

SCHOOLS FORUM

Date: Thursday 28th September 2023

Time: 4.30pm

Place: Microsoft Teams

Distribution

Members of the Committee

Pippa Osborne (Chair) Dave Baker (Vice Chair)

Julia Anwar
Jo Dent
Stuart Evans
Kim Garland
Ross Newman
Diane Owen
Lisa Parker
Will Roberts

Clare Haughton Fr. Malcolm Strange
Aaron Jefferies Katherine Marks
David Jenkins Susie Weaver
Nicola Jones Bernice Webber
Louise Leader David Williams
Nicola Bailey Kathryn Absalom

Appropriate Officers attending:

Mustafa Salih Hilary Smith Caroline Warren

Councillors attending:

Ian Boulton

Executive Director for the Department for People, Badminton Road Offices, Yate, South Gloucestershire, BS37 5AF

Telephone: (01454) 863253

Enquiries to: Mustafa Salih, Service Director, Resources and

Business; Telephone (01454) 862548 or E-mail

mustafa.salih@southglos.gov.uk

South Gloucestershire Council – Schools Forum

28 September 2023

Public Rights to Information and Attendance at Meetings

YOU HAVE A RIGHT TO:

- Attend all Council, Committee and Sub-Committee meetings unless the business to be dealt with would disclose 'confidential' or 'exempt' information.
 - Inspect agendas and public reports five days before the date of the meeting.
 - Inspect agendas, reports and minutes of the Council and all Committees and

Sub-Committees for up to six years following a meeting.

- Inspect background papers used to prepare public reports for a period of up to four years from the date of the meeting. (A list of background papers to a report is given at the end of each report). A background paper is a document on which the officer has relied in writing the report.
- Have access to the public register of names, addresses and wards of all Councillors with details of the membership of all Committees and Sub-Committees.
- Have a reasonable number of copies of agendas and reports (relating to items to be considered in public) made available to the public attending meetings of the Council, Committees and Sub-Committees.
- Have access to a list setting out the decision making powers the Council has delegated to their officers and the title of those officers.
- Copy any of the documents mentioned above to which you have a right of access. There is a charge of 15p for each side of A4, subject to a minimum charge of £4.
- For further information about this agenda or how the Council works please contact Mustafa Salih (01454) 862548 or e-mail mustafa.salih@southglos.gov.uk
- Also see our website www.southglos.gov.uk

EMERGENCY EVACUATION PROCEDURE

In the event of a fire alarm, fire drill or other emergency, signalled by a continuously ringing bell, please leave from the room via the signs marked "Exit".

OTHER LANGUAGES AND FORMATS

This information can be made available in other languages, in large print, Braille or on audio tape. Please phone (01454) 868686 if you need any of these or any other help to access Council services.

AGENDA

- 1. WELCOME AND INTRODUCTIONS
- 2. APOLOGIES FOR ABSENCE (Pippa Osborne)
- 3. DECLARATIONS OF INTEREST (Pippa Osborne)
- 4. ANY OTHER ITEMS THE CHAIR DECIDES ARE URGENT (Pippa Osborne)
- 5. SCHOOLS FORUM MEMBERSHIP (Michelle Trigg)
- 6. MINUTES FROM 06TH JULY 2023 MEETING (Pippa Osborne)
- 7. OUTTURN DSG REPORT 2022-23 (Caroline Warren)
- 8. PROPOSED FINANCIAL ARRANGEMENTS FALLING PUPIL NUMBERS (Caroline Warren)
- CURRENT POSITION ON SCHOOL PLACES ACROSS SCHOOLS SYSTEM IN SOUTH GLOUCESTERSHIRE (ALL WARDS) (Hilary Smith)
- 10. SAFETY VALVE UPDATE (VERBAL) (Mustafa Salih)
- 11. SEND BANDINGS AND TOP-UP ARRANGEMENTS UPDATE (Mustafa Salih)
- 12. SCHOOLS FORUM FORWARD PLAN
- 13. ANY OTHER BUSINESS

SOUTH GLOUCESTERSHIRE COUNCIL

Schools Forum 28th September 2023

Schools Forum Membership

1. Purpose

The purpose of this briefing note is to provide Schools Forum with an update on Membership from September 2023 following the Academisation of 12 maintained Primary schools.

2. Background

It is suggested in the Schools Forum Constitution 2018 that the Schools Forum constitution and membership are reviewed annually at the last meeting of the academic year. We are reviewing again now to consider:

- (1) any current or upcoming vacancies, and
- (2) the composition of the Forum taking into account school academisation from September 2023.

For information, the SF Constitution, which is referred to in this paper, is published on our Schools Forum page.

Membership of SF has been reviewed against the 2022 Schools Census Data. This is relevant for the Maintained and Academy Primary and Secondary schools only as all other places on SF are set out in the regulations (at least 1 per Sector).

The membership has been set with regard to 2022 Schools Census Data for Maintained and Academy primary and secondary schools – (refer to table 1) for numbers. All other sectors must have at least one representative.

Table 1: SF Membership up to September 2023

| | Total | Weighted % | Number of reps | Notes |
|---|-------|---------------|----------------|------------------------|
| Primary Maintained | 19643 | 51 | 8.6 | Assume round up to 9 |
| Secondary Maintained | 1629 | 4 | 0.7 | Assume round up to 1 |
| Primary Academies | 4802 | 12 | 2.1 | Assume round down to 2 |
| Secondary Academies | 12608 | 33 | 5.5 | Assume round down to 5 |
| Total primary/secondary Maintained and Academies | 38682 | 100 | 17 | |

| 1 Maintained Special School | | 1 |
|-----------------------------|--|----|
| 1 Academy Special School | | 1 |
| 1 PRU | | 1 |
| Total School Reps | | 20 |

3. Updates to Membership

From September 2023, 12 maintained Primary Schools will become Academies and form The Leaf Trust, this will change the makeup of membership.

- o Blackhorse Primary School
- o Bowsland Green Primary School
- o Kings' Forest Primary School
- o Emersons Green Primary School
- Mangotsfield C of E Primary School
- The Tynings Primary School
- Wheatfield Primary School
- o St. Barnabas C of E Primary School
- The Hanham Primary Federation
- Cadbury Heath Primary School
- Stanbridge Primary School
- Staple Hill Primary School

Table 2 shows the new position from September 2023 based on current information regarding potential academisations.

Table 2: SF Membership from September 2023 – using Autumn 2022 Pupil Census

| | Total | Weighted % | Number of reps | Notes |
|--|-------|---------------|----------------|------------------------|
| Primary Maintained | 11871 | 32 | 5.5 | Assume round down to 5 |
| Secondary Maintained | 1716 | 5 | 0.8 | Assume round up to 1 |
| Primary Academies | 8714 | 24 | 4.0 | Assume round down to 4 |
| Secondary Academies | 14708 | 40 | 6.8 | Assume round up to 7 |
| Total primary/secondary Maintained and Academies | 37009 | 100 | 17 | |
| 1 Maintained Special School | | | 1 | |
| 1 Academy Special School | | | 1 | |
| 1 PRU | | | 1 | |
| Total School Reps | | | 20 | |

The latest membership list is published on our Schools Forum page and is dated September 2023. It is attached to this paper at Annex 1.

We are holding 1 vacancy on Schools Forum:

o One Secondary Academy Headteacher / Headteacher Representative.

Page | 2

The position for Head/Head rep/s from a Secondary Academy will be taken forward by the Deputy Chair through the Academies Group.

In line with Education & Skills Funding Agency guidance, review of membership is a standing agenda item at each meeting.

The membership list at Annex 1 is subject to review by members of this group. If there are changes to be made, please highlight these to the report author. Highlighted rows will be updated to show vacancy/new term/new member.

Resignations / Appointments / Nominations

We have 3 representatives who have stood down / resigned as members of the forum.

- Kirby Littlewood Stanbridge Primary School
- o Louisa Wilson St Stephens CofE Junior School (moved to reserve Headteacher)
- Jo Dent Maintained Governor

We have 1 non-school member 16-19 representative who would like to continue as a member of the forum.

Stuart Evans SGC Filton

We have the following nominations from Academy Trusts to take up the Academy places as members of the Forum.

- Dave Baker Olympus new term of office (Chief Executive Officer)
- Julia Anwar Olympus continue (Finance Director)
- Nicola Bailey Olympus replace Steve Moir (primary Headteacher)
- Sue Wright CSET new nomination (Finance Director)
- Will Roberts CSET new term of office (Chief Executive Officer)
- Susie Weaver CLF new term of office (Education Director)
- o Diane Owen CLF continue (governance representative)
- Ross Newman LEAF transfer from Early Years representative (Chief Executive Officer)
- Debbie Beazer LEAF new nomination (Finance Director)
- Andy Watson LEAF transfer from maintained representative (governance representative)

We have the following nominations from Primary Maintained to take up the Primary places as members of the Forum.

- Pippa Osborne Primary Head Christ Church Junior School
- o Bernice Williams Primary Head Old Sodbury CE Primary School
- o Kathryn Absalom Primary Head Park and Parkwall Primary Federation
- David Jenkins Primary Governor Crossways Schools
- o Aaron Jefferies Primary Governor Coniston Primary School

Substitution Vacancies

We still hold vacancies for substitute members for:

Maintained Primary Governor

Page | 3

Secondary Academy

These posts do not affect the core membership of the Forum. Recruitment for these will be taken forward over the coming months. These should be taken forward through the respective groups for Academies and in liaison with the Governor Development Officer for the Primary Governor.

4. Next steps and actions

Schools Forum approve allocation of Schools Forum membership.

Any changes to the membership list included at Annex 1 be highlighted to the report author who can update accordingly.

Vacancies will be filled as set out under **Updates to Membership**, to ensure that the Schools Forum is representative and quorate.

Contact information

Michelle Trigg

People's Business Support Manager

Michelle.trigg@southglos.gov.uk

Annex 1: South Gloucestershire Schools Forum Membership (September 2023)

| Type & number of Members | No | Sub-Group Represented | Forum Representative | Establishment | Term of Office/Position |
|--------------------------|-------------------|---|--------------------------|---|--|
| Maintained school | ol membe | ers (5 Primary Headteachers/Governors/1 | Secondary/1 Spec | ial/1 PRU representative) = 8 | |
| Primary | 1 of 5 | Headteacher/Headteacher Representative | Bernice Webber | Headteacher, Old Sodbury CE Primary | 23/01/2020 |
| Primary | 2 of 5 | Headteacher/Headteacher Representative | Pippa Osborne (Chair) | Primary Head - Christ Church C of E School | 03/11/2022 (2 nd term) |
| Primary | 3 of 5 | Headteacher/Headteacher Representative | Katherine Absalom | Executive Headteacher, Park and Parkwall Primary Federation | 19/01/2023 |
| Primary | 4 of 5 | Governor | David Jenkins | Governor – Crossways Schools | 18/07/2019 (2 nd term) |
| Primary | 5 of 5 | Governor | Aaron Jeffries | Governor – Coniston Primary School | 07/07/2022 |
| Primary | 3 of 5 | Headteacher/Headteacher Representative | Kirby Littlewood | Stanbridge Primary School | 21/01/2021 (resigned from position as Head of Stanbridge) |
| Primary Primary | 5 of 5 | Headteacher/Headteacher Representative | Louisa Wilson | St. Stephens C of E Junior School | 21/01/2021 – stood down – now reserve |
| Primary | 1 of 4 | Governor — | Andy Watson | Governor Hanham Primary Federation | 07/07/2022 |
| Primary | 3 of 4 | Governor – only having 2 Governors from Sept – David and Aaron | VACANT | Governor - Alexander Hosea Primary | |

| Secondary | 1 of 1 | Headteacher/Headteacher Representative or Governor | Kim Garland | Headteacher – Brimsham Green | 18/07/2019 (3rd term) |
|------------------------|--------|--|---------------|--------------------------------------|-----------------------------------|
| Special Schools | 1 of 1 | Headteacher/Headteacher Representative or Governor | Lisa Parker | Headteacher Warmley Park | 21/01/21 (2 nd term) |
| PRU (only has to be 1) | 1 of 1 | Headteacher/Headteacher Representative or Governor | Louise Leader | Headteacher Pathways Learning Centre | 18/07/2019 (2 nd term) |

| Type & number of Members | No | Sub-Group Represented | Forum Representative | Establishment e | Term of Office/Position | | | |
|--------------------------|---|---|--|---|--------------------------------------|--|--|--|
| Academies memb | Academies members (1 Special/11 mainstream member representatives) = 12 | | | | | | | |
| Primary Academy | 1 of 1 | Headteacher/Headteacher Representative or Governor | Susie Weaver (trans to Secondary Academy) | Executive Principal CLF | 19/09/2019 (3 rd term) | | | |
| Special Academy | 1 of 1 | Headteacher/Headteacher Representative or Governor | Nicki Jones | Trustee for Enable Trust. | 21/01/2021 (2 nd term) | | | |
| Secondary Academy | 1 of 11 | Headteacher/Headteacher Representative or Governor | Dave Baker (Vice Chair) | CEO Olympus Academy Trust | 19/09/2019 (3 rd term) | | | |
| Secondary Academy | 2 of 11 | Headteacher/Headteacher Representative or Governor | Julia Anwar | Olympus Academy Trust | 23/09/2021 (2 nd term) | | | |
| Secondary Academy | 3 of 11 | Headteacher/Headteacher Representative or Governor | Nicola Bailey (Olympus) Steve Moir (primary Headteacher) | Headteacher – Meadowbrook Primary School | 01/09/2023 1 8/07/2019 | | | |
| Secondary Academy | 4 of 11 | Headteacher/Headteacher Representative or Governor | Sue Wright | Finance Director CSET | 01/09/2023 | | | |

| Secondary Academy | 5 of 11 | Headteacher/Headteacher Representative or Governor | Will Roberts | CEO CSET | 01/03/2019 (2 nd term) |
|----------------------|-------------|---|--------------------------------------|--|-----------------------------------|
| Secondary Academy | 6 of 11 | Headteacher/Headteacher Representative or Governor | Susie Weaver | Education Director CLF | 19/09/2019 (3 rd term) |
| Secondary Academy | 7 of 11 | Headteacher/Headteacher Representative or Governor | Diane Owen | Chair to Academy Council at King's Oak Academy | 23/09/2021 (3 rd term) |
| Secondary Academy | 8 of 11 | Headteacher/Headteacher Representative or Governor | Ross Newman (trans from Early Years) | LEAF | 14/06/2021 (2 nd term) |
| Secondary Academy | 9 of 11 | Headteacher/Headteacher Representative or Governor | Debbie Beazer | LEAF | 01/09/2023 |
| Secondary Academy | 10 of 11 | Headteacher/Headteacher Representative or Governor | Andy Watson (trans from Primary) | LEAF | 07/07/2022 (2 nd term) |
| Secondary Academy | 11 of 11 | Headteacher/Headteacher Representative or Governor | VACANT | | |
| Non-school me | embers = 5 | | | | |
| 16-19 | 1 of 1 | Representative | Stuart Evans – | SGS Filton | 21/11//2019 |
| Early Years | 1 of 2 | Representative | TBC Ross Newman (see academy) | Early Years SF Rep | 14/06/2021 |
| Early Years | 2 of 2 | Representative | Clare Haughton | Page Park Pre-school | 23/09/2021 (2nd term) |
| Diocese | 1 of 2 | Representative | Malcolm Strange | Diocese of Bristol | 18/10/2019 (2 nd term) |
| Diocese | 2 of 2 | Representative | David Williams | Diocese of Gloucester | 21/01/21 |

| Type & number of Members | No | Sub-Group Represented | Forum Representative | Establishment |
|------------------------------|--------|---|--------------------------------|--|
| Substitutions | | | | |
| Maintained Primary | 1of1 | Headteacher | Katherine Marks | Headteacher, Frenchay Primary |
| Maintained Primary | 1 of 1 | Governor | VACANT | |
| Maintained Primary | 5 of 5 | Headteacher/Headteacher Representative | Louisa Wilson | St. Stephens C of E Junior School |
| Maintained Secondary | 1 of 1 | Member Representative | Terry Redfern/Stuart Thomas | Business Manager/AHT Brimsham Green |
| Maintained Special School | 1 of 1 | Member Representative | Tania Craig | Head teacher New Horizons |
| Pupil Referral Unit | 1 of 1 | Member Representative | Dan Walton | Deputy Head PLC |
| Primary Academy | 1 of 1 | Member Representative | Sue Kelham | Principal Wallscourt Farm |
| Special Academy | 1 of 1 | Member Representative | Tamsin Moreton | Director of Finance & Operations, Enable Trust |
| Secondary Academy | 1 of 1 | Member Representative | VACANT | |

South Gloucestershire Schools Forum Minutes of Meeting held on Thursday 6 July 2023 Microsoft Teams

PRESENT:

Pippa Osborne (Chair) Headteacher Christ Church Junior School

Dave Baker (Vice Chair) CEO, Olympus Academy Trust

Julia Anwar Head of Business Operations, Olympus Academy Trust

Kim Garland Headteacher, Brimsham Green School Aaron Jefferies Primary Governor, Coniston Primary School

David Jenkins Governor, Crossways Schools
Nicola Jones Representative Special Academies
Louise Leader Headteacher, Pathways Learning Centre
Lisa Parker Headteacher, Warmley Park School

Fr Malcolm Strange Diocese of Bristol

Andrew Watson Governor, Hanham Primary Federation

Susie Weaver Executive Principal, Cabot Learning Federation Bernice Webber Headteacher, Old Sodbury CE Primary School

David Williams Diocese of Gloucester

Executive Members:

Ian Boulton, Cabinet Member – Education, Skills, Employment and Business

Officers:

Mustafa Salih, Service Director, Resources and Business Hilary Smith, Service Director, Education, Learning and Skills Deb Luter, Schools Finance Team Leader

Others:

Tamsin Moreton, Director of Finance & Operations, Enable Trust (Observer) Patrick Grant, Department for Education (Observer)

1. WELCOME AND INTRODUCTIONS

Attendees were welcomed by the Chair.

2. APOLOGIES FOR ABSENCE

Chris Sivers, Steve Moir, Diane Owen, David Williams, Kirby Littlewood, Ross Newman, Kathryn Absalom, Stuart Evans, Louisa Wilson, Philip Winterburn

3. **DECLARATIONS OF INTEREST - None**

4. ANY OTHER ITEMS THE CHAIR DECIDES ARE URGENT (Pippa Osborne)

Pippa and Michelle Trigg met recently to go through the Self-Assessment Toolkit to see if the objectives were being achieved to a high standard. One change would be to put together an induction pack which would then be issued to all members which would show the DfE guidance around Schools Forum, the Constitution and the regulations which govern this forum.

Action: To put together an Induction Pack for new members.

LL - In relation to the minutes perhaps to show who each member is representing and designation of schools so that external people know who to approach.

PO – We have reflected on the timeliness of the planning meetings before this meeting and it has meant that the Minutes are not coming out as timely as they would have done.

5. SCHOOLS FORUM MEMBERSHIP - Mustafa Salih

We review annually the make-up of the Forum so that it reflects our schools. This time round it is even more of an issue because from September 2023 we currently have 14 schools converting to academies and that will change the make-up of the Forum and this report has looked at and identified the make-up of the forum now and how it will need to change from September 2023.

The recommendation in the report is to consider and provide a view on the next steps that we engage with Heads Exec and Academies group to agree the Schools Forum membership in preparation for September 2023.

We have a number of current members who are coming to the end of their term. We should open up their position to anyone else who is interested and working with those representatives to see if they want to continue and any representatives from those sectors to run as well.

Action: To revisit annually and the Chair proposed we look at the Constitution once a year and not every time a school converts to an academy.

6. MINUTES FROM LAST MEETING - 2nd March 2023

Additional item.

MS – We have been working with special schools about their funding formula model based on the new banding work and we have put in place work that is ongoing and grateful to all special schools headteachers and colleagues for their involvement.

We circulated that information which generated a number of questions as it is a very complex picture for special schools and we are trying to work towards having a clear and transparent funding model. A schools business manager has kindly agreed to work

6

with us over the next few weeks and we can then send out to all special school headteachers for feedback and any comments. I did update special school headteachers at our Special School Steering Board and thanked them for their input and patience.

- **PO** Special schools collectively wrote to us with questions to answer around those areas. Once this has been achieved the agreement is to summarise this at a future Schools Forum so that we are aware of the position.
- **LP** We were looking for confirmation that adequate funding could deliver the complex aspect around health and how that is going to be incorporated as this is a significant cost we are picking up. We welcome the opportunity of Mustafa working with the member of the finance team.
- **NJ** Can I ask that for the next meeting the letter from special schools is shared with members of the Forum and make clear what the discussions are about.

Action: MS to share the letter from special schools at the next Forum.

- **PO** Our special school colleagues and alternative provision (AP) colleagues are feeling the changes most but I think with all schools we are seeing those changes and are also struggling as one of the lowest funded LAs and there isn't a magic pot of money schools are holding back. Part of our role is representing all the different sections and we should be working with the LA and Councillors to lobby the DfE for increased funding beyond what they have given.
- **HS** A working group with the involvement of public health and health colleagues has been set up to look at Health responsibilities for SEND pupils. This is aimed at ensuring health are making the right contribution and then bringing this to the Integrated Care Board so we can start to put more emphasis on this responsibility.

Action: Hilary to bring regular updates to Schools Forum and share those with special school headteachers.

- **HS** We want to do a briefing for the new administration and bring lan up to speed and collectively go back to the DfE and highlight the issues we are facing as we are the lowest funded Local Authority. Given that all the extra costs that schools are facing there are significant additional financial pressures which would present a risk in relation to our Safety Valve.
- **PO** We do agree that collectively we need to be working with our new administration and go to the DfE and challenge.

Action: To put together a group so that schools can share their financial pressures with colleagues at Schools Forum.

Remainder of the Minutes recorded as accurate.

7. Dedicated Schools Grant 2022/23 Quarter 3 (Mustafa Salih)

This is the Q3 position which is going to Cabinet next week.

Q4 verbal update. Some good news in Q4 compared to Q3.

Q4 position is an improvement as it is £1m better and starting to see the impact of the hard work so far but still a significant overspend and challenge. So there is still a lot of work to day including holding the course regarding the new bandings and all the other areas of our recovery plan.

Other good news – Safety Valve agreement with the DfE - we were scheduled £3m from them in 2022/23 and they felt that due to our performance and strong grip on the Safety Valve work they would roll forward future years contributions with an extra £2.5m in 2022/23 which will significantly reduce our cumulative deficit. Good news but still a lot of work to do. We have been summoned to meet with DfE officials next week on the Safety Valve to discuss our challenges and as we are obviously still overspending and will update the Forum of the next meeting.

Action: Mustafa to update the Forum on meeting with the DfE on the Safety Valve.

HS – We haven't formally discussed at Schools Forum that we no longer have a (WSOA) Written Statement of Action. Following the monitoring meeting with the DfE one of the reasons we are starting to make an impact is the work being done and the clusters model of good practice. The DfE have produced a report on the work of the clusters and how that has had an impact on EHCPs and our education outcomes overall are improving. The report also highlights we are in a strong position but there are some areas where we are really out of step, especially in relation to SEMH referrals in Secondary and we are significantly above the national average and getting worse and present a risk to us overall but we are moving in the right direction.

We will endeavour to draft our plan for the whole year so they can see the different areas such as place planning and safety valve updates.

Following the Q4 report to Cabinet, we would be publishing the response and letter around Alternative Provision and Special Schools and may have an updated collaborative plan when approaching the DfE on how that is going to work and who to be involved.

PO – Thanks to everyone supporting the continued improvements.

8. Update on High Needs Working Group (Susie Weaver)

At the last meeting we had updates from the theme leads and had a good level of discussion.

We had an update on the Special Schools developments and an opportunity to explore some of those challenges.

We had the update on the WSOA and we were pleased to recognise system wide approach.

We discussed the ongoing theme of communication to schools and also to parents and families.

There is increased levels of demand being identified in specific areas specifically around SEMH and the next meeting on 19th July will highlight the positive work of the SEND Clusters.

9. Schools Forum Forward Plan

Once all the proposed dates are confirmed please hold both dates for 21st/28th September and 30th November/7th December until further notice. All meetings will be via Teams starting at 4.30pm.

PO – A huge thank you for your time and commitment to this Schools Forum and the expertise and challenge that you bring is much appreciated. Anyone coming to the end of their term thank you for your support.

10. Any Other Business

None

Meeting closed.

South Gloucestershire Council

SCHOOLS FORUM

28th September 2023

Dedicated Schools Grant 2022/23 Outturn

Purpose of Report

1. To update Schools Forum on the Dedicated Schools Grant and Safety Valve Outturn position for 2022/23.

Dedicated Schools Grant (DSG) Funded budgets

The Dedicated Schools Grant is reporting an outturn cumulative overspend of £22,459k, which is an improvement of £3,448k since Quarter 3. This arises from an in year overspend of £7,161k, Safety Valve payments relating to the DSG recovery plan (£3,000k), Advanced Safety Valve Payment (£2,500k) (paragraph 19), a council contribution from the Financial Risks reserve relating the Safety Valve agreement (£334k) and a brought forward deficit balance of £21,132k.

DSG Funding

2. The net DSG budget at outturn excluding academies and High Needs recoupment, is £151,535k. Table 1 below shows the original funding announced as at December 2021 and the various in year adjustments against the DSG for recoupment, Early Years census changes and High Needs Block changes.

Table 1 – DSG Funding Announcement

| DSG Budget | Net £'000 |
|--|--------------|
| Original Budget allocation (December 2021) | 249,842 |
| Adjustments and Recoupment | |
| High Needs Block Direct Funding By EFA | -6,116 |
| Academy Recoupment | -91,022 |
| School Business Rates Adjustment | -2,551 |
| High Needs Block Supplementary Funding Announcement | 1,621 |
| Central Schools Block Protection for Ongoing Commitments | 308 |
| Early Years Block – January 2022 Census | 448 |
| High Needs Adjustment (Free Schools) | 125 |
| High Needs Block Adjustment for place change return | -400 |
| Early Years Block Year End Provision – January 2022 Census | -720 |
| Total Revised DSG (July 2023) including year end Adjustments | 151,535 |

3. The DSG funding comes from four funding blocks, the Schools Block, the Central Schools Services Block, the High Needs Block and the Early Years Block.

4. The overspend position by each funding block is provided in table 2 below (see column headed Outturn Reserve) and the key changes and risks in the subsequent paragraphs.

Table 2 - Funding position by Blocks

| Funding by Blocks | Gross Budget | EFA / Other Income Budget | Budget Reserve (Approved Q3) | Net Budget (DSG) | Gross Exp | EFA / Other Income | Outturn Reserve | Net Exp | Over / (Under) |
|---------------------------------|-----------------|---------------------------------|---------------------------------------|---------------------|-----------|-----------------------|--------------------|---------|-------------------|
| | £'000s | £'000s | £'000s | £'000s | £'000s | £'000s | £'000s | £'000s | £'000s |
| Schools Block: | | | | | | | | | |
| Total Schools Block - Primary & | | | | | | | | | |
| Secondary Schools (excluding | 105,800 | -16,032 | 180 | 89,948 | 103,103 | -13,179 | 24 | 89,948 | 0 |
| Academies) | | | | | | | | | |
| Central Schools Services Block: | | | | | | | | | |
| Total Central Schools Services | 2 240 | 201 | 472 | 2 222 | 2 402 | 101 | 210 | 2 222 | • |
| Block | 3,340 | -291 | 173 | 3,222 | 3,193 | -181 | 210 | 3,222 | 0 |
| High Needs Block: | | | | | | | | | |
| Schools & Independent | 46.400 | 207 | 0.505 | 20.274 | 46 740 | 053 | 7.505 | 20.274 | |
| Providers (including Academies) | 46,480 | 297 | -8,506 | 38,271 | 46,719 | -853 | -7,595 | 38,271 | 0 |
| Central Items | 2,563 | -312 | -143 | 2,108 | 2,880 | -669 | -103 | 2,108 | 0 |
| Total High Needs Block | 49,043 | -15 | -8,649 | 40,379 | 49,599 | -1,522 | -7,698 | 40,379 | 0 |
| Early Years Block: | | | | | | | | | |
| Private, Voluntary & | 17110 | 200 | 260 | 17.110 | 16.053 | 43 | 200 | 17.110 | ^ |
| Independent Providers | 17,119 | -260 | 260 | 17,119 | 16,853 | -43 | 309 | 17,119 | 0 |
| Central Items | 935 | 5 | -73 | 867 | 1,024 | -151 | -6 | 867 | 0 |
| Total Early Years Block | 18,054 | -255 | 187 | 17,986 | 17,877 | -194 | 303 | 17,986 | 0 |
| Total In-Year DSG & EFA | 176 227 | 16 503 | 0.100 | 151 535 | 172 772 | 15.070 | 7.161 | 151 535 | • |
| Funding | 176,237 | -16,593 | -8,109 | 151,535 | 173,772 | -15,076 | -7,161 | 151,535 | 0 |

| Total DSG In Year Overspend | -7,161 |
|--|---------|
| DSG Deficit Reserve B/F | -21,132 |
| DSG Safety Valve Agreement 2022-2023 | 3,000 |
| DSG Safety Valve Agreement 2022-2023 (Advanced Payment) | 2,500 |
| DSG Safety Valve Council Contribution from Financial Risks Reserve | 334 |
| Total DSG Deficit Reserve | -22,459 |

| DSG Reserve: | £′000s |
|---|---------|
| DSG Deficit Reserve B/F from previous years (Appendix 7 - Unusable Reserve) | -21,132 |
| Approved Budget 2022/23 | -5,445 |
| DSG Safety Valve Agreement 2022-2023 - Outturn | 5,500 |
| DSG Safety Valve Council Contribution from Financial Risks Reserve | 334 |
| Approved increase draw on DSG Reserve at Quarter 1 (£2,664k) | -2,664 |
| Request nil draw on DSG Reserve at Quarter 2 (£0k) | 0 |
| Request nil draw on DSG Reserve at Quarter 3 (£0k) | 0 |
| Reduce draw on DSG unusable reserve at Outturn | 948 |
| Total DSG Deficit Reserve (Appendix 7 - Unusable Reserve) | -22,459 |
| | |
| Total 2022/23 DSG Overspend Reserve | -22,459 |

Schools Block

5. The Schools Block is reporting an outturn underspend of £24k, a reduced underspend position of £156k since Quarter 3. This is mostly due to growth funding payments for three schools being approved after Quarter 3.

- 6. The Early Years Block is reporting an outturn underspend of £303k, an improvement of £117k since Quarter 3. This is due to the actual Autumn and Spring term claims from settings being lower than estimated and savings within other Early Years staffing and non-staffing areas.
- 7. High Needs Block is reporting an outturn overspend of £7,698k, an improvement of £951k since Quarter 3. The overspend position is before applying the £5,500k DSG safety valve payments received during 2023/24 and £334k council contribution.
- 8. The main areas where the forecasts have increased or decreased by £100k or more compared to Quarter 3 relate to demand and/or price increases within the areas summarised below and supported by the changes in demand and price illustrated in the Table 3 below.
- 9. South Gloucestershire Special Schools and Placements made to Pathways Learning Centre (PLC) are reporting an outturn overspend of £1,642k, an increased pressure of £155k since Quarter 3. This is due to an increase in the average cost of placements which relates to additional ad-hoc support and mentoring cost and changes to some high needs provision which is partially offset against a reduction in the number of pupils placed in South Gloucestershire Special Schools.
- 10. Post 16 (Further Education College, Independent and Alternative Provision) is reporting an outturn overspend of £451k, a reduced pressure of £975k since Quarter 3. This is mostly due to a number Education, Health and Care Plans (EHCPs) being ceased as part of a post 16 review undertaken by the EHC team and a provision held at Quarter 3 for a support package for a young person with complex needs no longer required due to a new placement being found within Social Care.
- 11. Independent and Non-Maintained Special Schools is reporting an outturn overspend of £961k, a reduced pressure of £626k since Quarter 3. This is mostly due to a reduction in demand of 4 placements and a reduction in the average weekly price compared to Quarter 3.
- 12. Statemented Support is reporting an outturn overspend of £3,324k, an increased overspend position of £197k since Quarter 3. This is mostly due to an increase in demand compared to Quarter 3 and an increase in the average weekly price for placements.
- 13. South Gloucestershire Resource Bases is reporting an outturn overspend of £508k, an increase of £227k since Quarter 3. This is mostly due to an agreement for a one-off payment to several Resources Bases who saw a reduction in income because of the changes linked to the introduction of the National Funding Formula in previous years and an increase in payment protection payments based on actuals compared to the Quarter 3 estimates. The increase spend is reflected in the increase in the average weekly price compared to Quarter 3. This has been partially offset against the reduction in demand.
- 14. Other Local Authority Placements is reporting an outturn overspend of £973k, an increased pressure of £145k since Quarter 3. This is mostly due to an increase in the average weekly price compared to Quarter 3. This price increase is linked to an increase of top up funding for six young people following an annual review and top up funding for new placements being higher than the provision held for new placements at Quarter 3.

15. Other High Needs areas are reporting an outturn underspend of £161k, an improvement of £74k since Quarter 3.

Table 3 - High Needs Demand and Price Table

| High Needs Pressure areas | Outturn 2020/21 | Outturn 2021/22 | Quarter 1 2022/23 | Quarter 2 2022/23 | Quarter 3 2022/23 | Outturn 2022/23 |
|--|--------------------|--------------------|----------------------|----------------------|----------------------|--------------------|
| Independent and Non-Maintained Special | · | · | | • | | |
| Schools - Placements No.s | 111 | 107 | 129 | 134 | 126 | 122 |
| Average Weekly Price (38 wks) | £1,647 | £1,710 | £1,670 | £1,640 | £1,694 | £1,614 |
| | | | | | | |
| Statemented Support Provision including SG | 840 | 888 | 970 | 1,049 | 957 | 963 |
| Pupils in OLA Schools No. | 040 | 000 | 370 | 1,043 | 337 | 505 |
| Average Weekly Price (38 wks) | £257 | £273 | £266 | £247 | £265 | £269 |
| | | | | | | |
| Post 16 - FE Independent Specialist Placements | 33 | 27 | 41 | 43 | 35 | 28 |
| Average Weekly Price (38 wks) | £1,007 | £1,184 | £966 | £1,001 | £1,067 | £1,302 |
| Post 16 - FE Colleges | 257 | 360 | 356 | 356 | 393 | 295 |
| Average Weekly Price (38 wks) | £184 | £167 | £179 | £182 | £187 | £184 |
| Post 16 Alternative Provision | 48 | 53 | 75 | 65 | 62 | 57 |
| Average Weekly Price (38 wks) | £315 | £378 | £410 | £414 | £604 | £558 |
| Post 16 - Total Placements | 338 | 440 | 472 | 464 | 490 | 380 |
| Average Weekly Price (38 wks) | £282 | £255 | £284 | £290 | £329 | £322 |
| | | | | | | |
| Education other than at School SENHN No.s | 20 | 7 | 12 | 11 | 12 | 13 |
| Average Weekly Price (38 wks) | £382 | £681 | £585 | £602 | £551 | £515 |
| Other Alternative Dravision CENAD No. 4* | | 25 | 20 | 10 | | |
| Other Alternative Provision SENAP No.s * | | 35 | 38 | 46 | 55 | 50 |
| Average Weekly Price (38 wks) | | £247 | £379 | £375 | £402 | £366 |
| OLA Special Schools No.s | 79 | 88 | 104 | 109 | 104 | 104 |
| Average Weekly Price (38 wks) | £476 | £563 | £571 | £527 | £570 | £606 |
| Fault Vague High Needs Support No. o /FHCDs only | 20 | 25 | 27 | 22 | 20 | 22 |
| Early Years High Needs Support No.s (EHCPs only | 36 | 35 £175 | 27 | 22 | 20 | 23 |
| Average Weekly Price (38 wks) | £133 | ±1/5 | £168 | £216 | £215 | £201 |
| Special Schools No.s | 483 | 492 | 520 | 520 | 521 | 517 |
| Average Weekly Price (38 wks) | £521 | £561 | £578 | £577 | £567 | £577 |
| Posource Pases No.s | 142 | 139 | 149 | 152 | 152 | 1 4 5 |
| Resource Bases No.s | £520 | £570 | | | 153 | 145 |
| Average Weekly Price (38 wks) | £520 | £5/0 | £515 | £508 | £514 | £583 |
| PLC No.s | 150 | 169 | 170 | 170 | 170 | 170 |
| Average Weekly Price (38 wks) | £646 | £600 | £542 | £561 | £615 | £622 |

^{*} during 2020/21 Alternative provision costs for Children in School monitored separately.

DSG Recovery Performance

- 16. As previously reported South Gloucestershire Council entered into a Safety Valve Agreement with the Department for Education.
- 17. As part of the agreement, the Department for Education will support the council over the next 6 years to help clear the historical deficit. The first payment of £10,500k was

7

received on 31st March 2022 and future instalments will be received following the submission of quarterly progress reports.

- 18. During 2022/23 three quarterly progress reports were submitted to the Department for Education. As part of the third quarterly submission the Department for Education asked local authorities to update their future years safety valve figures to include the initial DSG funding announcement for 2023/24 and future spend based on current demand and price pressures as well as updated savings targets. Following submission of the third quarterly return the Department for Education contacted the council to advise its intention to bring forward some of the payments planned for future years and make an additional advanced payment of £2.5m in 2022/23 financial year. This results in a 2022/23 total safety valve payment to £5.5m (original £3m plus £2.5m in advance) which is in recognition of the achievements made to date with regards to the targets in the Safety Valve agreement.
- 19. Whilst this early payment reflects the good progress to date on implementing changes in line with the Safety Valve agreement, pressure continues around the number of Education, Health and Care Plans (EHCPs) being requested, as well as continued price increases relating to the costs of supporting young people with an EHCP. The SEND pressures do continue to be a significant risk which will continue to be reviewed and reported to Schools Forum in future reports and via the quarterly returns to the DFE.

Author

Caroline Warren, Finance Business Partner

Tel: 01454 863153

South Gloucestershire Council

Schools Forum - For Decision

28 September 2023

FALLING ROLLS FUND

Purpose of Report

To seek approval from the Schools Forum to implement a proposed new policy that has been developed for Falling Rolls for Primary and Secondary Schools in South Gloucestershire

Recommendations

- 2 The Schools Forum is recommended to:
 - Provide views on the matters covered in this report
 - Agree to the policy implementation
 - Agree to the formation of a small working group of Schools Forum representatives to support where necessary any exceptional funding requests

Background

- 3. The purpose of the falling rolls fund is to provide financial support to schools where there is a temporary fall in pupil numbers, but numbers are forecast to recover back to previous levels within 3 years or due to demographic location the existing PAN would have been reduced naturally within 3 years.
- 4. The funding is designed to support schools to avoid the need to take costly actions due to the temporary reduction in their capacity when demographic data shows capacity will be needed for expansion in the future or where the existing PAN will be reduced over the coming years.
- 5. The DfE state that schools must be rated Good or Outstanding by Ofsted to be eligible to access funding from a Falling Rolls Fund.
- 6. SGC propose to fund the falling rolls by top slicing the DSG growth funding to create a small fund to support schools with falling rolls which met set criteria.

Key Points

7. The criteria and amount must be agreed by the Schools Forum and applied fairly to academies and maintained schools. The DfE & SGC are clear that this funding is not intended to provide support to schools with falling rolls because they are unpopular or of low quality.

- 8. Any unspent falling rolls funding at the end of the financial year will be added back into the funding formula. The falling rolls fund will need to be capped to ensure schools with growth are properly recompensed from the growth fund.
- 9. The eligibility criteria and operating methodology for the SGC Falling Rolls Fund is as follows:
 - The current year pupil roll is compared to the previous year census
 - The eligibility threshold is a decrease of the greater of 5% or 5 pupils for Primary Schools and 5% for Secondary Schools between the current year census and the previous year census
 - Funding allocations from the Falling Rolls Fund are based on the Primary AWPU funding level for Primary Schools and the average of the key stage 3 and 4 AWPU funding levels for Secondary Schools.

| AWPU | Rates for |
|-----------|-----------|
| Funding | 23/24 |
| Primary | £3,362.75 |
| Average | |
| KS3 & KS4 | £5,042.14 |

- Funding will be allocated up to the AWPU rate for the difference between: the
 current year October number on roll and; the lower of number on roll at the
 previous October census and the forecast number on roll using admissions data
 where the pupil numbers are increasing to the level of the previous census within
 3 years of the current year or a reduction in PAN has been implemented due to
 demographic locality and natural reduction.
- At least 80% of the pupils attending the school are from the catchment area of the school.
- Schools with excessive balances would not be eligible for funding from the Falling Rolls Fund. An excessive balance is deemed to be a revenue balance of 15% or more of delegated budget funding.
- Schools are limited to 2 consecutive years for the receipt of funding.
- The overall funding allocation which any school could receive from the Fund over 2 consecutive years is capped at £100k in order to ensure overall affordability
- Exceptional requests from any school who does not meet the eligibility criteria for the Fund but feels that they have a strong case for the receipt of a funding allocation from the Falling Rolls Fund will be considered. This consideration will take the form of the submission of an application for funding which would be presented to a Panel of LA officers and Schools Forum representatives.

Example 1 Primary School

| Ofsted Rating | Good |
|---------------------|----------|
| Revenue Balance % | 9% |
| October 2022 NOR | 240 |
| October 2021 NOR | 280 |
| Reduction in pupils | minus 40 |

| Admissions data forecast NOR for September 2023 | 260 | |
|---|--------|--|
| Difference in admissions data forecasts and October 2022 | | |
| Falling rolls fund will allocate funding up to AWPU rate for | | |
| Being the difference between October 2022 and the lower of the NOR at | | |
| October 2021 and forecast NOR at Sept 2023 using admissions data. Total | | |
| funding 20*£3,362.75 | 67,255 | |

Example 2 Primary School

| Ofsted Rating | Good |
|---|-----------|
| Revenue Balance % | 2% |
| October 2022 NOR | 240 |
| October 2021 NOR | 250 |
| Reduction in pupils | minus 10 |
| Admissions data forecast NOR for September 2023 | 260 |
| Difference in admissions data forecasts and October 2022 | plus 20 |
| Falling rolls fund will allocate funding up to AWPU rate for | 10 pupils |
| Being the difference between October 2022 and the lower of the NOR at | |
| October 2021 and forecast NOR at Sept 2023 using admissions data. Total | |
| funding 10*£3,362.75 | 33,628 |

Example 3 Secondary School

| Ofsted Rating | Poor |
|---|----------|
| Revenue Balance % | 5% |
| October 2022 NOR | 750 |
| October 2021 NOR | 800 |
| Reduction in pupils | minus 50 |
| Admissions data forecast NOR for September 2023 | 800 |
| Difference in admissions data forecasts and October 2022 | plus 50 |
| Falling rolls fund will not allocate funding due to Ofsted rating | 0 |

Example 4 Primary School

| Ofsted Rating | Good |
|--|----------|
| Revenue Balance % | 5% |
| October 2022 NOR | 240 |
| October 2021 NOR | 250 |
| Reduction in pupils | minus 10 |
| Admissions data over the next 3 years shows that the number of places | |
| required are expected to fall to 225 and do not | 225 |
| The school will not qualify for falling rolls funding as the fall in pupil numbers | |
| is not expected to be temporary | |

Example 4a Primary School

| · · · | |
|--|----------|
| Ofsted Rating | Good |
| Revenue Balance % | 5% |
| October 2022 NOR | 240 |
| October 2021 NOR | 250 |
| Reduction in pupils | minus 10 |
| Admissions data over the next 3 years shows that the number of places | |
| required are expected to fall to 225 and school has reduced PAN 210 | 225 |
| Difference in admissions data forecasts and October 2022 | plus 15 |
| Being the difference between New PAN and the lower of the NOR at October | |
| 2021 and forecast NOR at Sept 2023 using admissions data. Total funding | |
| 15*£3,362.75 | 50,441 |

Funding for 23/24

10. Currently there are two Primary schools that are eligible for the falling rolls fund in financial year 23/24

RECOMMENDATIONS

The Schools Forum is recommended to:

- Note the background, purpose and key highlights
- Provide views on the matters covered in this report
- Agree to the policy implementation
- Agree to the formation of a small working group of Schools Forum representatives to support where necessary any exceptional funding requests

CURRENT POSITION ON SCHOOL PLACES ACROSS SCHOOLS SYSTEM IN SOUTH GLOUCESTERSHIRE (ALL WARDS) (Hilary Smith)

PDF document attached separately.

SOUTH GLOUCESTERSHIRE COUNCIL

Schools Forum

28th September 2023

SAFETY VALVE UPDATE (Verbal) (Mustafa)

South Gloucestershire Council

REPORT TO: Schools Forum for Consultation

DATE: 28th September 2023

REPORT TITLE: Banding and Top-Up Funding Arrangements for Pupils with

Education and Healthcare Plans (EHCPs) - Year 2

All Wards

Purpose of Report

1. To update the Forum on moving to the second year of the SEND Top-Up and Banding Arrangements. In February 2022 The Council through Cabinet and Full Council approved the implementation of new banding and Top-Up Funding arrangements with specific transitional protection to apply over academic years 2022/23 to 2024/25.

Recommendations

The Forum is being consulted on continuing to the second year of the new SEND and Top-Up and Banding Arrangements for Mainstream Schools.

Policy

- 2. The School and Early Years Finance (England) Regulations set out requirements local authorities have to follow in establishing funding arrangements for schools. These regulations are supplemented by the DfE's High Needs Operational Guide 2023/24 that provides specific guidance regarding the funding arrangements for supporting pupils with special educational needs and disabilities (SEND).
- 3. The source of funding to support schools and SEND pupils is a ring-fenced grant received by local authorities known as the Dedicated Schools Grant (DSG). Local Authorities must distribute an element of the Schools Budget to their maintained schools using a formula which accords with the regulations made by the Secretary of State for Education and enables the calculation of a budget share for each maintained school. The financial controls within which delegation works are set out in the Council's Scheme for the Financing of Schools.
- 4. The DSG is allocated to local authorities in 4 blocks as follows:
 - Schools Block: relates mainly to funding for mainstream school budget shares

- High Needs Block: relates to funding to support children and young people with Special Educational Needs and Disabilities (SEND),
- Early Years Block: relates to funding for supporting nursery education providers and other general early years education responsibilities,
- Central Services Block: relates to funding to support LA statutory responsibilities relating to schools.
- 5. Requirements relating to each of the blocks and the DSG in totality are covered in the regulations previously mentioned.

Background

- 6. South Gloucestershire Council carried out a review of how Top-Up Funding (TuF) and banding is undertaken and found that the previous system was very complex, decisions were not always consistent and proportionate to the assessed needs of the children and young people. This often led to confusion for parents, schools and officers and a lack of transparency.
- 7. In January 2021, a working group, led and facilitated by 2 independent SEN consultants, was commissioned to carry out this review.
- 8. The Review highlighted the previous complex and confusing arrangements including a plethora of funding allocation methodologies. The following table shows the multitude of funding arrangements shown in red that had previously applied.

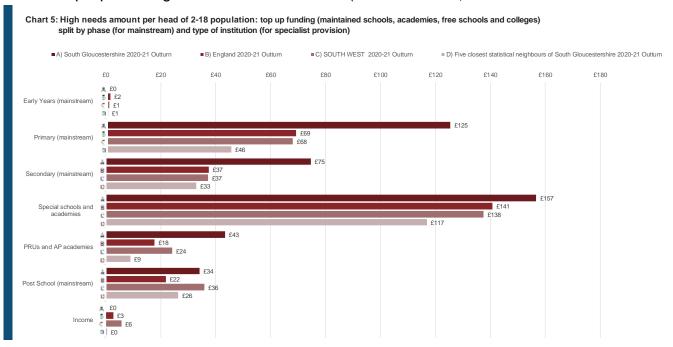
| Type of provision | Funding arrangements | How decisions are made | | |
|-----------------------|------------------------------------|--|--|--|
| | Without EHCP | With EHCP | | |
| Early years | Discretionary Inclusion funding | Matrix (hourly rate amended for EY, currently £9.40 per hour) | SEN Panel | |
| Mainstream schools | Cluster funding | Ready reckoner Matrix Individual funding arrangements | SEN Panel | |
| Special schools | None | - Banding - Individual funding arrangements | Special schools request bands, LA decides (SEN panel, EHCP team leader/Manager) | |
| Resource Bases | None | - Fixed rate tops ups for some RBs - Banding - Individual funding arrangements | RBs request top up funding, LA decides (Team Leader, countersigned by Team Manager) | |
| FE | None | Individual costing requested by colleges | Colleges request top up funding, not considered by a panel (Team Leader, countersigned by Team Manager) | |

9. The table above highlighted the critical need to move to a universal banding and TuF system to instil clarity and transparency for all stakeholders. As a result new banding and top-up arrangements were adopted from September 2022.

Benefiting from Approaches Many other LAs have Adopted

10. The previous approaches also created a lopsided system within South Gloucestershire. The review found that South Gloucestershire, was characterised with more children being identified as requiring an EHCP than other comparable LAs. The funding allocated as TuF was (and still is), on average, much higher than in most other local authorities across the country. This factor can clearly be seen in the following charts:

Chart 1: Top Up Funding for Mainstream Schools (DfE 2020/21 Data)



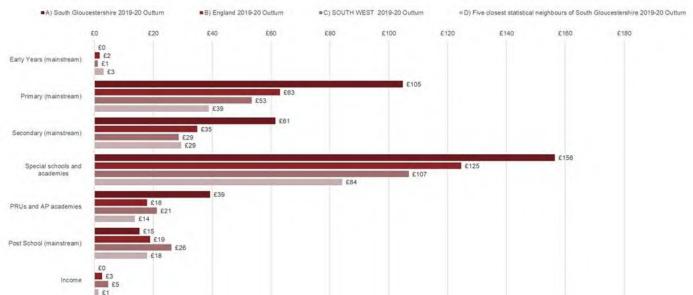


Chart 2: Top Up Funding for Mainstream Schools (DfE 2019/2 Data)

- 11. Put simply, our local SEND system cannot be sustained while we continue to be such an extreme outlier on this important measure.
- 12. The question of why we are such an extreme outlier is of course important and for an answer one can look to both local knowledge and national findings. The DfE conducted a major review of the SEND system and one of the issues reviewed was this challenge of growing EHCP numbers and TuF allocations. Much of the evidence offered to the review on this issue centred on the fact that school budget shares had been suppressed for a number of years as part of measures to balance the national public finances. As schools are required to meet the needs of pupils with lower levels of SEND needs and the first £6000 of all pupils assessed with EHCPs from their own budget shares, it has obviously been challenging for them to do so while their funding had been suppressed. This increased pressure for funding support through EHCPs and TuF. South Gloucestershire was (and is still) one of the lowest funded LAs in the country for school funding for many years and so it is reasonable to assess that the pressure highlighted in evidence to the SEND review would have had maximum impact for a LA like South Gloucestershire.
- 13. Similar findings were found in a thorough Report produced by the National Audit Office, which can be accessed here: Support for pupils with special educational needs and disabilities in England National Audit Office (NAO) Report. One key finding from the report was:

"Mainstream schools are expected to cover the first £6,000 of support for a child with SEND from existing budgets and cost pressures can make them reluctant to admit or keep pupils with SEND"

14. This situation had changed, however, in recent years. The very welcome news is that since the introduction of the National Funding Formula the disparity between South Gloucestershire and the average LA in terms of School Funding has reduced significantly. Funding for schools in South Gloucestershire has in fact increased by £39.878m since 2017-18 as shown in the following table:

| | 2017- 2018 | 2018- 2019 | 2019- 2020 | 2020- 2021 | 2021- 2022 | 2022- 2023 | Total Increase 17/18 to 22/23 | Total % Increase 17/18 to 22/24 |
|-----------------|---------------|---------------|---------------|---------------|---------------|---------------|--|--|
| | £000 | £000 | £000 | £000 | £000 | £000 | £000 | £000 |
| Schools Funding | 151,151 | 151,188 | 154,981 | 163,920 | 179,265 | 191,029 | 39,878 | 26.4% |
| Notional SEND | 16,627 | 16,631 | 17,048 | 18,031 | 19,719 | 21,013 | 4,387 | 26.4% |

- 15. The table also shows how the element of school budget shares that is available to support pupils with SEND, known as Notional SEND, has also automatically increased by £4.387m over the same period. The way to understand this is that at least an extra £4.387m was available from the extra £39.878m for schools to support their SEND pupils.
- 16. It was demonstrated that the approved reductions to TuF rates for schools would be more than offset by the increase in Notional SEND that had already been delivered into school budget shares. The reasonable expectation was, therefore, that the reduced TuF rates will be a rebalancing of expenditure to match where the funding now is i.e. the increased notional SEND that has flowed into school budgets.

Developing a Sustainable System

- 17. The gap between the funding we receive and our expenditure is significant, and has risen to around £8m pa. In year deficits over recent years meant that the cumulative deficit stood at around £32m by the end of 2021-22. Recovering such a large deficit would normally require drastic reductions in spending for a prolonged period of time. However, the Council has successfully entered into a Safety Valve Agreement with the DfE which means the DfE will provide £25m to the Council to clear a significant element of the historic cumulative deficit. The Council worked hard to develop a recovery plan and gain confidence from the DfE that the Council could deliver the change needed to create a financially sustainable system. It would have been difficult if not impossible to gain that confidence in our plan if our EHCP numbers and TuF rates continued to mean we were such an outlier compared to most other LAs. Moving our performance on these two measures to where most other LAs are, was therefore a critical element of gaining the Safety Valve funding of £25m.
- 18. The important consideration is that without the DfE's injection of £25m the Council and schools would have needed to save that amount themselves requiring a much greater and longer impact on schools.

New Banding and TuF System

- 19. The new banding and top-ups were introduced from September 2022 and were introduced with significant transitional protection.
- 20. Chart 1 showed that the reductions in South Gloucestershire top-up levels needed to reach the England averages would need to be: Primary - 40%, Secondary - 43%, Special - 20%, PRUs - 54%. Independent/Private - 21%
- 21. To ensure we take manageable steps to a balanced budget position the aim was and is to move towards the England Averages for the proportion of pupils supported with EHCPS and top up levels rather than to them.
- 22. Top up level changes approved were as follows:

25% reduction rather than 40%/43% Prim/Sec: Spec: 14% reduction rather than 20% PRU: 17% reduction rather than 54% Ind/Priv: 10% reduction rather than 21%

23. Taking manageable steps was an important factor in the changes introduced and this was to be achieved by applying transitional protection. The target to achieve in top-up reductions was chosen to be a much lower target than the data would suggest (25% rather than 40%/43% for primary/secondary) and it was to be done in a phased way over 3 years e.g. for prim and secondary:

> 2022/23 - 7% 2023/24 - 10% 2024/25 - 8%

- 24. Year 1 of transitional protection was implemented from September 2022 and has on the whole been absorbed by schools with minimum reported turbulence. It is now time to move to year 2 with reduced protection, but before doing so officers wanted to carry out due diligence and conducted a major piece of work to assess schools readiness and ability to cope with protection reducing as set out in paragraph 24.
- 25.A sample of EHCPs were reviewed in detail to assess whether the next phase of TuF rates with reduced protection that would apply from September 2023 would deliver sufficient funding to allow the pupils needs as set out in Section F of the EHCP to be fully met.
- 26.48 EHCPs from a representative sample of schools and bandings were reviewed in this way. The review team included Educational Psychologists, EHCP Team representatives and finance representatives. This work took place over a number of months and each EHCP was reviewed at a very detailed level.

27. Across the 16 schools and the 48 EHCPs there was an overall **surplus** of funding available to schools of just over £31k i.e. the overall funding received by the schools was £31k greater than the costs of the EHCPs. That was also after the costings took into account recent pay awards and other inflationary costs and a £6k contribution from the schools to each EHCP.

| | | | | 2025/26 |
|---------|-------------|---------------|--------------|--------------|
| | | | 2023/24 Yr | Banding |
| | | 2022/23 Yr 1 | 2 Protection | with no |
| EHCPs | | Protection 7% | 10% | protection |
| Sampled | RR vs 2022- | Surplus(-)/ | Surplus(-)/ | Surplus(-)/ |
| No. | 23 Cost | Shortfal(+) | Shortfal(+) | Shortfall(+) |
| 48 | -£88,299 | -£86,956 | -£31,037 | £72,714 |

- 28. For transparency, it is important to highlight that there were some individual EHCPs where the assessed cost was greater than the TuF rate but in many cases within the schools affected there were other EHCPs were the TuF funding received was compensating for this by being greater than the assessed cost. Where EHCPs assessed costs were greater than the TuF rate there appeared to be a pattern of them being historic EHCPs using the Ready Reckoner approach which gave little flexibility for schools in terms of how they met needs. Through the annual review process and over time the tendency will be for these to phased out.
- 29. A second pattern that emerged was that the surplus of TuF funding compared to assessed costs appeared to be greater for the lower bands than was the case for the higher bands. This has identified an area to review when this exercise is repeated next year and there may be a case at that stage to rebalance the TuF rates towards the higher bandings, subject to the evidence that emerges.
- 30. Again, for full transparency, the sampling did show that in 2025/26 academic year, once all the protection has ceased, the overall position would switch to being a shortfall. It would therefore be a difficult case to make to move to that position in 2025/26 (academic year) unless the sampling evidence changes due to, for example the further phasing out of the historic EHCPs. At that point the latest DfE benchmarking data will also need to be assessed to see if South Gloucestershire's outlier position had changed.
- 31. Importantly, a critical part of the new banding arrangements is that schools can seek, through the annual review process, to have the banding level of an individual EHCP to be looked at and reviewed. That is and will continue to be available for any school where the TuF funding can demonstrably be shown to be insufficient to meet the needs identified in the EHCP. With that important protection in place and given that for the sampled EHCPs, schools in aggregate received more funding than the aggregate of the costs of the EHCP, then this does give assurance that year 2 of the new TuF rates with reduced protection will be manageable for schools.

- 32. When the new banding and top-Up rates were introduced, the Council agreed to undertake this annual review before the next phase of reduced protection occurred and this exercise will be repeated next year and again reported to the Forum.
- 33. The conclusion of the sampling exercise does give confidence that the next phase of reduced transitional protection is manageable for schools and given the continued picture of South Gloucestershire TuF rates still being significantly higher than all comparators it is right to move to the next phase of reduced Transitional Protection.

Author:

Mustafa Salih

Background Papers

Budget Report – Council February 2022 DSG Funding Tables 2023-24 School Funding Operational Guidelines - DFE

SCHOOLS FORUM FORWARD PLAN

| Propose | d dates for | 2023/ | 24 Academic Year: | |
|-----------------|---|-------|--|-----------------|
| Sept 2023 | 28 th | 1 | Schools Forum Membership Briefing Note | Michelle Trigg |
| | | 2 | Outturn DSG Report 2022-23 | Caroline Warren |
| | | 3 | Proposed Financial Arrangements – Falling Pupil Numbers | Caroline Warren |
| | | 4 | Current position on school places across schools system in South Gloucestershire (All Wards) | Hilary Smith |
| | | 5 | Safety Valve Update (Verbal) | Mustafa Salih |
| | | 6 | SEND Bandings and Top-Up Arrangements - Update | Mustafa Salih |
| | | | | |
| Nov 2023 | 2 nd | 1 | Special Schools Funding Update | Mustafa Salih |
| Nov/Dec 2023 | 30 th Nov or 7 th Dec | | | |
| | | | | |
| Jan 2024 | 18th | | | |
| March 2024 | 7 th | | | |
| May 2024 | 9 th | | | |
| July 2024 | 4th | | | |

ANY OTHER BUSINESS