved by Cabinet will be made available to Members in the group rooms. In order to reflect the actual tender costs and final account figures for schemes previously approved by Cabinet, the opportunity has been taken to re-profile funding allocations across the whole programme to ensure that the whole programme of schemes is deliverable within available funding allocations.

#### 2. Recommendations

- 2.1 That Cabinet approves the schemes and budgets set out in **Appendix A** of this report – including permission to seek tenders and appoint contractors to undertake the work identified.
- 2.2 That Cabinet delegates to the Executive Director for Children's Services in consultation with the relevant Portfolio holder authority to award contracts (including authorising execution/signature of the contract and ancillary documents) to the most suitable contractors having regard to Best Value for the works/services as set out.
- 2.3 That Cabinet approves the option to use an appropriate form of procurement and contracting arrangements determined by the head of Property Services to provide the most efficient and value for money means of delivering the projects. This shall include consideration of traditional procurement and EU compliant frameworks available to local authorities.

### **3. Report detail**

- 3.1 The Education Capital Programme is made up of grant and borrowing powers from Government, Section 106 contributions and capital receipts. Capital schemes funded from the programme usually include a contribution from schools, from their Devolved Formula Capital [DFC] or revenue budgets. All government grants and borrowing powers, Section 106 contributions relating to the sufficient supply of pupil places and capital receipts from the sale of the playing field element of closed school sites are ring-fenced to education use. Some money is ring-fenced to one phase or one type of accommodation and some targeted for projects at specific schools.

Opportunities to bid for additional funds sometimes occur and Walsall has been successful in drawing down significant additional capital funding for its school buildings.

Priorities for recommendation to Cabinet are made using the following priorities: health and safety; condition, suitability and sufficiency of the building; basic need; standards; opportunity to combine funding; deprivation; pupil number forecasts; parental preferences; deliverability; opportunities for changes to school status; access; and security.

With the exception of health and safety, these priorities are not in order of importance and usually a combination of a number of priorities result in schemes being recommended for funding.

These priorities have been agreed by Cabinet and the Department for Education (DfE) in the past through approval of the Education Asset Management Plan Statement of Priorities.

The aim of the education capital programme is to contribute to the delivery of the Local Authority's vision for education in nursery, primary, secondary and special schools; the raising of standards and opportunities of all Walsall pupils; anticipated changes in school population and curriculum needs; and delivering the Council's landlord duties in community and voluntary controlled schools.

The government has reduced the amount of Devolved Formula Capital distributed to schools and this has resulted in a reduction in the level of school contributions received from individual schools. In addition, the amount of capital funding available to the Council is also reducing and as such it is essential that the highest priority schemes are selected for inclusion onto the programme.

- 3.2 Following a periodic testing and inspection of fixed electrical installations report at Pool Hayes Arts & Community School a complete rewire of the building is required. It would not be possible to do the complete school in one phase as the level of disruption to the school would be unmanageable. This scheme will include an upgrade to the fixed wiring in conjunction with improving the infrastructure in the learning environments. The cost of the first phase of this work is estimated at £250,000 and it is proposed to fund this work through a mixture of S106 contributions [from 4 developments; Former T.R.W Automotive Systems Ltd, Woden Road West, Wednesbury, Land at Bentley Gate, Bentley

Road South, Wednesbury, Moxley Arms, High Street, Moxley and Willenhall Tubes, Bentley Lane] and a contribution from the capital maintenance allocation.

Property Services have identified a number of other important condition items that need to be rectified at various schools utilising funding from the capital maintenance allocation. The table below details these schemes and estimated costs;

<b>School</b>	<b>Scheme</b>	<b>School Contribution</b>	<b>Cost</b>
Lodge Farm Primary School	Roofing works	TBC	£ 80,000
Old Church Primary School	Rewiring and relighting	TBC	£ 120,000
Old Hall Special School	Rewiring and relighting	TBC	£ 150,000

#### **4. Council priorities**

- 4.1 The schemes will contribute to an improved learning environment for Walsall pupils, their families and the wider community.

#### **5. Risk management**

- 5.1 Construction programmes are at risk of delays that might affect the timescales and cost of projects and these may require adjustments to the programme. These risks will be managed as far as is practicable on an ongoing basis.

#### **6. Financial implications**

- 6.1 Walsall has been advised of capital allocations for the 2012/13 financial year only although the DfE has confirmed that there is no spend deadline on this funding. Further schemes will be brought forward for consideration by Cabinet when details are finalised.
- 6.2 Every effort is being made to maximise the use of capital resources to secure the greatest benefit for the Borough and Walsall is on track to spend all allocations within the spend periods. Slippage figures include funding provided through grants for which the spend period is the academic year rather than the financial year.
- 6.3 Other than in exceptional circumstances, schemes detailed in this report are funded in partnership with schools in order to maximise the number of schemes that can be taken forward. Such a partnership approach also takes account of capital resources made available to schools by the DfE through devolved formula capital (DFC). School DFC allocations for 2012/13 are at the same level as the previous year but these are significantly reduced to approximately 20% of those for years prior to 2011/12. In view of this, school contributions will not be at the same level as previous years. These contributions are negotiated on an individual basis by Walsall Children's Services – Serco, and if agreed already are

detailed in **Appendix A** of this report. Individual schemes where school contributions are not yet finalised will be reported to a future Cabinet meeting.

- 6.4 The majority of schemes are to be managed by Walsall Council Property Services who will ensure compliance with all Walsall Council Finance and Contract Rules. For Schemes at Voluntary Aided schools, the trustees of the individual schools are responsible for ensuring compliance with the DfE contractual and financial requirements.

## **7. Legal implications**

- 7.1 The majority of schemes identified in this report will be managed through Walsall Council Property Services and they will ensure that all statutory obligations in relation to the schemes are adhered to. These issues include building regulations, planning approvals, Disability Discrimination Act (DDA) and Construction Design and Management Regulations (CDM). This is in addition to ensuring compliance with Walsall Council Financial and Contract Rules and compliance with the European regime and regulations covering the procurement of goods, services and contracts of work.
- 7.2 Schemes funded through the Local Education Authority Controlled Voluntary Aided Programme (LCVAP) will be managed by the trustees of the individual schools. The responsibility for complying with the legislation detailed in paragraph 4.2.1 will, in accordance with the provisions of paragraph 3 to Schedule 3 of the Schools Standards and Framework Act 1998 (which was amended by the Regulatory Reform (Voluntary Aided Schools Liabilities and Funding) (England) Order 2002), be that of the trustees of those schools.

## **8. Property implications**

- 8.1 The property implications are as listed in the report detail.

## **9. Staffing implications**

- 9.1 There are no direct implications as a result of this report.

## **10. Equality implications**

- 10.1 The proposed schemes would result in improved learning environments for pupils and families in Walsall schools.

## **11. Consultation**

- 11.1 Relevant stakeholders including schools, Diocesan Authorities and Foundation representatives, as appropriate. Walsall Council: Property Services, Transforming Learning and Children's Services Finance.

## Background papers

Education Asset Management Plan

### Author

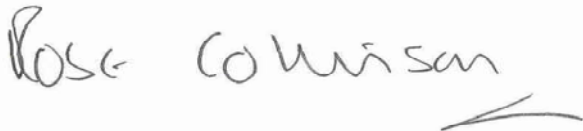
Melanie Harmitt

Head of Service

Walsall Children's Services, Serco

☎ 01922 686285

✉ [melanie.harmitt@walsallcs.serco.com](mailto:melanie.harmitt@walsallcs.serco.com)

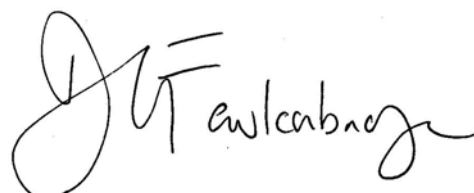


Rose Colverson

Signed:

Interim Director:

Date: 3 December 2012



Signed:

Managing Director, Walsall Children's  
Services, Serco: Denise Faulconbridge

Date: 3 December 2012



Signed:

Portfolio Holder: Councillor R Andrew

Date: 3 December 2012

<b>Capital Maintenance</b>				<b>2012/13</b>	
<b>Allocation</b>				£	<b>3,530,556</b>
<b>2011/12 Carry Forward</b>				£	<b>536,000</b>
<b>Commitments</b>				£	<b>1,286,274</b>
<b>Balance Remaining</b>				£	<b>2,780,282</b>
<b>School</b>	<b>Project</b>	<b>Project Cost £</b>	<b>School Contribution £</b>	<b>2012/13 Allocation £</b>	
Lodge Farm JMI	Roofing	£ 80,000	£ TBC	£ 80,000	
Old Church CE Primary	Rewire and Relight	£ 120,000	£ TBC	£ 120,000	
Old Hall	Rewire and Relight	£ 150,000	£ TBC	£ 150,000	
Pool Hayes Arts and Community College	Rewiring - first phase	£ 250,000	£ TBC	£ 15,377 *	
<b>Total</b>				<b>£ 365,377</b>	
<b>Balance Available</b>				<b>£ 2,414,905</b>	

\* Remaining funding coming from Section 106 contributions

<b>Section 106 - Secondary</b>				
<b>School</b>	<b>Project</b>	<b>Project Cost £</b>	<b>School Contribution £</b>	<b>Allocation £</b>
Pool Hayes Arts and Community College	Rewiring - first phase	£ 250,000	£ -	£ 234,623 *
<b>Total</b>				<b>234,623.00</b>

\* The section 106 funding from this scheme is made up of allocations from 4 developments as follows; £49,250 - Former T.R.W Automotive Systems Ltd, Woden Road West, Wednesbury, £59,070.81 - Land at Bentley Gate, Bentley Road South, Wednesbury, £24,607.26 - Moxley Arms, High Street, Moxley and £101,695.34 - Willenhall Tubes, Bentley Lane