

From: Sue Chandler, Cabinet Member for Integrated Children's Services

Matt Dunkley CBE, Corporate Director of Children, Young People and Education

To: Children's, Young People and Education Cabinet Committee – 11 January 2022

Subject: Proposed Expansion of Snowfields Academy

Decision Number and Title – for Cabinet Member Decisions only

Key decision:

- *It involves expenditure or savings of maximum £1m*

Classification: Unrestricted

Past Pathway of report: None

Future Pathway of report: Cabinet Member Decision

Electoral Division: Seán Holden - Cranbrook

Summary: This report sets out a proposal to expand Snowfields Academy, Popesfield Way, Weaving, Maidstone, Kent, ME14 5GA

Recommendation(s):

The Cabinet Committee is asked to consider and endorse or make recommendations to the Cabinet Member, concerning the proposals to:

- a) Authorise the allocation of £3.2 million from the High Needs Provision Capital Allocation budget to fund the permanent expansion of Snowfields Academy, by increasing the Designated Number from 140 to 280 places from September 2022.
- b) Authorise the Director of Infrastructure, Strategic and Corporate Services in consultation with the General Counsel and Director of Education to enter into any necessary contracts/ agreements on behalf of the County Council with the Leigh Academies Trust.
- c) Authorise the Director of Infrastructure, Strategic and Corporate Services to be the nominated Authority Representative within the relevant agreements and to enter into variations as envisaged under the contracts.

1. Introduction

- 1.1 Kent County Council (KCC), as the Local Education Authority (LEA), has a statutory duty to ensure sufficient school places are available. The County Council's Commissioning Plan for Education Provision in Kent 2020-24 is a five-year rolling plan which is updated annually. It sets out KCC's future plans as Strategic Commissioner of Education Provision across all types and phases of education in Kent.
- 1.2 The latest KCP shows that the number of children and young people in Kent with an Education and Health Care Plan (EHCP) continues to rise and as of January 2020 totalled 13,499. The KCP also indicates that half the districts in Kent experienced growth of EHCP's above the national average of 10%. Moreover, the group experiencing the highest EHCP percentage growth is young people aged 11-16. The area of Kent with the highest EHCP growth rate is Tunbridge Wells, the borough to which Cranbrook belongs, at 18.5% between 2019 and 2020. The next highest are Tonbridge and Malling and Ashford, both of which neighbour Cranbrook.
- 1.3 Figures show that Autistic Spectrum Disorder (ASD) remains the most common primary need type with 41.2% of children and young people with an EHCP (0-25 years) having ASD identified as their primary need. This is an increase from 40.3% on January 2019.

2. Body of the report

- 2.1 Leigh Academies Trust (LAT) is proposing to expand Snowfields Academy from 1st September 2022; Snowfields is a secondary special school for pupils aged 11-18 with an EHCP with the primary need of ASD. The expansion would be facilitated through the establishment of a satellite in Cranbrook. If established, the total capacity of the academy will increase from 140 to 280 pupils.
- 2.2 The Trust proposes to establish the satellite on the site of High Weald Academy. The Secretary of State has taken the decision that High Weald Academy's funding agreement should be terminated by mutual agreement with the Leigh Academies trust, and the school will close at the end of this school year (August 2022).
- 2.3 The land and buildings of High Weald Academy are not owned by Kent County Council. As the expansion represents a Significant Change to an academy, the Regional Schools Commissioner is the relevant decision maker with regards to the principle of the expansion, Kent County Council holds a responsibility for ensuring sufficient school places.
- 2.4 LAT has undertaken a consultation on the establishment of the satellite of Snowfields, following submission of a Full Business Case from LAT to Regional

Schools Commissioner, the proposal has been considered by the RSC and approved in principle subject to capital funding.

3. Alternative options

- 3.1 Snowfields Academy has a local cohort of children from the Maidstone area, but also admits pupils from a wider area across the county. There is currently no special needs provision in the Cranbrook area and throughout the county there is a need for additional SEND places. The provision of additional places in the Cranbrook area will reduce the potential travelling times for future cohorts of pupils who live within the Tunbridge Wells and neighbouring districts and provide much needed additional SEND provision.

4. Financial Implications

- 4.1 In April 2021, the DfE announced its distribution of the High Needs Provision Capital Allocations (HNPCA), which is paid to LAs to support the provision of places for pupils with SEND and those pupils requiring alternative provision (AP). Kent received £6,638,937 of HNPCA funding and it is proposed that £3.2 million will be allocated to fund the expansion of Snowfields Academy. It will be a school managed scheme and the Trust has engaged architects and quantity surveyors to determine the cost of the works.
- 4.2 The funding represents a per pupil cost of £22,857; this is significantly lower than the national average per place cost of £79,259; this is reflective of the nature of the works being to repurpose an existing building rather than construct new buildings. The project therefore represents significant value for money.
- 4.3 KCC will provide the HNPCA funding in return for the Trust completing the work needed to re-provision the existing HWA buildings to enable the permanent expansion of Snowfields Academy, thereby increasing the Designated Number from 140 to 280 places from September 2022. The roles and responsibilities of each party will be formally set out through a legal contract between KCC and LAT. KCC will monitor progress regularly during the building works to ensure that the accommodation needs are being met.

5. Legal implications

- 5.1 The proposed expansion will be subject to a legally binding and enforceable contract being in place between KCC and the Trust.
- 5.2 The provision of sufficient school places is a statutory duty and contributes to the Strategic Business Plan Priorities to ensure that “Children and Young People in Kent get the best start in life”.

6. Equalities implications

- 6.1 An Equality Impact Assessment (EqIA) has been produced and no issues were identified in the early stage EqIA, but the assessment will be reviewed as the project continues.

7. Governance

- 7.1 The proposed decision will authorise the Director of Infrastructure, Strategic and Corporate Services in consultation with the General Counsel and Director of Education to enter into any necessary contracts/ agreements on behalf of the County Council with LAT. It will also authorise the Director of Infrastructure, Strategic and Corporate Services to be the nominated Authority Representative within the relevant agreements and to enter into variations as envisaged under the contracts.

8. Consultation

- 8.1 In accordance with the Department for Education's Statutory Guidance, "making significant changes to an existing academy", the Trust provided a full business case to the DfE that includes evidence of a consultation with the key stakeholders. The Trust's consultation ran from Monday 27th September for 6 weeks and ended on Monday 8th November.

9. Views

- 9.1 The View of the Local Member
The KCC Member for Cranbrook, Seán Holden, has been consulted on this proposal.
- 9.2 The View of the Area Education Officer
The Area Education Officer feels that this expansion will provide needed additional SEND places and that its provision in Cranbrook will provide greater access to SEND provision in the area.

10. Conclusions

- 10.1 This report sets out a proposal from LAT to expand Snowfields Academy from 1 September 2022. The expansion would be facilitated through the establishment of a satellite in Cranbrook on the High Weald Academy site. If established, the total capacity of the academy will increase from 140 to 280 pupils. The proposal requires KCC to allocate £3.2 million of HNPCA funding to fund the work to re-provision the existing buildings.

11. Recommendation(s):

The Cabinet Committee is asked to consider and endorse or make recommendations to the Cabinet Member, concerning the proposals to:

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- b) Authorise the Director of Infrastructure, Strategic and Corporate Services in consultation with the General Counsel and Director of Education to enter into any necessary contracts/ agreements on behalf of the County Council with the Leigh Academies Trust.
- c) Authorise the Director of Infrastructure, Strategic and Corporate Services to be the nominated Authority Representative within the relevant agreements and to enter into variations as envisaged under the contracts.

13. Background documents

- 13.1 Kent Commissioning Plan for Education Provision 2020-2024
[Kent Commissioning Plan for Education Provision 2020-2024](#)

14. Contact details

Report Author:

Nick Abrahams
Area Education Officer – West Kent
Telephone number
03000 410058
Email address
nicholas.abrahams@kent.gov.uk

Relevant Director:

Christine McInnes
Director of Education
Telephone number
03000 418913
Email address
Christine.McInnes@kent.gov.uk