

Executive Board – 16th July 2024

Subject:	Expansion of Bluecoat Wollaton Academy
Corporate Director(s)/Director(s):	Ailsa Barr – Corporate Director for People, Interim Corporate Director for Children’s Integrated Services
Portfolio Holder(s):	Councillor Cheryl Barnard, Executive Member for Children, Young People and Education
Report author and contact details:	April Corey April.corey@nottinghamcity.gov.uk
Other colleagues who have provided input:	Lucy Juby, School Organisation & Place Planning Manager Lucy.Juby@nottinghamcity.gov.uk
Subject to call-in:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Key Decision:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Criteria for Key Decision:	
(a)	<input checked="" type="checkbox"/> Expenditure <input type="checkbox"/> Income <input type="checkbox"/> Savings of £750,000 or more taking account of the overall impact of the decision
and/or	
(b)	Significant impact on communities living or working in two or more wards in the City <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Type of expenditure:	<input type="checkbox"/> Revenue <input checked="" type="checkbox"/> Capital If Capital, provide the date considered by Capital Board Date: 04.06.2024
Total value of the decision:	£10,300,936.23
Section 151 Officer expenditure approval	Has the spend been approved by the Section 151 Officer? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> N/a Spend Control Board approval reference number: 4384
Commissioner Consideration	Has this report been shared with the Commissioners’ Office? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Any comments the Commissioners wish to provide are listed below.
Wards affected:	Wollaton West
Date of consultation with Portfolio Holder(s):	05.06.2024
Relevant Council Plan Key Outcome:	
Clean, Green and Connected Communities	<input type="checkbox"/>
Keeping Nottingham Working	<input type="checkbox"/>
Carbon Neutral by 2028	<input type="checkbox"/>
Safer Nottingham	<input type="checkbox"/>
Child-Friendly Nottingham	<input checked="" type="checkbox"/>
Living Well in Our Communities	<input type="checkbox"/>
Keeping Nottingham Moving	<input type="checkbox"/>
Improve the City Centre	<input type="checkbox"/>
Better Housing	<input type="checkbox"/>
Serving People Well	<input checked="" type="checkbox"/>
Summary of issues (including benefits to citizens/service users):	
<p>This project aims to increase secondary school capacity by two forms of entry / 60 places per year group at Bluecoat Wollaton Academy, in order to meet the demand for places. This includes science rooms, general classrooms and specialist technology spaces as well as a 3-court sports hall and ancillary spaces as necessary.</p> <p>There is a mixed and complex governance of secondary school provision in the City, with 19 secondary</p>	

academies operating across 9 separate trusts. However, school place sufficiency remains a statutory duty of Local Authorities under section 14 of the Education Act 1996, operating as commissioners of education. Our priority is to ensure there is sufficiency of school places in quality provision in areas of need, to promote high educational standards, ensure fair access to educational opportunities, promote diversity and increased parental choice and to promote the fulfilment of every child's educational potential.

Despite the investment in secondary capacity to date, there are still significant capacity challenges to meet the needs of the City's population. There has been a 32% increase in demand for secondary Year 7 admissions since 2016, as the larger cohorts have moved through from primary education into secondary, and significant place pressure is currently set to continue up to 2029. Whilst this cohort growth was anticipated to a degree, the demand has increased further due to increased inward migration to the city, adding to the pressure in the year of entry and across year groups.

It is essential that there are sufficient places for the growing number of secondary aged pupils within an accessible distance and to ensure quality and diversity of provision. Bluecoat Wollaton Academy delivers excellent educational outcomes, with an Ofsted rated 'Outstanding' provision. The school is significantly oversubscribed for applications and draws pupils from a wide geographical area, in particular the West and Central areas where the place pressure is high.

Does this report contain any information that is exempt from publication?

An appendix to the report is exempt from publication under paragraph 3 of Schedule 12A to the Local Government Act 1972 because it contains sensitive commercial information and, having regard to all the circumstances, the public interest in maintaining the exemption outweighs the public interest in disclosing the information. It is not in the public interest to disclose this information because this would release commercially sensitive information about the works and funding sources and as disclosure of this information at this stage could jeopardise the Council's negotiating position.

Recommendation(s):

- 1** To approve the allocation of funding from the Basic Need Fund and contribution from Archway Learning Trust totalling £10,300,936.23 for the expansion of Bluecoat Wollaton Academy (subject to approval by the Department of Education regarding the academy's 'significant change application' to expand the school) as set out in exempt appendix A and to amend the capital programme accordingly.
- 2** To authorise the procurement of necessary consultants to develop and deliver the expansion project using the SCAPE framework and delegate authority to the Corporate Director for People to award any procured contracts, complying with the Council Constitution and the relevant regulations subject to costs being contained in exempt appendix A.
- 3** To authorise the procurement of the construction contract for the expansion utilising the SCAPE framework to carry out the building works and to delegate authority to the Corporate Director for People to award any procured contracts, complying with the Council Constitution and the relevant regulations subject to costs being contained in exempt appendix A.
- 4** To procure external legal resources using compliant frameworks and to delegate authority to the Corporate Director for People to award any procured contracts, complying with the Council Constitution and the relevant regulations subject to costs being contained in exempt appendix A.
- 5** To enter into the necessary agreements with Archway Learning Trust to carry out the works and delegate authority to the Corporate Director for People in consultation with the Director of Legal Services to award the agreements.

1. Reasons for recommendations

- 1.1 Local Authorities (LA) have a statutory duty to ensure that there are sufficient school places under section 14 of the Education Act 1996. The Basic Need capital grant which Local Authorities receive from Government is intended to fund the expansion of physical capacity to create additional places.

- 1.2 Since 2017, Nottingham City has delivered capital investment in secondary schools to meet the significant growth in demand. Working in collaboration with trusts and academy schools, this has been delivered through a variety of measures, including permanent expansions, increased Pupil Admission Numbers (PANs) and temporary increases. Additionally, the LA supported the successful bid to the DfE for a new 1,200 place secondary school through the Department of Education's Central Free Schools Programme. Bluecoat Trent Academy opened on a temporary site in September 2021 and it will move to the new build on the permanent site in September 2024.
- 1.3 There are still, however, capacity challenges in order to meet the needs of the City's population and analysis of pupil forecasting data evidences that significant place pressure is currently set to continue up to 2029. There has been a 32% increase in demand for secondary Year 7 admissions since 2016. Demand is also growing across all year groups due to the number of in-year applications. There is a need for additional secondary capacity across all areas of the city, however, the greatest need is in the central, west, south west and north areas of the city. It is essential that there are sufficient places for the growing number of secondary aged pupils within an accessible distance and to ensure quality and diversity of provision.
- 1.4 To address this continued secondary place challenge, we are working positively with the Archway Learning Trust to seek approval for a 300 place expansion (60 extra places per year group) at Bluecoat Wollaton Academy, funded predominantly by the Basic Need funding the LA has received from Government for this purpose, with a contribution from the Archway Learning Trust, as set out in Appendix A.
- 1.5 Local Authorities are required to support the expansion of schools which are Ofsted rated 'Good' or above. Bluecoat Wollaton Academy deliver excellent educational outcomes, with an Ofsted rated outstanding provision in all categories. They are also well located in terms of pupil demand across a large geographical area of the city including the South West, West and Central areas of the city where more places are required now and for the foreseeable future. This will enable more pupils in the City to access a high performing school that performs consistently above national averages in every measure.

2. **Background (including outcomes of consultation)**

- 2.1 It is for LAs, academy trusts and schools to work to ensure the delivery of statutory functions and to balance the supply and demand of school places, in line with changing demographics locally and the longer term demand for places. Local factors need to be weighed up and the number of places available should be increased in response to need. To drive consistency and best practice in determining the most appropriate approach, there is also a requirement to work collaboratively with the Department of Education's (DfE) Regional Place Planning and Regional Director teams on these matters.
- 2.2 The DfE provides capital funding through Basic Need grant allocations to support LAs to meet their statutory duty, based on pupil forecasts and school capacity data. The LA Place Planning Lead ensures strong engagement and early discussions with the DfE to raise our local place planning challenges and rationale to inform proposals for the identification of good quality schools that are in the right locations and which have the potential capacity to expand provision. The DfE have been engaged early on the proposal to expand Bluecoat Wollaton Academy and to ensure it aligns with the wider area-based commissioning process and priorities.
- 2.3 The LA's Place Planning Lead has transparently shared and agreed the underpinning pupil forecast data with the DfE Regions Group. Forecasting demand for school places is inherently difficult, and additional factors like changes in international migration patterns make it even more challenging, as has been significant in the most recent years. The DfE Regions Group also provide support and challenge to LAs each year on submission of capacity and forecast data and

proposals identified to address need. The forecast methodology is then reviewed and updated as part of a continuous process to incorporate best practice and changing demographics.

- 2.4 The growth in secondary cohorts has been a challenge for many Local Authorities nationally and locally, with Nottinghamshire County Council also experiencing significant place pressure in their secondary schools. This also has an impact on the City's place planning challenges, particularly as the net loss of pupils from the city attending schools in the county has reduced from approximately 12% to 8% over the past decade, which has contributed to the growing demand in the city.
- 2.5 Councils have no powers to direct academies to expand. All secondary schools within Nottingham City are academies which can be a constraint when deciding on the location and types of accommodation to be provided. The LA's place planning strategy has been to work in partnership with all providers to deliver the required capacity, in a way that meets our educational priorities.
- 2.6 We have engaged with all trusts and secondary academies across the city to share pupil projections data, to reiterate the pressures and to urge that they collaboratively work with us to meet our statutory sufficiency duty to provide school places and to avoid children being without a place. Any solutions to meet the demand for school places requires academies to have the willingness to expand, as the Local Authority is unable to enforce this.
- 2.7 One of the solutions to meet the increase in secondary demand, has been the new 1,200 place secondary school, namely Bluecoat Trent Academy, run by Archway Learning Trust, which opened on a temporary site in September 2021 providing a further 8 forms of entry (FE). It will move to the new building on the permanent site in September 2024 and will already be full across years 7, 8, 9 and 10.
- 2.8 Despite this, there are still capacity challenges to meet secondary school place need for the City's population. Significant place pressure is currently set to continue up to and including 2029. The expansion proposed in this report is one of the solutions to address this challenge. The LA has been working positively with the Archway Learning Trust since September 2023, to explore the potential of a two form entry expansion of Bluecoat Wollaton Academy (BWA). This would grow the school each year by 60 extra places per year group, which over the five year period is an additional 300 places. The school would not be at full capacity until 2028, and with 210 places per year group, its size would be consistent with other schools operated by the same Trust.
- 2.9 Due to the current capacity of BWA, a Sports Hall and increased science provision will be provided in order to support the curriculum of the school in line with the Department for Education's Building Bulletin (BB)103 guidance.
- 2.10 A permanent expansion of BWA would alleviate some of the current space challenges as the school have been admitting additional children in recent years, to support the growing need in the communities they serve. Bluecoat Wollaton Academy deliver excellent educational outcomes, with an Ofsted rated 'Outstanding' provision, rated in all categories. They are significantly and consistently oversubscribed for applications (second highest in the city) and they draw pupils from a wide geographical area, in particular the South West, West and Central areas where the place pressure is high. Bluecoat Wollaton Academy is both distinctively Christian and inclusive in terms of its admissions criteria. It is clear about its ethos whilst also welcoming children of other faiths or no faiths from across the city. It also promotes an inclusive ethos for pupils with Special Educational Needs and disabilities. Pupils with SEND make strong progress and are exceptionally well supported.
- 2.11 Bluecoat Wollaton Academy also draws some pupils from the bordering County areas but on average this only makes up approximately 15% of the intake. Based on

this % average, with an expansion creating 60 extra places per year group (and 300 overall), approximately / on average 9 of the 60 pupils could be pupils living in the County. Therefore, expanding Bluecoat Wollaton remains a good option for addressing the capacity pressures in the city regardless of this trend in pupil movement. Other schools considered for an expansion also draw pupils from the County areas.

- 2.12 This expansion proposal aligns with the LA's school place planning priorities and will deliver high quality additional capacity which is accessible for pupils in areas of need and therefore reducing the resultant requirement for longer distance transport provision for pupils living further afield.
- 2.13 Bluecoat Wollaton Academy will accommodate additional pupils from September 2024 in temporary mobile classrooms, with a view to securing a permanent expansion, which will provide the education facilities required to meet the growth in pupil numbers. The additional capacity the Academy can provide from September 2024 will accommodate an extra 60 Year 7 pupils in a high quality and diverse provision. This capacity is vital to ensure sufficiency of places and to avoid pupils being without a school place this September 2024.
- 2.14 A contractor has been engaged from the SCAPE framework to carry out a feasibility study to understand the viability of the expansion project and its funding envelope as well as procuring temporary accommodation for the site. Temporary accommodation is required from September 2024 until the building works are complete in Summer 2026.
- 2.15 The feasibility report which has been completed by the SCAPE contractor, Lindum Group shows the entire project to be in-budget as noted in appendix A. The feasibility has been checked and challenged by independent technical advisers who have been procured by the NCC project team for this purpose.
- 2.16 Prior to contract award, there will be a further review by the independent technical advisers appointed by NCC in order to fully review costs and provide a best value/ recommendation report to NCC before the main contract is signed.
- 2.17 The Academy Trust must also submit a 'significant change' application to the DfE to approve the expansion proposal. A requirement of this application is for the Academy to undertake a four week statutory consultation process with all affected stakeholders including parents, schools and local residents. This consultation took place from 5th February to 11th March 2024. Details about the proposal to expand Bluecoat Wollaton Academy were set out and shared on the school website, via social media, direct letters to the local primary and secondary schools, to the LA, the Diocese and in leaflets distributed to residents in the local area. The LA also informed the local ward councillors of the proposal. Responses to the proposal were invited either via an online consultation feedback form or a dedicated email address, to capture the views of all stakeholders.
- 2.18 The Academy received 98 responses during the consultation period; 14 were in support of the proposal and 84 were objections. The main concerns identified were relating to traffic, parking, existing school facilities, school size, behaviour and the pace of implementing the expansion. Following this, the Academy held a meeting with existing parents/carers, to provide a further opportunity to share the rationale for the proposal and to voice their concerns and questions. A meeting is also being arranged with local residents to discuss the concerns they have raised about traffic and parking on the main two access roads to the school. This will be jointly supported by the Academy and the LA. There will then be a further opportunity for residents to make a formal submission as part of the Planning Permission consultation process.
- 2.19 It should be noted that concerns about school expansions are very common, both from existing parents and from residents. Although this level of objection is normal, it is important that both the Academy and the LA work collectively to consider and

mitigate any concerns as much as is possible and practical, for example, issues regarding travel and access will be investigated as a priority and captured in a Travel Plan as part of the planning submission documents.

- 2.20 It should also be noted that the LA has successfully expanded many schools across the city to meet the significant growth in demand and meet our statutory duties to ensure that every child can secure a school place. These successful school expansions have included both LA maintained primary schools in Wollaton and The Fernwood School (secondary academy). These have been vital projects to ensure there are sufficient school places in the Wollaton area and beyond. This increased demand has been driven by the initial birth rate increase and now the larger cohorts moving through to secondary, as well as increased growth from new housing developments. All of these expanded schools have continued to be high performing and successful post-expansion.
- 2.21 Two separate Delegated Decisions have already been approved to date for the spend of temporary accommodation and design costs. The overall costs of the scheme are laid out in the attached appendix A.
- 2.22 The project has been subject to a Project Assurance Review by external members of the project team for challenge and scrutiny. The recommendations of the review have been captured and included within the project.
- 2.23 The proposal would also be subject to the full Planning Permission process which would incorporate a statutory consultation process. The expansion is supported in principle by the local development plan, which comprises both the Aligned Core Strategies (ACS - part 1 document) and the Land and Planning Policies (LAPP – part 2 document). Policy 12 (Local Services and Healthy Lifestyles) of the ACS and policy LS5 (Community Facilities) of the LAPP provide the overriding support, subject to detailed site considerations.
- 2.24 With regards to Planning, the importance of issues arising from increased pedestrian and vehicular movements to and from the school as a result of the increased school capacity within the adjacent part of the highway network will be considered and a detailed travel plan to mitigate any impacts will form an integral part of the associated planning application.
- 3. Other options considered in making recommendations**
- 3.1 If no expansion options are considered, the Council are potentially in breach of their duty to ensure a sufficiency of places under section 14 of the Education Act 1996.
- 3.2 Expansion of an alternative school, The Nottingham Emmanuel School (NES), run by the Archway Learning Trust, has also been considered. This is a popular and oversubscribed school delivering good outcomes for pupils and there is a need for additional places in this area. However, the need for additional capacity is less significant in the East and South East of the city, where NES is located.
- 3.3 In addition to pressures in the South West / West and Central areas of the city, there is also significant pressure in the North. When The Bluecoat Trent Academy moves to its new permanent site on Pelham Avenue in September 2024, this will be accessible for some pupils in the north of the city, e.g. Sherwood, Bestwood and Top Valley. However, additional capacity is still expected to be required, particularly with increase inward migration and the growth in pupils expected from the significant housing being built in the Bestwood area.
- 3.4 In recent years, the growth in demand in the North of the City has been partially addressed by The Bulwell Academy admitting temporary increases to their admission number in agreement with the Local Authority. However, this option has now been exhausted and there is no remaining physical capacity at this school to admit more

pupils.

- 3.5 As an alternative consideration, the option to expand the other two secondary academies in the North of the city (Oakwood and Park Vale Academies) has been explored with the Redhill Academy Trust. The Trust currently has no plan to expand either school, instead, opting to admit over their Pupil Admission Numbers (PANs) to accommodate pupils in their catchment area who may otherwise be without a local school place. They are also both Private Finance Initiative (PFI) schools therefore any expansion project could be protracted and / or costly, and therefore could pose risk in terms of delivering value for money.
- 3.6 As a result, the pressure on places in the North and other areas of the city still remains. Ongoing dialogue with the trusts and schools operating across the City will be required and collaborative solutions will be crucial to meeting the sufficiency demand over the next five academic years. Furthermore, five other academies have agreed to admit a permanent or temporary increase to their PAN for a further year. Notwithstanding this, demographic trends and pupil forecasting data indicate that this could still leave insufficient capacity by 2026/27 or sooner, depending on demographic changes and further solutions identified through the ongoing collaborative work with academies and trusts.
- 3.7 We await the announcement from the DfE on a further allocation of Basic Need funding to enable the LA to deliver capacity beyond the expansion at Bluecoat Wollaton Academy. This is now expected to be in March 2025, after a general election.

4. **Consideration of Risk**

- 4.1 Local Authorities have a duty to ensure a sufficiency of places under section 14 of the Education Act 1996. That power has to be exercised with a view to securing diversity in the provision of schools: section 14(3A). Section 14A requires them to consider parental representations as to the exercise of the section 14 power. However, Councils have no powers to direct academies to expand. All secondary schools within Nottingham City are academies which constrains the Council when deciding on the location and types of accommodation to be provided. A key challenge is working in partnership with them to deliver the new secondary places needed.
- 4.2 Planning permission will need to be sought, however, there is an additional constraint at Bluecoat Wollaton Academy as the school is adjacent to the Wollaton Park Conservation Area and Middleton Boulevard Conservation Area. The design and project team will work closely with the Planning, Highways and other necessary stakeholders to mitigate and integrate requirements into the scheme, where possible.
- 4.3 Delay of the completion of the scheme increases the cost of temporary accommodation. The programme for the building works will be strictly managed with the contractor. An end to end programme has been produced alongside the feasibility carried out which completes building works before September 2026 when the hire of the temporary accommodation ends.
- 4.4 Expectations of Scheme: Expectations regarding the quality and size of the accommodation must be carefully managed with stakeholders to match the budget envelope throughout project ensuring all communication is minuted and emailed and signed if required to minimise scope creep.
- 4.5 Possible risks regarding highways, access and the constrained residential area: Mitigations will include early engagement with the Planning team and Highways teams and wider stakeholders to overcome and/or to integrate requirements into the scheme, where possible.
- 4.6 Risk: Increase of the capital costs. The costs are based on the Contractor's Viability Report that has been reviewed and agreed by independently appointed Technical

Advisors. These costs include allowances for inflation and a priced Risk Register. The contract will be a fixed price contract and will again be subject to a detailed review by the Council's Technical Advisors prior to the contract being signed. There will be a robust change request process to support the management of the stakeholder and their expectations and to avoid scope creep. There is a client contingency of 11% to deal with any changes in the contract that are agreed as necessary by the Project Team and approved by the Senior Responsible officer.

5. Best Value Considerations, including consideration of Make or Buy where appropriate

- 5.1 The Scape framework is an OJEU compliant framework which competitively tenders for a direct award, to fix core staff and site set-up costs and the overheads and profits elements of every project.
- 5.2 The project delivered through the SCAPE framework is fully market-tested with overhead and profit rates fixed for the framework term, ensuring protection from rising market forces which mitigates risk and the damaging propensity to over-spend.
- 5.3 Sub-contracted work packages are tendered at the point of delivery, opening the market to local suppliers. The process is open book, to develop a managed supply chain. Delivery partners are required to obtain three quotes for all works packages as standard which is shared with the wider project team for challenge.

6. Commissioner comments

- 6.1 The Commissioners note the contents of this report. Section 4 of this report sets out the key risks of the project and associated mitigations. It is important that tight control is maintained over the to ensure delivery is made on time. Whilst capital costs of the project are mitigation as much as possible through the use of a fixed price contract, any overruns may well incur significant temporary accommodations which cannot be mitigated in the same way. It will be important that regular monitoring of the situation is put in place.

7. Finance colleague comments (including implications and value for money/VAT)

- 7.1 Following the approval of this project, the General Fund Capital Programme will be amended as detailed in the exempt appendix A as this amendment is an addition to the Capital Programme. As detailed in the Capital Strategy, all additions are required to be endorsed by Capital Board prior to obtaining formal approval. This scheme was endorsed by Capital Board on 4th June 2024.
- 7.2 As defined in the Capital Strategy, all funding is required to be secured prior to capital resources being committed. The body of the report confirms that the Basic Need Grant is secured and received by the Council and the other funding as set out in exempt appendix A is secured.
- 7.3 The project manager is required to ensure all funding conditions are complied with to mitigate any funding risk to the Council.
- 7.4 Due to funding pressures within the Capital Programme, specifically in relation to corporate resources, the project is required to be delivered within the approved budget. Any potential overspend will require further approval and funding to be identified, any funding is required to come from specific resources within the Schools Capital Programme.

Comments provided by Tom Straw – Senior Accountant Capital Programmes 9th May 2024

8. Legal colleague comments

- 8.1 This report seeks approval of funding for the expansion of the Bluecoat Wollaton Academy, subject to a significant change application to the Department for Education being successful and a formal Planning Permission process, and authority to procure and contract with the required consultants, contractors and external legal support to facilitate the project.
- 8.2 The Council is under a duty pursuant to section 14 Education Act 1996 to secure sufficient schools for providing primary and secondary education in its area. In assessing “sufficiency”, the Council needs to consider number, character and equipment to enable all pupils the opportunity of appropriate education. The report, if approved, appears to support the Council in meeting this duty. Note should be made, however the reports view that “Despite this, there is still capacity challenges to meet secondary school place need for the City’s population.”; there appears a clear risk that the Council might be in breach of the duty thus enhancing the need for this project.
- 8.3 In using this Basic Need grant funding, the Council must comply with all funding conditions imposed on the use of such Basic Need funding. When engaging 3rd parties to facilitate the project, the Council must ensure such engagements are regulated by appropriate legal agreements that ensure obligations are imposed on 3rd parties that support the Council in meeting these funding conditions. Those agreements can also be used to further mitigate some of the risks identified in section 4, for example ensuring there is a clarity of specification and requirements will assist in managing the expectations of stakeholders.
- 8.4 The Council is proposing to use frameworks to access the market for consultants, contractors and external legal advisers; this should provide a route to market that complies with the requirements of the Public Contract Regulations 2015 and, once in force, the Procurement Act 2023. In particular, Legal Services can support colleagues with procuring external legal support.
- 8.5 The report details responses from the consultation process and offers what appear to be reasonable steps to seek to address the concerns raised through that process. It is also noted that there will be a further statutory consultation as part of the full Planning Permission review; this seems a reasonable and proportionate response, at this stage, to that initial consultation.

Comments provided by Anthony Heath, Head of Legal and Deputy Monitoring Officer (Interim) 19th June 2024.

9. **Procurement Comments**

- 9.1 It is proposed to use Scape’s construction and professional services frameworks to carry out the installation of the temporary classrooms following on throughout the main construction works and to provide ongoing technical support for the delivery of the scheme.
- 9.2 Scape’s single supplier frameworks are fully compliant with Public Contract Regulations and therefore pose no procurement issues, however care should be taken to ensure compliance with the terms set out within the relevant Framework Agreements especially in relation the overall scheme costs. Call-offs to engage Lindum’s from the Scape Framework is capped at £10M and therefore the total contract with Lindum’s must not escalate beyond this level.
- 9.3 These works are grant funded and therefore no savings are anticipated.

Comments provided by Sue Oliver – Procurement Category Manager for Places 8/05/2024.

10. Other relevant comments

- 10.1 The Bluecoat Academy hold a 125-year lease for the Margaret Glenbott School site dated 30/12/11. It has full repairing and insuring terms on the lessee, and consideration will need to be given, in conjunction with colleagues from the Legal Services Conveyancing team to ensure that there are no issues with any part of this lease as a result of the Council undertaking the recommended decision and addressing issues such as future re-instatement and existing repairing liabilities. Due to the size of the project, it is particularly important to clarify the insurance arrangements both during and at the end of the works, including a re-assessed sum insured.
- 10.2 It is crucial that it is understood by all parties, and reflected in relevant agreements that the control, repair and maintenance of these new buildings are passed to the Bluecoat Academy at practical completion, or on a clearly defined timetable thereafter (taking in to account warranty periods etc). It is the intent of the Council that the proposed works should be included and treated in line with the site and buildings as were in place at the time of signing the lease.

Comments provided by Andy Nuttal – Estates Surveyor, Property 20/06/2024

11. Crime and Disorder Implications (If Applicable)

- 11.1 Not applicable

12. Social value considerations (If Applicable)

- 12.1 Delivering Social Value, benefits to the surrounding community and local economy is a key success criteria of the wider project delivery in regards to the procurement of the contractor under the SCAPE framework.

13. Regard to the NHS Constitution (If Applicable)

- 13.1 Not applicable

14. Equality Impact Assessment (EIA)

- 14.1 Has the equality impact of the proposals in this report been assessed?

No

Yes
Attached as Appendix C, and due regard will be given to any implications identified in it.

15. Data Protection Impact Assessment (DPIA)

- 15.1 Has the data protection impact of the proposals in this report been assessed?

No
A DPIA is not required because records will be managed in compliance with the Council's legislative requirements and in compliance with the wider regulatory environment described in the Records and Information Management Policy January 2021 v5.0.

Yes

16. Carbon Impact Assessment (CIA)

16.1 Has the carbon impact of the proposals in this report been assessed?

No

Yes

Attached as Appendix B, and due regard will be given to any implications identified in it.

17. **List of background papers relied upon in writing this report (not including published documents or confidential or exempt information)**

17.1 N/A

18. **Published documents referred to in this report**

18.1 **DDM 5098**

18.2 **DDM 5128**