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| | <p style="text-align: center;">Assets, Regeneration and Growth Committee</p> <p style="text-align: center;">15th December 2014</p> |
| <p style="text-align: right;">Title</p> | <p>Pavilion Way HA8 proposed change of Academy school</p> |
| <p style="text-align: right;">Report of</p> | <p>Val White Lead Commissioner, Schools Skills and Learning Coordinator</p> <p>Chris Smith, Head of Estates Management</p> |
| <p style="text-align: right;">Wards</p> | <p>Burnt Oak</p> |
| <p style="text-align: right;">Status</p> | <p>Public</p> |
| <p style="text-align: right;">Enclosures</p> | <p>None</p> |
| <p style="text-align: right;">Officer Contact Details</p> | <p>George Church, Principal Valuer, george.church@barnet.gov.uk</p> |

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| <p>Summary</p> |
| <p>On 4th November 2013 the Council’s Cabinet Resources Committee 4 November 2013, Decision Item 6 resolved:</p> <ol style="list-style-type: none"> 1. That authority be given for the disposal of up to one acre of the southern end of the Pavilion Way site shown on drawing number 23839 to Taylor Wimpey UK Limited (“Taylor Wimpey”) for development as housing subject to receipt of a satisfactory planning permission. 2. That following agreement of the consideration to be received from Taylor Wimpey the proposal is referred to a future meeting of the Council’s Cabinet Resources Committee. 3. That the Council enters into an agreement for lease with the Department for Education (DfE) and The Marco Polo Academy for funding by the DfE for the development of the remainder of the site as a primary academy school with approximately 360 pupils together with a community sports facility. The agreement for lease will provide for the Council to grant a 125 year Academy Lease of the completed school and sports facility |

to The Marco Polo Academy based on the DfE model form of lease in accordance with the Academies Act 2010. The Academy Lease will provide for the Academy to maintain and run the sports facility for local people.

Cabinet Resources Committee on the 16th December 2013 confirmed this decision following a referral of the decision by the Business Management Overview & Scrutiny Committee.

The Department for Education has advised that the proposed new free school at Pavilion Way site will no longer be sponsored by the Marco Polo Academy Trust. The new proposer approved by the Department for Education to sponsor the school is Belle Vue Place Education Trust. The Belle Vue Place Education Trust will operate a two form entry free school offering school places to 60 children in the area each year starting in September 2015. All other aspects in relation to the disposal of the site remain the same.

The purpose of this report is to approve the replacement of the education sponsor, Marco Polo Academy Trust by the new education sponsor, Belle Vue Place Education Trust, in relation to the decision confirmed by the Cabinet Resources Committee on 16th December 2013 for the development of the Pavilion Way site and to propose that in future, in order to reduce the administrative burden on the Assets, Regeneration and Growth Committee, that any further decisions related to education sponsorship of the school are delegated to the Director for Children's Services.

Recommendations

That the Assets, Regeneration and Growth Committee:

- 1. Note the decision of the Department for Education to approve the Belle Vue Place Education Trust to be the sponsor for the new free school to be provided as part of the development at Pavilion Way.**
- 2. Approve the replacement of the education sponsor, Marco Polo Academy Trust by the new education sponsor, Belle Vue Place Education Trust, in relation to the decision confirmed by the Cabinet Resources Committee on 16th December 2013 for the development of the Pavilion Way site.**
- 3. Delegate any further decisions in relation to the education sponsorship of the school to the Director for Children's Services.**

1. WHY THIS REPORT IS NEEDED

1.1. On 4th November 2013 the Council's Cabinet Resources Committee, Decision Item 6, resolved:

- 1.1.1. That authority be given for the disposal of up to one acre of the southern end of the Pavilion Way site, shown on drawing number 23839, to Taylor Wimpey UK Limited ("Taylor Wimpey") for development as housing, subject to receipt of a planning permission.

1.1.2. That, following agreement of the consideration to be received from Taylor Wimpey, the proposal is referred to a future meeting of the Council's Cabinet Resources Committee.

1.1.3. That the Council should enter into an agreement for lease with the Department for Education (DfE) and The Marco Polo Academy, for funding by the DfE for the development of the remainder of the site as a primary academy school with approximately 360 pupils together with a community sports facility. The agreement for lease provided for the Council to grant a 125 year Academy Lease of the completed school and sports facility to The Marco Polo Academy, based on the DfE model form of lease in accordance with the Academies Act 2010. The Academy Lease provided for the Academy to maintain and run the sports facility for local people.

1.2. Cabinet Resources Committee on the 16th December 2013 confirmed this decision following a referral of the decision by the Business Management Overview & Scrutiny Committee.

1.3. In relation to point 1.1.3 of the Council decision, the Department for Education has since advised that the proposed new free school at Pavilion Way site will no longer be sponsored by the Marco Polo Academy Trust. The new proposer approved by the Department for Education to sponsor the school is Belle Vue Place Education Trust.

1.4. The Belle Vue Place Education Trust currently operates a number of free schools in London with more set to open in September 2015. The proposal at Pavilion Way will see the Trust offering school places to 60 new children in local area each year starting in September 2015. Once full, the school will accommodate 420 children in total. The school will be a non-denominational, co-educational provision that will welcome children from all backgrounds.

1.5. This report is needed because of the change in the proposed school sponsor and the education offer at the site.

1.6. All other aspects in relation to the disposal of the site remain the same.

2. REASONS FOR RECOMMENDATIONS

2.1. The Department for Education is responsible for approving free school proposals and for funding the capital costs of building free schools. The Department for Education has already informed the council that the proposed new free school at Pavilion Way site will now be sponsored by the Belle Vue Place Education Trust so the recommendation is that this should be formally noted and approved by the committee, for completeness.

2.2. Delegation of further decisions on sponsorship of the school to the Director for Children's Services will reduce the burden on the ARG committee in future, should a similar issue arise.

3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED

3.1. The proposal not to proceed with the development of the site to provide new school places on the basis of a change in school sponsor was considered but rejected. This part of the borough has a shortage of primary school places and the change in school sponsor to Belle Vue Place Education Trust will enable to the proposal to proceed and will provide a new two form entry primary school offering non-denominational, co-educational school places that will welcome children from all backgrounds.

4. POST DECISION IMPLEMENTATION

4.1. Heads of Terms for the grant of an academy lease to Belle Vue Trust will be agreed with the DfE and a planning application will be made for the development of the site. The agreement for lease will be entered into once planning permission has been granted.

5. IMPLICATIONS OF DECISION

5.1. Corporate Priorities and Performance.

5.1.1 The proposal confirmed by the Cabinet Resources Committee in December 2013 to enable a school to be provided alongside improved sporting facilities assists towards delivering the Council's priority set out in its Corporate Plan for 2013-2016 of promoting responsible growth, development and success across the borough. The Committee considered that the construction of a new school and an area of all-weather pitch to be used both by the school and local people would provide primary school places in an area of high demand for school places. The change in school sponsor enables this vision to proceed, with the school offering non-denominational, co-educational school places that will welcome children from all backgrounds in the area. The new facilities on the site will assist the Council in meeting its key priority outcome of creating better life chances for local people to keep fit by using the proposed all weather pitch.

5.2. Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability).

5.2.1. The proposal by the Department for Education to substitute the Belle Vue Place Education Trust for the Marco Polo Academy will have no financial impact for the council.

5.2.2. The Belle Vue Place Education Trust proposal is for a two-form entry primary school for 420 pupils. The Marco Polo proposal was for a two form entry primary school accommodating 360 pupils, proposing slightly fewer children in each form of entry. However the accommodation requirements for a two form entry school remain the same in relation to the number of classrooms etc. As the Belle Vue Place Education Trust is offering a non-denominational, co-educational offer it is likely that more children from the immediate locality will apply. The school design and development will be subject to the planning consent process.

6. LEGAL AND CONSTITUTIONAL REFERENCES

6.1. Council Constitution, Responsibility for Functions, Annex A – sets out the terms of reference of the Assets, Regeneration and Growth Committee which includes, “Asset Management – all matters relating to land and buildings owned, rented or proposed to be acquired or disposed of by the Council.”.

7. RISK MANAGEMENT

7.1. There is no risk to the Council of a change in the education sponsor for the proposed free school.

8. EQUALITIES AND DIVERSITY

8.1. The Belle Vue Place Education Trust will offer non-denominational, co-educational school places that will welcome children from all backgrounds in the area. As the school will be open to all children in the local area to apply for a school place, there are no adverse equalities implications. Establishing a high quality education offer in the west of the borough, open to all children is likely to have a positive impact on equalities.

9. CONSULTATION AND ENGAGEMENT

9.1. As the proposal is a change in the education sponsor for the new school, no consultation by the council is considered to be necessary. The new education sponsor is required to deliver any consultation requirements of the Department for Education as part of establishing a free school.

10. BACKGROUND PAPERS

Cabinet Resources Committee 4 November 2013 Agenda item 12
<http://barnet.moderngov.co.uk/documents/s11396/Pavilion%20Way%20HA8%20proposed%20disposal.pdf>

Business Management Overview and Scrutiny Committee 18 November 2013
Decision Items 6-9
<http://barnet.moderngov.co.uk/ieDecisionDetails.aspx?ID=5027>

Cabinet Resources Committee on 16th December 2013 for the development of
the Pavilion Way site.
<http://barnet.moderngov.co.uk/ieDecisionDetails.aspx?ID=5086>

MEETING**ASSETS, REGENERATION AND GROWTH COMMITTEE****DATE AND TIME****MONDAY 15TH DECEMBER, 2014****AT 7.00 PM****VENUE****HENDON TOWN HALL, THE BURROUGHS, LONDON NW4 4BQ**

Dear Councillors,

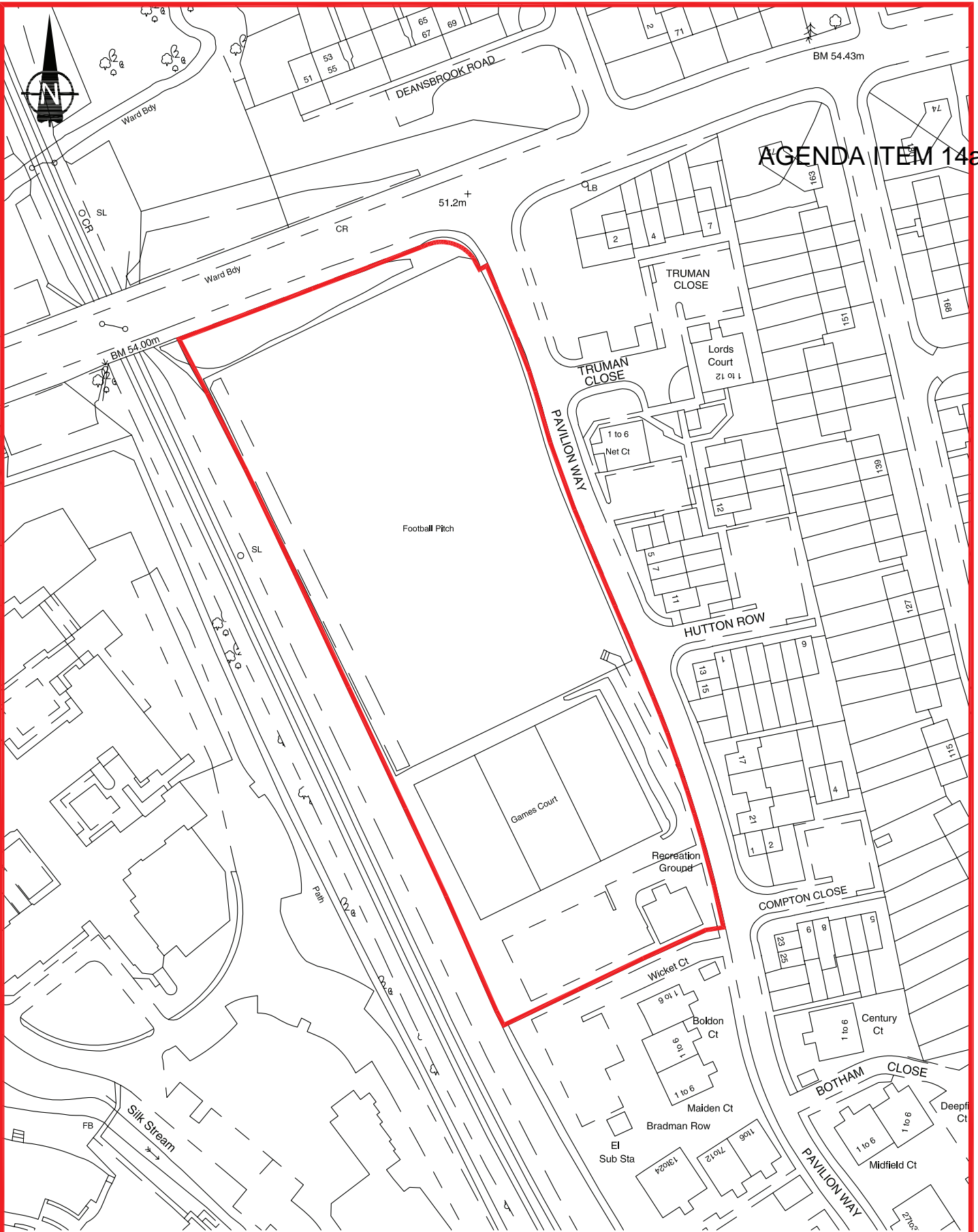
Please find enclosed additional papers relating to the following items for the above mentioned meeting which were not available at the time of collation of the agenda.

| Item No | Title of Report | Pages |
|---------|---|-------|
| 14 (a) | PAVILLION WAY - CHANGE OF FREE SCHOOL SPONSOR | 1 - 2 |

Faith Mwende: faith.mwende@barnet.gov.uk, 020 8359 4917

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AGENDA ITEM 14a



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| Initiated by GC | SCHEME: PAVILION WAY SPORTS CENTRE, PAVILION WAY, BURNT OAK | Nick Walkley, Executive Director for Resources. |  |
| Drawn by CB | | | |
| Checked by AJP | TITLE: LOCATION PLAN | London Borough of Barnet, North London Business Park, Oakleigh Road South, New Southgate, London, N11 1NP. Tel. 020 8359 2000 | DRAWING No. |
| Date 19.11.07 | | | Scales 1:1250 |

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