

Nottingham City Council Delegated Decision



Nottingham
City Council

Reference Number:	3147
Author:	Karen Kilner
Department:	Children and Adults
Contact:	Karen Kilner (Job Title: Support Services Manager, Email: karen.kilner@nottinghamcity.gov.uk, Phone: 01158764702)
Subject:	Establish an Additonal Education Base at Hopewood CAMHS Hospital and passport additional funding
Total Value:	£0.369m (Additional DSG High Needs Block Funding)and £37k schools H&S Capital Contingency Fun (Type: Capital and Revenue)
Decision Being Taken:	Approval is required to extend Nottingham City's Hospital Home Education offer to include ensuring statutory duty is carried out in providing education to in-patients of the new Hopewood Child and Adolescent Mental Health Services (CAMHS) hospital, a regional in-patient unit based within Nottingham City, from April 2018 and passport additional funding provided by the Education, Skills & Funding Agency (ESFA) and capital funds from schools health and safety contingency for this purpose.

Reasons for the Decision(s)

Nottingham City Council has a statutory duty under section 19 of the Education Act 1995 to arrange suitable full time education (or part time where appropriate for the child's needs) for children who are unable to attend a mainstream school, academy, independent school, free school or special school because of their health. Nottingham City Council delegates its statutory duty in relation to the education of children and young people with medical needs to the Hospital Home Education Learning Centre PRU (A local authority maintained pupil referral unit): HHELC PRU is funded by Nottingham City Council High Level (Schools) Designated Schools Grant (DSG) allocation.

The Nottinghamshire Healthcare NHS Foundation Trust is extending its in-patient provision to young people with mental health difficulties; the current provision at the Thorneywood CAMHS in-patient adolescent hospital for 12 patients will be replaced by the new provision at Hopewood which will cater for 32 young people, this includes an 8-bedded psychiatric intensive care unit (PICU) - Hopewood will be a regional CAMHS centre based within Nottingham City on Mansfield Road in Sherwood.

To ensure that Nottingham City Council carries out its statutory duty effectively with regard to hospital home education, and to ensure that we can provide and maintain effective education within a regional specialist CAMHS hospital, formal reviews and detailed appraisals have been undertaken. Nottingham City Council Officers have been an integral part of the Nottinghamshire Healthcare NHS Foundation Trust transition groups and lead and manage a dedicated education work stream group which is comprised of both NCC and NHS Officers and senior representatives from the HHELC PRU, ensuring that education is an integral part of the unit. Additional high needs block funding from the ESFA will be passported to support the transfer along with £37k schools health & safety contingency capital funds to support specific requirements carried out within the allocated footprint of the education centre which are required to support the curriculum in formal classroom settings (science, food technology, art and media).

Other Options Considered:

Option 1: To continue with the current education offer and not extend into the new Hopewood CAMHS hospital; this is not a viable option as this would result in Nottingham City Council not meeting their statutory duty.

Option 2: To establish an additional base within the new Hopewood CAMHS hospital which provides education to in-patients of the units when the unit transfers (from the current hospital at Thorneywood to Hopewood in Sherwood), including the PICU; and redistribute staff accordingly across all bases which make up the HHE PRU. Additional high needs block funding allocated by the ESFA which will support the new education base and capital funding from schools health & safety contingency to support the requirements undertaken to support specific areas of the curriculum.

Background Papers:

Published Works:

Department for Education (DfE) Ensuring a good education for children who cannot attend school because of health needs - statutory guidance for local authorities. January 2013

Affected Wards:

Citywide

**Colleague / Councillor
Interests:**

**Any Information Exempt
from publication:**

Yes

Exempt Information:

**Description of what is
exempt:**

Legal advice

An appendix (or appendices) to this decision is exempt from publication under the following paragraph(s) of Schedule 12A of the Local Government Act 1972

**5 - Information in respect of
which a claim to legal
professional privilege could
be maintained in legal
proceedings.**

The public interest in maintaining the exemption outweighs the public interest in disclosing the information because in all the circumstances, the information sets out the legal risks inherent in the course of action proposed here, which the Portfolio Holder is arguably entitled to consider without Nottingham City Council's position being affected simply by the consideration of those risks.

**Documents exempt from
publication:**

2018-03-26 exmpt legal obs.pdf

Consultations:

Date: 08/11/2017
Unions:
NUT Representative updated with regard to proposals for restructure, where applicable, including timelines - No concerns raised.

Those not consulted are not directly affected by the decision.

**Crime and Disorder
Implications:**

There are no implications relating to crime and disorder as part of this decision.

Equality:

Please login to the system to view the EIA document: EIA February 2018.doc

Decision Type:

Portfolio Holder

Subject to Call In: Yes

Call In Expiry date: 14/05/2018

Advice Sought: Legal, Finance, Equality and Diversity

Legal Advice: This advice is exempt from publication and is contained within an exempt appendix Advice provided by Jonathan Ludford-Thomas (Senior Solicitor) on 19/02/2018.

Finance Advice: The Hospital & Home Education Learning Centre receives a delegated budget funded from the City's Dedicated Schools Grant high needs block allocation. The Local Authority made a funding request to the Education & Skills Funding Agency (ESFA) for additional hospital education funding for HHE Learning Centre for 2018/19 linked to the expansion of in-patient CAMHS provision at Hopewood. The ESFA have confirmed that £0.294m will be provided to cover the additional staffing costs and £0.052m for property related costs. We are still awaiting the outcome of their final decision on a further £0.023m requested for learning resources. The final confirmed hospital funding increase will need to be pass-ported to the HHE Learning Centre in their 2018/19 delegated budget. Advice provided by Kathryn Mair Stevenson (Senior Commercial Business Partner) on 14/03/2018

Equality and Diversity Advice: The proposal offers vulnerable and marginalised citizens enhanced facilities for care and integration and as such enables the authority to meet its public sector equality duty to further equality of opportunity.
Advice provided by Adisa Djan (Equalities and Diversity Consultant) on 11/03/2018.

Signatures

Sam Webster (PH for Business, Education and Skills)
SIGNED and Dated: 04/05/2018
Alison Michalska (Corporate Director for Children and Adults)
SIGNED and Dated: 20/04/2018