

# DERBYSHIRE COUNTY COUNCIL

## CABINET

21 March 2019

### Report of the Strategic Director for Children's Services

#### CHELLASTON ACADEMY – SECTION 106 FUNDING – YOUNG PEOPLE

#### 1. Purpose of Report

To approve the allocation of Section 106 funding from housing developments in South Derbyshire to Chellaston Academy and to approve further allocations to the Children's Service Capital Programme.

#### 2. Information and Analysis

Chellaston Academy has a wide normal area and covers elements of both the County and the City of Derby. It has a current capacity of 1325 (Year Groups 7-11) and a planned admission number (PAN) of 265. In view of increasing pupil numbers, the Academy has determined an admission of 300 for the Year 7 in-take from September 2019 but requires additional accommodation in order to make this higher PAN sustainable as it moves through the school. In addition, the Academy offers sixth form provision. A total of 897 dwellings have received planning permission in the normal area which is expected to generate 139 pupils in the age range 11 – 16.

The table below demonstrates the projections for the Academy and includes the pupils likely to be generated by the housing.

| <b>Net Capacity</b> | <b>2019</b> | <b>2020</b> | <b>2021</b> | <b>2022</b> | <b>2023</b> |
|---------------------|-------------|-------------|-------------|-------------|-------------|
| 1325                | 1472        | 1520        | 1574        | 1615        | 1624        |
| Shortfall in places | -147        | -195        | -249        | -290        | -299        |

The Academy has prepared a capital project for the school expansion which includes a sports hall and other multi-use accommodation. Derby City Council has assessed the revised net capacity and it indicates that with the new accommodation, the Academy would have a net capacity in

the range of 1928 to 2143 and support a revised planned admission number of between 308 and 342. The proposal would be for the PAN to be raised from 265 to 300 but on the basis that the net capacity of the school could accommodate the bulge in year 7 intakes over the next few years.

The project has been costed at £4,098,101. The following S106 contributions have been agreed with developers and the table shows the anticipated receipt of those funds:

| Development                     | Funds in Hand   | 18/19                                    | 19/20             | 20/21             |
|---------------------------------|-----------------|--|-------------------|-------------------|
| Chellaston Fields (County)      |                 | <b>£602,694<br/>Phase 1<br/>invoiced</b> |                   | <b>£618,340</b>   |
| Melbourne Kings Newton (County) | <b>£273,271</b> |  |                   |                   |
| Holmleigh Way (County)          | <b>£235,402</b> |  |                   | <b>£219,783</b>   |
| Woodgate Drive (County)         |                 | <b>£64,326<br/>held by<br/>SDDC</b>      | <b>£61,568</b>    |                   |
| Aston Maple Drive (County)      | <b>£70,860</b>  |  | <b>£70,187</b>    |                   |
| Woodlands Farm (City)           | <b>£202,191</b> |  |                   |                   |
| Holmleigh Way (City)            | <b>£78,082</b>  |  | <b>£73,524*</b>   |                   |
| <b>Total</b>                    | <b>£859,806</b> | <b>£667,020</b>                          | <b>£205,279</b>   | <b>£838,123</b>   |
| <b>Cumulative Total</b>         |                 | <b>£1,526,826</b>                        | <b>£1,732,105</b> | <b>£2,570,228</b> |

### 3. Financial Considerations

The Academy has costed the project at £4,098,101

The proposal is to fund the project as follows:

|                            |          |
|----------------------------|----------|
| DCC S106 Funds Held        | £579,533 |
| Derby City S106 Funds Held | £280,273 |

|                                    |             |
|------------------------------------|-------------|
| S106 Funds in hand by 21 March     | £667,020    |
| S106 Funds supported by Derby City | £73,524*    |
| S106 Funds supported by DCC        | £969,878    |
| Basic Need from Derby City         | £1,500,000* |
| Chellaston Academy Contribution    | £27,873     |

**Total** **£4,098,101**

\*Subject to Derby City Council Approval

Derbyshire County Council and Derby City Council have been working together with Chellaston Academy to ensure sufficient capacity in the school's catchment area. The Academy is requesting that the outstanding County S106 contributions be funded by the Local Authority from basic need funding on the basis that it is refunded when the contributions are received. Following the Cabinet report on 20 December 2018, the balance of basic need funding was £2,463,233. If the basic need funding is approved in this report, the balance available for future allocations will be £1,493,355. The Academy will be responsible for the procurement of the building project.

#### **4. Social Value Considerations**

This funding is to increase the capacity of the school and ensure that there are sufficient school places to meet the need generated by the new housing.

#### **5. Legal Considerations**

Local Authorities have a duty to ensure sufficient school places and to work with Academies to ensure that these places are delivered. The S106 agreements name Chellaston Academy as the recipient of the education contributions for secondary and post-16 places. A legal agreement will be put in place to ensure that the Academy complies with the terms of the various S106 agreements and indemnifies the Authority in respect of any claim from a developer.

#### **6. Other Considerations**

In preparing this report the relevance of the following factors has been considered:- prevention of crime & disorder, equality of opportunity, environmental, health, human resources, property and transport considerations.

**7. Key Decision**      Yes

**8. Call-in**

Is it necessary for the call-in period to be waived in respect of the decisions being proposed in the report? No

**9. Background Papers**

These are held on file in the Children's Services Development Section.

**10. Officer Recommendation**

It is recommended that Cabinet:

- Approves the project at Chellaston Academy subject to the approval of funding from Derby City.
- Approves the allocation of £1,246,553 funding held at the point of this report to the project
- Approves the allocation of £969,878 basic need funding to support the project in anticipation of further S106 funding

**Jane Parfrement**  
**Strategic Director for Children's Services**