



**Report for:**  
**ACTION**

**Item Number:**

|  |  |
|--|--|
| <b>Contains Confidential or Exempt Information</b> | Yes (in part) Appendix F is exempt by virtue of paragraph 3 of Part 1 of Schedule 12A of the Local Government Act 1972   |
| <b>Title</b>                                       | Determination of SEN statutory proposals, and capital approvals, relating to St Ann's and Mandeville Schools   |
| <b>Responsible Officer(s)</b>                      | Tamara Quinn, Assistant Director Planning, Resources & Service Development, Ext. 8444, E-mail: <a href="mailto:TQuinn@ealing.gov.uk">TQuinn@ealing.gov.uk</a>                |
| <b>Author(s)</b>                                   | Laurence Field, Programme Manager <a href="mailto:FieldL@ealing.gov.uk">FieldL@ealing.gov.uk</a>   |
| <b>Portfolio(s)</b>                                | Cllr Kamaljit Kaur Nagpal, A Fairer Start  |
| <b>For Consideration By</b>                        | Cabinet  |
| <b>Date to be Considered</b>                       | 12 <sup>th</sup> July 2023   |
| <b>Implementation Date if Not Called In</b>        | 24 <sup>th</sup> July 2023   |
| <b>Affected Wards</b>                              | All  |
| <b>Keywords/Index</b>                              | Special School Expansion; Special School Places, Statutory Proposal, St Ann's Special School, Mandeville Special School, Oldfield Primary, Contract Award, capital approvals |

**Purpose of Report:**

The purpose of this report is:

1. To seek Cabinet approval of the following Statutory Proposals:
  - i. to permanently expand St Ann's School;
  - ii. to permanently expand Mandeville School; and
  - iii. to open a satellite site for Mandeville School at Oldfield Primary School.
2. To add funds to the capital programme.
3. If the Statutory Proposals for Mandeville and Oldfield are approved, to award a works contract in relation to the accommodation requirements to enable Mandeville School to operate at Oldfield Primary School.

## 1. Recommendations

It is recommended that Cabinet:

- i. Approves the proposals for the expansion of St Ann's School to increase the capacity of the school to 128 students aged 11 to 19. The increase would be phased over five years starting with extra places in Year 7 in 2023 and ending in 2028 when the school would typically have up to 16 students in each year group, year 7 to year 13/14.
- ii. Agrees to incept an additional capital budget of £0.950m to the existing St Ann's School Expansion Capital Programme, funded by s106 contributions.

- iii. Approves the proposal for expanding Mandeville School to 168 places. The increase would be phased over two years with extra places in 2024 and ending in 2025 when the school would typically have up to 168 pupils, Reception to year 6.
- iv. Approves the recommendation to open an additional building at Oldfield Primary School to be used as a satellite site for the Mandeville School Expansion.
- v. Agrees to incept a budget of £1.600m into the capital programme for Mandeville School Expansion, to be funded from the existing approved unallocated SEN Expansion Programme Budget.
- vi. Authorises the award of a contract in the sum of £799,420.96 to MP Building Ltd for the Phase 1 Mandeville at Oldfield Primary School works to be funded from the approved Schools SEN Expansion Programme budget.

## **2. Reason for Decisions and Options Considered**

The decisions are required to enable the Council to progress to the next stage of the process for expanding special school provision to meet its statutory duty to secure sufficient school places. The Council has a statutory responsibility to promote high educational standards, ensure fair access to educational opportunity and promote the fulfilment of every child's educational potential. The Council must also promote diversity and increase choice.

The Legal Framework within which Cabinet must consider the proposals is set out in **section 5**.

The relevant background report seeking approval to publish the St Ann's statutory notice went to Cabinet on 7<sup>th</sup> December 2022. The report, "Authority to Publish Statutory Proposals for St Ann's School expansion and Capital Approvals", can be accessed via the following link:

<https://ealing.moderngov.co.uk/ieListDocuments.aspx?CId=137&MId=286&Ver=4>

The relevant background report seeking approval to publish the Mandeville statutory notice went to Cabinet on 22<sup>nd</sup> February 2023. The report, "Special Education Needs Statutory and Capital Approvals – Mandeville statutory and capital proposals and John Chilton contract award", can be accessed via the following link:

<https://ealing.moderngov.co.uk/ieListDocuments.aspx?CId=137&MId=311&Ver=4>

Cabinet, on 22<sup>nd</sup> February 2023, also authorised the Strategic Director for Children's Services to invite and evaluate tenders for the building contracts for the Mandeville Satellite at Oldfield Primary School. Awarding the Phase 1 building contract will facilitate the Council to carry out its statutory duty of providing sufficient school places.

### **3. Key Implications**

#### **St Ann's School**

##### **SECTION 1: Background**

The St Ann's School proposal forms part of the approved and funded Schools SEN Expansion Programme.

##### **SECTION 2: Determination of proposals to expand St Ann's School to 128 places**

The proposal under consideration is the expansion of St Ann's School to increase the capacity of the school to 128 students aged 11 to 19. The increase would be phased over five years starting with extra places in Year 7 in 2023 and ending in 2028 when the school would typically have up to 16 students in each year group, year 7 to year 13/14. Given the highly specialist nature of the provision at St Ann's, pupil numbers in each year group are likely to vary, but the overall capacity of the school across all year groups is expected to be 128.

Admissions to St Ann's Special School will continue to be coordinated by the Local Authority based on the needs set out in pupil's Education, Health and Care Plan.

To enable the school to expand, it is proposed to provide additional classrooms and specialist learning spaces, and extra teaching and non-teaching staff would be recruited. The accommodation would be built to government requirements and guidelines.

Where Planning permission for the building works is required, there will be a separate consultation with residents and other interested parties. The accommodation has been carefully designed and located to optimise the possibility of students remaining on site during the build period.

##### **SECTION 3: Summary of Statutory Proposals**

The decision maker (Cabinet) is asked to approve the expansion of St Ann's School.

##### **Factors for Cabinet to consider**

In January 2023, updated statutory guidance was published entitled: [Making significant changes \('prescribed alterations'\) to maintained schools \(publishing.service.gov.uk\)](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/111111/making-significant-changes-to-maintained-schools.pdf)

The Guidance sets out some of the factors that Cabinet should consider when deciding on a proposal. These factors are not exhaustive and the importance of each will vary depending on the type and circumstances of the proposal.

Decision makers must consider this proposal on its individual merits and consider all the views submitted including all objections to, and comments on. The key issues raised have been noted in appendix A.

With regard to the statutory consultation period, the Notice (appendix B) was completed using the applicable Department for Education (DfE) prescribed alterations

template and guidance. This proposal is not related to any other proposal. All statutory requirements were carried out regarding the consultation.

Notification of the publication of the Statutory Notice and Statutory Proposal was advertised widely, in line with DfE guidance. The proposals to increase the planned capacity were published in the West London Gazette on Wednesday 24<sup>th</sup> May 2023 (with a four week representation period ending 21<sup>st</sup> June 2023). Copies were displayed at the school's entrance and placed on the consultation section of the Council's website for the duration of the statutory consultation period. The complete proposal was available via the Council's website or in hard copy on request. Copies were also sent to the parents of every registered pupil at the school.

The publication of the Statutory Proposal opened a representation period as stated above. During this time any person could object to or make comments on the proposals by sending written representation to the Council directly or via the school office, to have their views on the proposals taken into consideration by the decision maker. No objections were received in response to the publication of the Statutory Proposal. A neighbouring consultee borough responded in support of the proposal.

An initial consultation was run by the school and the Local Authority in the first instance. The whole consultation period was from Monday 3<sup>rd</sup> October 2022 to Monday 14<sup>th</sup> November 2022; details of this are included in appendix A, as are any statements from the School in relation to the proposals. All written representations relating to the initial consultation and statutory proposals can be made available upon request. Comments in relation to the factors which Cabinet should consider are set out separately in appendix A.

## **Mandeville School and Oldfield Primary Satellite**

### **SECTION 1: Background**

The Mandeville School proposals form part of the approved and funded Schools SEN Expansion Programme.

### **SECTION 2: Determination of proposals to expand Mandeville School to 168 places and open a satellite site at Oldfield Primary School**

The proposal for expansion of Mandeville Special School through a satellite site at Oldfield Primary School has been prompted by a further significant rise in pupils born in the last 5 years seeking special school places in the borough. There has been a rise in pupils with severe learning difficulties or profound and multiple learning difficulties, many of whom also have a diagnosis of Autistic Spectrum Disorder (ASD). Pupils who attend Mandeville may also have complex medical conditions, severe communication disorders, bi-modal sensory impairment, high personal care and postural management needs and challenging behaviours.

Admissions to Mandeville Special School will continue to be coordinated by the Local Authority based on the needs set out in pupil's Education, Health and Care Plan.

To enable the school to expand it is proposed to provide additional classrooms and specialist learning spaces in the early years block at Oldfield Primary School. Extra teaching and non-teaching staff would be recruited. Similarly, conversion work will be needed at Oldfield Primary School to accommodate the displaced pupils from the

block proposed to be used by Mandeville Special School. In developing the plans, as much as possible of the external play space on the Oldfield site has been maintained, and the works would also include fencing and landscaping. The accommodation would be to government requirements and guidelines. There is no overall loss of playing space.

### **SECTION 3: Summary of Statutory Proposals**

The decision maker (Cabinet) is asked to approve the expansion of Mandeville School and open a satellite site at Oldfield Primary School.

#### **Factors for Cabinet to consider**

In January 2023, updated statutory guidance was published entitled: 'Making significant changes ('prescribed alterations') to maintained schools. [Making significant changes \('prescribed alterations'\) to maintained schools \(publishing.service.gov.uk\)](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/111111/making-significant-changes-to-maintained-schools.pdf)

The Guidance sets out some of the factors that Cabinet should consider when deciding on a proposal. These factors are not exhaustive and the importance of each will vary depending on the type and circumstances of the proposal.

Decision makers must consider this proposal on its individual merits and consider all the views submitted including all objections to, and comments on. The key issues raised have been noted in appendix A.

With regard to the statutory consultation period, the Notice (appendix B) was completed using the applicable Department for Education (DfE) prescribed alterations template and guidance. This proposal is not related to any other proposal. All statutory requirements were carried out regarding the consultation.

Notification of the publication of the Statutory Notice and Statutory Proposal was advertised widely, in line with DfE guidance. The proposals to increase the planned capacity were published in the West London Gazette on Wednesday 31<sup>st</sup> May 2023 (with a four week representation period ending 28<sup>th</sup> June 2023). Copies were displayed at the school's entrance and placed on the consultation section of the Council's website for the duration of the statutory consultation period. The complete proposal was available via the Council's website or in hard copy on request. Copies were sent to the parents of every registered pupil at Mandeville School. Copies were also sent the Department for Education's Schools Organisation mailbox, as required for any proposal to expand a school onto a satellite site for monitoring purposes.

The publication of the Statutory Proposal opened a representation period as stated above. During this time any person could object to or make comments on the proposals by sending written representation to the Council directly or via the school office, to have their views on the proposals taken into consideration by the decision maker. No representations were received in response to the publication of the Statutory Proposal.

An initial consultation was run by the school and the Local Authority in the first instance. The whole consultation period was from 5<sup>th</sup> December 2022 and 23<sup>rd</sup> January 2023; details of this are included in appendix A, as are the latest statements from the School in relation to the proposals. All written representations relating to the initial consultation and statutory proposals can be made available upon request.

Comments in relation to the factors which Cabinet should consider are set out separately in appendix A.

### **Mandeville School at Oldfield Primary School Phase 1 Works Contract**

Cabinet, in February 2023, approved the invitation and evaluation of competitive tenders for the works required at the Oldfield Primary School site. Tenders were submitted on 30<sup>th</sup> May 2023. The tenders were evaluated by the Council's Quantity Surveyors, on the basis of the most economically advantageous tender to the Council using an Evaluation Matrix approved by the Council's Commercial Hub. MP Building Limited submitted the most economically advantageous tender to the Council as set out in Appendix E (Financial Implications). The tender evaluation report is included in Confidential Appendix F.

## **4. Financial Implications**

### **St Ann's School**

Without the phased expansion, at least 18 pupils currently in Ealing maintained primary special schools would have to go to a non-maintained or independent (NMI) special school place for their secondary and post 16 education. The differential cost between a place at St Ann's and an NMI is typically £26,000 pa. The phased expansion when complete would create a cost avoidance saving of 18 x 26,000 = £468,000 per annum.

The estimated total capital expenditure of £3.5m has a balance of £3.239m following spend to date, and will be funded from the existing Capital Programme for a Relocated Expanded St Ann's. An additional budget of £0.95m is required and will be funded from Section 106 contributions set out in table 1 below (excluding spend to date).

**Table 1: Funding stream for Expanded St Ann's**

| <b>Scheme</b>  | <b>2023/24<br/>(Forecast)<br/>£m</b> | <b>2024/25<br/>(Forecast)<br/>£m</b> | <b>Total<br/>2022-25<br/>£m</b> |
|--|--------------------------------------|--------------------------------------|---------------------------------|
| PREVIOUSLY AGREED RELOCATED EXPANDED ST ANN'S BUDGET | 0.239                                | 2.050                                | 2.289                           |
| NEW SECTION 106 FUNDING                              | -                                    | 0.950                                | 0.950                           |
| TOTAL REVISED ST ANN'S EXPANSION FUNDING             | 0.239                                | 3.000                                | 3.239                           |

The detailed cash flow for the scheme will be monitored by the Budget Holder and Service Management as part of the overall monitoring process.

### **Mandeville School and Oldfield Primary School Satellite**

Without the phased expansion, at least 24 pupils currently in Ealing maintained children centres would have to go to a non-maintained or independent (NMI) special school place for their primary education and possibly secondary as well. The

differential cost between a place at Mandeville and an NMI is typically £26,000 pa. The phased expansion when complete would create a cost avoidance saving of 24 x £26,000 = £624,000 per annum. The estimated total capital expenditure of £1.6m for the expansion of Mandeville Special School at Oldfield Primary School will be funded from the existing Capital Schools SEN Expansion Programme set out in table 1 below.

A schedule of costs for the Phase 1 Mandeville at Oldfield Primary School is contained in Appendix C (Financial Implications). The total cost of these works is estimated at £1.6m. The expenditure will be funded from the existing approved unallocated £18.443m Schools SEN Expansion Programme capital budget as shown in **Table 1** below.

**Table 1: Funding stream for Schools SEN Expansion Programme**

| <b>Scheme</b>                                 | <b>2023/24<br/>(Forecast)<br/>£m</b> | <b>2024/25<br/>(Forecast)<br/>£m</b> | <b>Total<br/>2023-25<br/>£m</b> |
|---|--------------------------------------|--------------------------------------|---------------------------------|
| TOTAL REVISED SCHOOLS SEN EXPANSION PROGRAMME | 18.443                               | 0.000                                | 18.443                          |

Special school places are funded from the “high needs block” of the Dedicated Schools Grant (DSG) and the number of places is formally agreed with the Education Funding Agency (EFA) each year. Schools also receive ‘top-up’ funding on a per pupil basis which relates to standard support needs and the school setting. All revenue costs are therefore expected to be contained within this DSG allocation.

Works contracts associated with the proposal will be managed by the Council’s internal Projects Delivery Unit. Children’s Service budgets and the Council’s capital programme are monitored as part of the Council’s budget monitoring process.

## **5. Legal**

Councils have a statutory duty under the Education Act 1996 to ensure that there are sufficient school places in their area, to promote high educational standards, to ensure fair access to educational opportunity and to promote the fulfilment of every child’s educational potential. They must also ensure that there are sufficient schools in their area and promote diversity and increase parental choice. Part 3 of the Children and Families Act 2014 places a duty on the local authority to support children and young people in England with special educational needs or disabilities and to keep under review the educational provision in its area for those children and young people.

The Education and Inspections Act 2006 requires local authorities to consider and respond to parental representations when carrying out their planning duty to make sure, that there is sufficient primary and secondary provision and suitable special educational needs (SEN) provision in their area.

In relation to the expansion of schools, the planning of SEN provision and the corresponding increase in published admissions numbers, the Council is required to comply with the Section 19 Education and Inspections Act 2006 and The School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013 establish detailed procedures for making prescribed alterations to maintained

schools including enlargement and the establishment or discontinuance of provision that is recognised as reserved for children with special educational needs.

### St Ann's School and Mandeville School decision

In January 2023, updated statutory guidance was published entitled: '[Making significant changes \('prescribed alterations'\) to maintained schools](https://www.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/111111/making-significant-changes-prescribed-alterations-to-maintained-schools.pdf) ([publishing.service.gov.uk](https://www.publishing.service.gov.uk))

This guidance sets out the five stages of the statutory process for expanding a maintained special school.

Those stages are:

- Stage 1: Publication
- Stage 2: Representation
- Stage 3: Decision
- Stage 4: Implementation

Cabinet has the responsibility under the Constitution to agree matters relating to school organisation in the borough, which are not within the legal remit of the Schools Adjudicator or the Secretary of State.

Although there is no longer a statutory 'pre-publication' consultation period for prescribed alteration changes, there is a strong expectation that schools and local authorities will consult interested parties in developing their proposal prior to publication, to consider all relevant considerations. This pre-publication consultation has taken place.

Cabinet gave approval for the publication of the statutory notice (stage 1), the representation period has passed as set out above and Cabinet is now being asked to decide the proposals (stage 3).

In making this decision Cabinet can:

- reject the proposal;
- approve the proposal without modification;
- approve the proposal with modifications, having consulted whichever of the local authority and/or governing body that has not proposed the modification; or
- approve the proposal, with or without modification (having consulted on any modifications as mentioned above) subject to certain conditions (such as the granting of planning permission) being met.

### Satellite schools

When making a decision in relation to the expansion of a school onto an additional site ('or satellite site') Cabinet must be satisfied that the new provision is genuinely a change to an existing school and not in reality the establishment of a new school.

Cabinet will need to consider the non-exhaustive list of factors which are set out in the statutory guidance which are intended to expose the extent to which the new site is integrated with the existing site, and the extent to which it will serve the same community as the existing site. The more integration, the more likely the change is an



expansion. The list of factors and associated information in relation to the Mandeville satellite site at Oldfield Primary is set out in Appendix I.

#### In relation to capital works contracts

The contract for the building works described in this report has been tendered and is being let in accordance with the Council's Contract Procedure Rules and the Public Contract Regulations 2015 (as amended) as applicable.

#### In regard to public law and equalities considerations

When making decisions the Council must act reasonably and rationally. It must take into account all relevant information and disregard all irrelevant information and consult those affected, taking into account their views before final decisions are made. It must also comply with its legal duties, including those relating to equalities.

As public bodies, schools and local authorities have duties, known as the 'public sector equalities duties' under S 149 the Equality Act 2010.

The Equality Act 2010 places separate duties on local authorities as the responsible body (alongside the governing body) for schools maintained by the local authority.

### **6. Value for Money**

Expansion proposals being pursued have been subject to rigorous value for money (VfM) procedures through the feasibility study and option appraisal process. Overall, it is more efficient and effective to meet increases in the demand for school places through the expansion of existing schools where this is possible.

Tenders for the works are, and will be, sought in accordance with the Council's Contract Procedure Rules and the Public Contract Regulations 2015 (as amended) and the Council's consultants will evaluate them to establish the most economically advantageous tender to the Council.

Competitive tenders were sought for the Mandeville School on the Oldfield Primary School site Phase 1 works. The Council's Quantity Surveyors evaluated the tenders using the evaluation matrix approved by the Council's Commercial Hub to determine the most economically advantageous tender to the Council. The proposals as submitted by MP Building Limited have been fully examined by the Council's Quantity Surveyors and are considered to represent value for money.

### **7. Sustainability Impact Appraisal**

The proposals include, or will include, an assessment of the impact on sustainability as outlined within the Council's procurement policies.

### **8. Risk Management**

The Authority is working closely with the leadership teams and governing boards of the schools and will maintain key risk registers.

### **9. Community Safety**

Transport, traffic and travel will be a concern for many stakeholders where planning applications are required. The proposed designs make appropriate changes, where required, to the access to the schools, and layout of vehicle drop off areas to ensure the safe and efficient arrival and departure of pupils and staff.

## **10. Links to the 3 Priorities for the Borough**

The proposals are linked to Fighting inequality - relentlessly tackling poverty and inequality that blights too many lives and disproportionately holds back all too many people from achieving their dreams and aspirations.

## **11. Equalities, Human Rights and Community Cohesion**

Equalities Analysis Assessments have been carried out for the proposals described in this report and are included in Appendices G and H.

## **12. Staffing/Workforce and Accommodation implications:**

St Ann's School, Mandeville School and Oldfield Primary School are maintained schools, and Ealing Council is the employer of all the staff. Extra teaching and non-teaching staff for St Ann's and Mandeville would be recruited. The increased workforce may lead to further review of staffing structures at the schools.

## **13. Property and Assets**

St Ann's, Mandeville and Oldfield Schools are maintained by the Council, and the land is freehold owned by Ealing Council.

Ealing Council's legal team will support the schools to ensure all statutory processes are met.

## **14. Any other implications**

None.

## **15. Consultation**

Consultation has taken place with the Portfolio Holder. Extensive consultations have been, and will continue to be, carried out with the school staff, parents, local schools, unions and the community.

## **16. Timetable for Implementation**

### **St Ann's**

|  |                |
|--|----------------|
| Cabinet decision on determination of statutory proposals | 12th July 2023 |
| Implementation of the phased expansion starts            | September 2023 |

### **Mandeville and Oldfield**

|  |                |
|--|----------------|
| Cabinet decision on determination of statutory proposals | 12 July 2023   |
| Implementation of the phased expansion starts            | September 2024 |

## **17. Appendices**

Appendix A: St Ann's Consultation feedback report

Appendix B: Statutory Notice for the expansion of St Ann's School

Appendix C: Mandeville and Oldfield Consultation feedback report

Appendix D: Statutory Notice for the expansion of Mandeville and satellite at Oldfield

Appendix E: Mandeville at Oldfield Financial Implications

Confidential Appendix F: Mandeville at Oldfield Phase 1 Tender Report

Appendix G: St Ann's Equalities Analysis Assessment (EAA)

Appendix H: Mandeville and Oldfield Equalities Analysis Assessment (EAA)

Appendix I: Mandeville at Oldfield Satellite Site Factors

## **18. Background Information**

1. The St Ann's report to Cabinet in December 2022 is available on the Council's website at:

<https://ealing.moderngov.co.uk/ieListDocuments.aspx?CId=137&MId=286&Ver=4>

2. The Mandeville and Oldfield report to Cabinet on 22nd February 2023 is available on the Council's website at:

<https://ealing.moderngov.co.uk/ieListDocuments.aspx?CId=137&MId=311&Ver=4>

3. Consultation papers and the statutory proposals are available on the Council's website at: [www.ealing.gov.uk/pastconsultations](http://www.ealing.gov.uk/pastconsultations)

4. Statutory Guidance

Available at <https://www.gov.uk/government/publications/school-organisation-maintained-schools>

## Consultation

| <b>Name of consultee</b>  | <b>Post held</b>   | <b>Date sent to consultee</b> | <b>Date response received</b> | <b>Comments appear in paragraph:</b> |
|---------------------------|--|-------------------------------|-------------------------------|--------------------------------------|
| <b>Internal</b>           |  |                               |                               |                                      |
| Cllr Kamaljit Kaur Nagpal | Portfolio Holder, A Fairer Start                             | 15/6/23                       | 15/6/23                       | Throughout                           |
| Robert South              | Strategic Director Children's Services                       | 15/6/23                       | 15/6/23                       | Throughout                           |
| Tamara Quinn              | Assistant Director Planning, Resources & Service Development | 15/6/23                       | 15/6/23                       | Throughout                           |
| Justin Morley             | Head of Legal Services (Social Care and Education)           | 8/6/23                        |                               |                                      |
| Kathleen Ennis            | Principal Lawyer (Housing and Social Care)                   | 8/6/23                        | 22/6/23                       | Throughout                           |
| Chuhr Nijjar              | Senior Lawyer (Legal Contracts)                              | 8/6/23                        |                               |                                      |
| Russell Dyer              | Assistant Director, Accountancy                              | 8/6/23                        |                               |                                      |
| Katherine Ball            | Finance Manager -  | 8/6/23                        | 15/6/23                       | 1,4                                  |
| Stephen Bell              | Finance Manager – Children and School Services               | 8/6/23                        |                               |                                      |
| Craig McDowell            | Category Lead (People)                                       | 8/6/23                        |                               |                                      |
| Mark Nelson               | Head of Schools HR Consultancy                               | 8/6/23                        |                               |                                      |
| Emily Hill                | Strategic Director Resources                                 | 15/6/23                       | 29/06/23                      | Throughout                           |
| <b>External</b>           |  |                               |                               |                                      |
|                           | e.g., voluntary organisation                                 |                               |                               |                                      |

## Report History

|                       |   |
|-----------------------|---|
| <b>Decision type:</b> | <b>Urgency item?</b>                          |
| Key decision          | No  |
| <b>Report no.:</b>    | <b>Report author and contact for queries:</b> |
|                       | Laurence Field, Programme Manager             |

## **Appendix A: Consultation at St Ann's Special school in relation to the expansion of the school to 128 places.**

### **Consideration of Consultation**

Members should consider the views of all those affected by the proposal or who have an interest in them including pupils, families of pupils, staff, other schools and colleges etc. Members should not simply take account of the numbers of people expressing a view when considering representations made on proposals. Instead, Members should give the greatest weight to representations from those stakeholders likely to be most directly affected by the proposal.

### **Initial Consultation**

The governing board of the school and the Council sought views on a proposal to expand the school to 128 students aged 11 to 19 including Sixth Form. The consultation period was from Monday 3<sup>rd</sup> October 2022 to Monday 14<sup>th</sup> November 2022.

### **Who was consulted?**

The proposal was sent to the following stakeholders:

- Parents of pupils
- Staff and Governors
- An EGFL gatekeeping article was sent to all Ealing Schools about the proposals
- Ward Councillors
- Local MP
- Adjacent local authorities

### **How were stakeholders consulted?**

- Consultation Letter and Feedback Forms
- Consultation Events – Parent and staff consultation events took place on 20<sup>th</sup> October 2022 in the morning virtually, and late afternoon at the school in person
- Emails were sent directly to:
  - Ward Councillors
  - Local MP
  - Adjacent local authorities
- An EGFL gatekeeping article was sent to all Ealing Schools about the proposals

### **Feedback from Stakeholders**

There were 32 responses in total. 78% from staff, 16% from parents, 6% others and 6% from Governors. These sum to more than 100% as respondents can belong to more than one category.

With the question: "To what extent do you support the proposed expansion of St Ann's School", the overall support for the proposal was 97% agree or strongly agree from a total of 32 respondents. Only 1 respondent skipped the question.

All respondents strongly agreed or agreed the expansion would improve facilities for pupils with SEN. 97% strongly agreed or agreed the proposal would help meet the growing need for this type of provision. (3% (1) skipped the question) 97% strongly agreed or agreed that the expansion would support young people with SEN. (3% (1) skipped the question)

The four most identified advantages or benefits were:

- Need for places (mentioned 3 times)
- St Ann's is a good school in the centre of the Hanwell Community by expanding more pupils will benefit from attending the school and community facilities nearby (mentioned 3 times)
- Improved facilities in school (mentioned 2 times)
- More space will improve behaviour and safety (mentioned once)

The consultation responses did not raise any concerns other than reinforcing the urgent need for the places the expansion would provide.

## Appendix B - Statutory Notice for expansion of St Ann's School

London Borough of Ealing Statutory Notice for a proposal to increase the capacity of St Ann's School to 128 places.

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 and the School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013/3110 that London Borough of Ealing intends to make prescribed alterations to St Ann's Maintained Special School, Springfield Rd, London W7 3JP from 1st September 2023.

The London Borough of Ealing proposes to increase the capacity of the school to 128 places, from the current capacity of 105 students. The proposal has been prompted by a further significant rise in pupils born in the last 10 years seeking special school places in the borough. St Ann's is a Local Authority maintained secondary special school for students aged 11 to 19, with life-long, complex, profound to severe learning difficulties. There are three distinct cohorts of students those with complex Severe Learning Difficulties (SLD), those with Profound and Multiple Learning Difficulties (PMLD) and those with Autistic Spectrum Disorder (ASD) in addition to profound to severe learning difficulties.

The increase would be phased over five years starting with additional places in Year 7 in 2023 and each subsequent Year 7 intake until in 2028 when the school would on average have 16 students in each year group, year 7 to year 14. In order to accommodate the larger intake, more classrooms and specialist support spaces would be required. This would require investment in the existing buildings and some new build extensions. Funding would be from the Council's Capital Programme for SEN places. The implementation of this expansion would enable more local children to access local special school provision.

It is not anticipated that the proposed changes to St Ann's Maintained Special School would have any impact on other educational facilities within the local area. The proposal has been made to accommodate increased demand for specialist places. Admissions to St Ann's Maintained Special School would continue to be coordinated by the Local Authority, based on the needs set out in a pupil's Education, Health and Care Plan.

### OBJECTIONS AND COMMENTS ON THESE PROPOSALS

This notice is an extract from the complete proposal. Copies of the complete proposal can be obtained from: Laurence Field, Programme Manager, Perceval House 3/SE/2, 14/16 Uxbridge Road, Ealing W5 2HL, or emailing [FieldL@ealing.gov.uk](mailto:FieldL@ealing.gov.uk).

Within four weeks (by 21<sup>st</sup> June 2023) from the date of publication of these proposals, any person may object to or make comments on the proposal by sending them to Laurence Field Programme Manager, Perceval House 3/SE/2, 14/16 Uxbridge Road, Ealing W5 2HL, or emailing [FieldL@ealing.gov.uk](mailto:FieldL@ealing.gov.uk).

Signed



Robert South, Strategic Director Children's Services

Publication Date: 24th May 2023

## **Appendix C: Consultation at Mandeville Special school and Oldfield Primary School in relation to the expansion of Mandeville School by up to 24 places through the opening of a satellite site at Oldfield Primary School.**

### **Consideration of Consultation**

Members should consider the views of all those affected by the proposal or who have an interest in them including pupils, families of pupils, staff, other schools and colleges etc. Members should not simply take account of the numbers of people expressing a view when considering representations made on proposals. Instead, Members should give the greatest weight to representations from those stakeholders likely to be most directly affected by the proposal.

### **Initial Consultation**

The governing boards of the schools and the Council sought views on a proposal to expand Mandeville School by up to 24 pupils aged 2 to 11. The consultation period was from Monday 5<sup>th</sup> December 2022 to Monday 23<sup>rd</sup> January 2023.

### **Who was consulted?**

The proposal was sent to the following stakeholders:

- Parents of pupils
- Staff and Governors
- An EGFL gatekeeping article was sent to all Ealing Schools about the proposals
- Ward Councillors
- Local MP
- Adjacent local authorities

### **How were stakeholders consulted?**

- Consultation Letter and Feedback Forms
- Consultation Events – Parent and staff consultation events took place at the schools in person
- Emails were sent directly to:
  - Ward Councillors
  - Local MP
  - Adjacent local authorities
- An EGFL gatekeeping article was sent to all Ealing Schools about the proposals

### **Feedback from Stakeholders**

There were 60 responses in total. 50.8% from parents, 15.9% from staff, 31.7% others and 1.6% from Governors. These sum to more than 100% as respondents can belong to more than one category.

With the question: “To what extent do you support the proposed expansion of Mandeville School on the Oldfield Primary Site?”, the overall support for the proposal was 83.1% agree or strongly agree from a total of 59 respondents. A further 4 respondents (6.8%) moderately supported the proposal. 5 respondents (8.5%) did “not at all” support the proposal. And 1 respondent completed this response as “Don’t know/can’t say”.



55 out of 60 respondents (91.7%) strongly agreed or agreed the expansion would improve facilities for pupils with SEN, and 3 respondents (5%) disagreed or strongly disagreed. 91.5% (54) strongly agreed or agreed the proposal would help meet the growing need for this type of provision, and 3 respondents (5.1%) disagreed or strongly disagreed. 88.1% (52) strongly agreed or agreed that the expansion would support young people with SEN, and 5 respondents (8.5%) disagreed or strongly disagreed.

The four most identified advantages or benefits were:

- Need for places/specialist provision
- Mandeville is a good school in the centre of the Community by expanding more pupils will benefit from attending the school and community facilities nearby
- Improved facilities in school
- More space will improve behaviour and safety

The consultation responses raised some concerns or disadvantages:

- Oldfield Primary School could be negatively impacted
- The need for sufficient staff and facilities
- A need for sufficient health staff numbers
- Accommodation for the pupils at Key Stage 2
- Travel distance



**Monday 5 December 2022**

**Expansion of Mandeville Special School on a satellite site at Oldfield Primary School  
Consultation on the Proposal - from Monday 5 December 2022 to Monday 23 January 2023**

Dear Parents / Carers, Pupils, Staff, and other interested parties,

**The Proposal.** The governing boards of both schools and the Council are seeking views on a proposal to expand Mandeville school by up to 24 pupils and accommodate them in a building at Oldfield Primary School. It is proposed that the Oldfield satellite site will be used by Foundation stage and Key stage 1 classes, with a focus on pupils with severe learning difficulties many of whom also have a diagnosis of Autism. The increase would be phased over two years starting with extra places in 2023 and ending in 2024. The proposed expansion will require investment in buildings on the Oldfield Primary School site. This will be funded by the Council.

To make the satellite work it is proposed to remodel the early years block at Oldfield to form SEN classrooms, specialist learning spaces. Extra teaching and non-teaching staff would be recruited by Mandeville. At the same time other spaces at Oldfield Primary school will be remodelled to accommodate the foundation stage classes moved from the current early years block. In developing the plans further, the Council will seek to maintain as much as possible of the external play space on the Oldfield Primary School site and the works would also include fencing and landscaping. The accommodation would meet government requirements and guidelines. The remodelled accommodation will be carefully designed to optimise the use of holidays for the build period when Oldfield Pupils are off site.

**Why is the expansion being proposed by Ealing Council?** The proposal for expansion of Mandeville Special School has been prompted by Ealing Council in response to a further significant rise in the proportion of pupils born in the last 5 years seeking special school places in the borough. There has been a specific rise in pupils with severe learning difficulties or profound and multiple learning difficulties, many of whom also have a diagnosis of Autistic Spectrum Disorder. Mandeville has already been expanded in response to the rising demand in the primary phase age group and no further expansion on the site is possible.

Oldfield Primary School is less than two miles from the Mandeville. Oldfield Primary has a good Ofsted report and has been a two-form entry school (420 pupils) until recently. However, falling pupil numbers in the area has led the school to reduce to (315 pupils). This will allow one of the buildings on the site to be available for the proposed satellite.

Mandeville has a borough wide catchment and provides a nursery and primary school education children aged 2 to 11 who have the most severe learning disabilities. We have three cohorts of students, those with Profound and Multiple Learning Difficulties, (PMLD), those with complex Severe Learning Difficulties (SLD) and those with an additional diagnosis of Autistic Spectrum Disorder (ASD). All of these young people have complex learning needs that require input from a highly skilled multidisciplinary team and specialist facilities to meet their learning, therapeutic and care needs but with an increasing roll Mandeville will need additional space to deliver a consistently high-quality education and maintain health and safety requirements

---

### **The views of Mandeville Special School on the proposal**

Mandeville is a well-resourced school built to meet the needs of pupils with severe and profound learning difficulties. Pupils who attend Mandeville come from across the whole of Ealing. The existing Mandeville building was opened in 2008. Subsequent expansions of the nursery block, conversion of classes to respond to the growing number of pupils with profound learning difficulties and provision for 10 classes of pupils with autism and severe learning difficulties has meant that pupil numbers have increased from 86 to 156 over the past 10 years.

The current Mandeville site has reached capacity in terms of places; the proposal for a satellite site at Oldfield offers a different and exciting opportunity to provide an education for some of our Early Years Foundation Stage pupils who have autism and severe learning difficulties. The Oldfield site will allow additional 24 places for pupils who will be educated by Mandeville staff. Once pupils have completed the EYFS they will move to the main Mandeville site and a new intake will start at Oldfield.

**Mandeville proposed unit at Oldfield Primary.** The proposed building at Oldfield (current EYFS) can be adapted to meet the needs of our children. The intention is for reception children and some year one children to be educated there. The current building will require a limited amount of adaptation to meet our needs. The proposed design is for three classrooms, a small sensory room and small soft play, small mixed-use space and office space for an administrator and teachers. It will also have an area for parents to meet. The outdoor space behind the building offers a small nature area, which is ideal for outdoor learning; landscaping will include a walkway through the trees, which would be of benefit to both schools. The front of the building has existing outdoor learning and play space and will include equipment to promote physical development, and defined spaces for us to extend the curriculum.

**Expertise in SEND.** Working next to Oldfield Primary School will bring opportunities for both schools. We have a very experienced leadership team at Mandeville and a highly skilled staff team. We have expertise in the SEND curriculum, assessment and approaches. Staff members are qualified trainers in the following: Team Teach; Makaton; yoga; moving and handling; swimming and sports. Our integrated work with the multi-disciplinary team including therapists and the medical profession has strengthened practice for all our staff. Having such a comprehensive skill base at school means we can provide training and outreach to mainstream schools. Being near Oldfield Primary means, their staff can benefit from expertise of the Mandeville staff and in turn, Mandeville staff will widen their knowledge of the EYFS and SEND in mainstream schools, this will enhance our practice.

**Extending our community.** We have an inclusive approach to learning and recognise the importance of building a school community that celebrates the uniqueness of every child. We believe in acting together to make things better for all. Our overall vision is to influence how young people with special educational needs and disabilities (SEND) can be part of their local community. We welcome this opportunity to be with Oldfield and are keen to explore possibilities of including pupils and parents in the wider community. Our approach is to work with and educate people so that children with SEND can extend their learning beyond school and be part of community life. There is a short distance between Mandeville School and the Oldfield site. The unit at Oldfield will be an integral part of the whole school community. Mandeville parents will have access to all training and support. Parents and children will have the opportunity to join planned special events and will have access to extended learning activities at Mandeville.

### **The views of Oldfield Primary School on the proposal.**

Oldfield is a small school which prides itself on the high level of pastoral provision alongside maintaining high standards. Pupils here show high levels of consideration for their peers, meaning

---

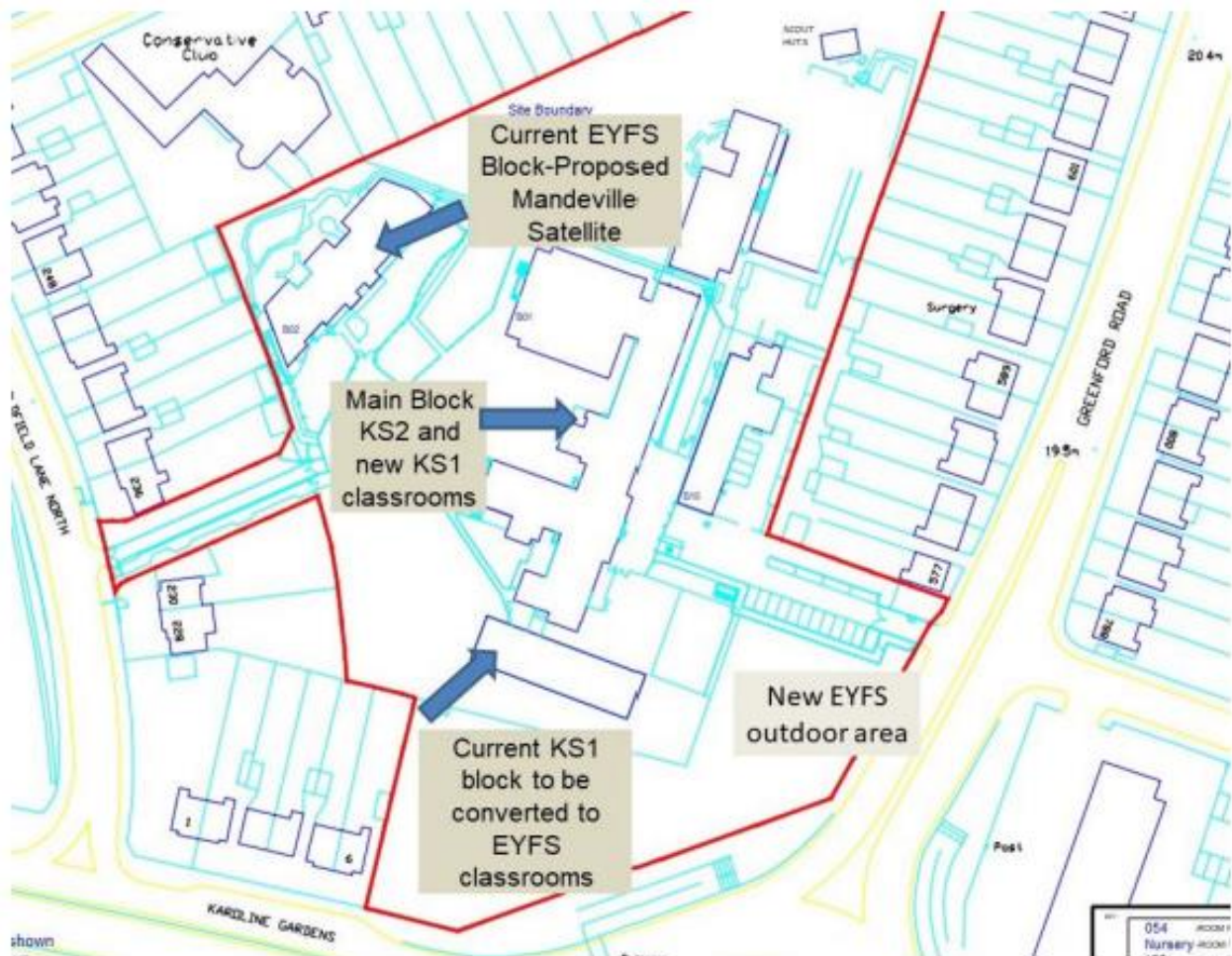
Mandeville children would receive a warm welcome. Like all schools, Oldfield is seeing an increase in children with special needs entering our mainstream provision. The presence of Mandeville professionals onsite gives us the opportunity to draw on their expertise. Both schools would explore the options of certain staff working and training across both organisations. As Oldfield has spare capacity, we feel we can offer the space to benefit the community as places in Specialist Settings are much needed in Ealing. In addition, this would help our school economise by reducing the upkeep costs for empty classrooms.

**Oldfield would remain a separate mainstream school.** The most important thing to emphasise is that although Oldfield and the Mandeville satellite will share the same site, they will in effect be 2 different schools. Mandeville children will not be attending lessons at Oldfield or sharing the playground. Oldfield will be catering for mainstream children of a range of abilities and teach its current curriculum. The SEND unit will be run by a member of Mandeville's senior leadership team while Oldfield will be managed by Mr McCormack and his team.

**The benefits of working in partnership.** As Mandeville has been judged as an outstanding school by Ofsted, the benefits for Oldfield are clear in terms of support the partnership would offer. Like all schools, Oldfield is seeing an increase in children with special needs coming into our mainstream provision. The presence of Mandeville professionals onsite gives us the opportunity to draw on their expertise. Oldfield would also like to explore the options of certain staff working across both organisations as well as offering Teacher Training across both schools.

**Upgrade of facilities for Oldfield.** With Ealing Council funding the project, Oldfield would benefit from a renewal of certain parts of the existing building such as the new year 1 and 2 classrooms and the new EYFS block. The new area for EYFS would provide a much larger outside area with upgraded play equipment. It would back directly onto small, raised beds and an enclosed field. Contained within a square space, the children will be able to mix more freely than present. Year 1 and 2 would benefit from an outside enclosed grass area and shade that they do not currently have. The new KS1 classrooms, leading directly onto this garden could utilise the space to enrich learning. It would also offer the opportunity for children who need more transition time into year 1, to access more physical and play based learning at times. The council will also be developing the nature area behind the current EYFS block. This would be timetabled for use by both Mandeville and Oldfield. In addition, certain Oldfield students who may have more complex needs, could by arrangement, use Mandeville's sensory room.

---



**Enhancing Oldfield as a community.** As Oldfield has a smaller number of students, we feel that there is an opportunity to bring the different age groups into a more cohesive unit rather than EYFS being the opposite side of a large playground. Nursery and Reception children would be part of the main school and could interact more freely with older children. Likewise, the KS1 children would be closer to KS2 children which would allow greater interaction. On certain occasions, children from both Mandeville and Oldfield could come together for special occasions such as non-uniform days and productions. Pupils would come to know children with special needs and appreciate the diversity in our community.

**More effective use of resources.** Next year OPS will have 4 spare classrooms as a result of consolidating into a 45 per year group entry. This is without a reduction in its official intake so it is likely with the projections for Greenford Northolt and Perivale (GNP) central that there could be further downward pressure on numbers which is being experienced by all schools. The fact that Oldfield would be able to relinquish the upkeep of one of the buildings, would reduce expenditure on maintaining empty classrooms. This could save up to 25% of these costs as we would employ fewer cleaners, use less energy and could make saving by sharing premises staff. This would mean that Oldfield would be able to direct more resources into the children's teaching and learning rather than "on-costs"

### Consultation Process

**Who are we consulting?** We are consulting parents / carers, pupils, staff, associated professionals, and other interested parties.

**How to have your say.** Detailed information on the expansion proposals can be accessed on

Mandeville and Oldfield websites

**Please return any comments to the school by midday on Monday 23<sup>rd</sup> January 2023. Boxes for comments will be placed in both schools' office reception area. Alternatively, please post to:**

*Mandeville School Expansion at Oldfield Primary School  
Horsenden Lane North, Greenford, Middlesex UB6 OPA*

Or

*Mandeville School Expansion at Oldfield Primary School  
Oldfield Lane North, Greenford, Middlesex UB6 8PR*

### **What happens next?**

- **5 December 2022 consultation starts.**
- Consultation Meetings - **Dates to confirmed on School Websites**
- **23 January 2023** deadline for responses to the consultation Governors of both schools consider consultation responses and decide whether to proceed. Update for parents on progress.
- **February 2023** Ealing Cabinet decides to publish a Statutory Notice for the Proposal
- **February / March 2023** statutory notice published in local paper
- **March / April 2023** Ealing Council Cabinet will determine the proposal
- Preparations begin for **September 2023** implementation.

**Please take time to complete the attached questionnaire so that we can get your feedback. For us to collate your responses, please return the questionnaire to school by midday on Monday 23<sup>rd</sup> January 2023.**

**Alternatively, you can fill out the online questionnaire in the link below:**

<https://forms.gle/EXCAfjZXjui8UH3F9>

Yours faithfully,

Tom Lindsay  
Education Planning Adviser  
Ealing Council

James McCormack  
Head teacher  
Oldfield Primary School

Denise Feasey  
Head teacher  
Mandeville School

## **Mandeville Special School Expansion on a satellite site at Oldfield Primary School Feedback Form**

Please indicate your views on the proposal to expand Mandeville School by up to 24 pupils from September 2023 by ticking the most appropriate box.

| <b>An expansion at of Mandeville at Oldfield Primary would mean we could:</b> | <b>Strongly Agree</b> | <b>Agree</b> | <b>Neither agree nor disagree</b> | <b>Disagree</b> | <b>Strongly Disagree</b> | <b>Don't know</b> |
|---|-----------------------|--------------|-----------------------------------|-----------------|--------------------------|-------------------|
| Improve Special Educational Needs (SEN) facilities for children:              |                       |              |                                   |                 |                          |                   |
| Help meet the growing demand for this type of provision:                      |                       |              |                                   |                 |                          |                   |
| Support both Oldfield Primary and Mandeville school by working together:      |                       |              |                                   |                 |                          |                   |

**To what extent do you support the proposed expansion of Mandeville School on the Oldfield Primary Site?**

- Completely  
 Very much  
 Moderately  
 Slightly  
 Not at all  
 Don't know / Can't say

Please add other comments on the proposal (continue overleaf if necessary):

**For your views to be counted, you must provide your full name and address. Only one response per person will be accepted. We will not pass on your personal information to a third party. Your views will be treated as strictly confidential.**

Name: \_\_\_\_\_

Address \_\_\_\_\_ Postcode \_\_\_\_\_

I am a:

Parent/Carer  Member of Staff  Local Resident   
Governor at School  Prospective Parent  Other, specify

**Please return the questionnaire to school by midday on Monday 23<sup>rd</sup> January 2023. Boxes for completed forms will be placed in both schools' office reception area. Alternatively, please post to:**

*Mandeville School, Horsenden Lane North, Greenford, Middlesex UB6 OPA*

**Or**

*Oldfield Primary School, Oldfield Lane North, Greenford, Middlesex UB6 8PR*

## **Appendix D - Statutory Notice for expansion of Mandeville School and opening a satellite site at Oldfield Primary School**

### **London Borough of Ealing Statutory Notice for a proposal to increase the capacity of Mandeville School and to open a satellite site at Oldfield Primary School with effect from 1st September 2024**

Notice is given in accordance with section 19(1) of the Education and Inspections Act 2006 and the School Organisation (Prescribed Alterations to Maintained Schools) (England) Regulations 2013/3110 that London Borough of Ealing intends to make prescribed alterations to Mandeville School, Horsenden Lane North, Greenford, Middlesex, UB6 0PA from 1st September 2023.

The London Borough of Ealing proposes to make the following changes to Mandeville Maintained Special School from September 2024:

- 1: increase the capacity of the school to 168 places;
- 2: open a satellite site from September 2024 at Oldfield Primary School (Oldfield Lane North, Greenford UB6 8PR) to enable the school to accommodate the larger intake.

Mandeville has a borough wide catchment and provides education for pupils who may have severe learning difficulties or profound and multiple learning difficulties, many of whom also have a diagnosis of Autistic Spectrum Disorder (ASD). Mandeville School has a planned capacity of 135 pupils. The increase to 168 places would be phased over two years ending in 2025. In order to accommodate the larger intake, it is proposed to provide a satellite site for the school in an existing building at Oldfield Primary School, Oldfield Lane North, Greenford UB6 8PR. This would enable the relocation of all Mandeville School's R/Y1 pupils with Severe Learning Difficulties (SLD)/Autism Spectrum Disorder (ASD) to that site. The proposed expansion will require investment in the existing buildings on the Oldfield Primary School site with a cost estimated at £1.5 million. Funding will be from the Council's Capital Programme for SEN places. The implementation of the provision is anticipated to assist with containing costs within the High Needs SEN budget.

It is not anticipated that the proposed changes to Mandeville Maintained Special School will have any impact on other educational facilities within the local area. The proposal has been made to accommodate increased demand for places. Admissions to Mandeville Maintained Special School will continue to be coordinated by the Local Authority, based on the needs set out in a pupil's Education, Health and Care Plan.

#### **OBJECTIONS AND COMMENTS ON THESE PROPOSALS**

This notice is an extract from the complete proposal. Copies of the complete proposal can be obtained from: Laurence Field, Programme Manager, Perceval House 3/SE/2, 14/16 Uxbridge Road, Ealing W5 2HL, by emailing [FieldL@ealing.gov.uk](mailto:FieldL@ealing.gov.uk), or from the website [https://www.ealing.gov.uk/info/201042/current\\_consultations](https://www.ealing.gov.uk/info/201042/current_consultations).

Within four weeks (by 28<sup>th</sup> June 2023) from the date of publication of these proposals, any person may object to or make comments on the proposal by sending them to Laurence Field Programme Manager, Perceval House 3/SE/2, 14/16 Uxbridge Road, Ealing W5 2HL, or emailing [FieldL@ealing.gov.uk](mailto:FieldL@ealing.gov.uk).

Signed:



Robert South, Strategic Director Children's Services  
Publication Date: 31<sup>st</sup> May 2023



**Appendix E – Phase 1 Works for Mandeville School at Oldfield Primary Financial Implications**

| Ref. | Item  | £          |
|------|---|------------|
| 1    | Recommended tender for acceptance:<br>MP Building Ltd | 799,420.96 |
| 2    | Building Control Fees                                 | 2,250.00   |
| 3    | CDM Advisor Fees                                      | 2,230.00   |
| 4    | Scope and Validation Fees                             | 18,100.00  |
| 5    | Design & PM Consultant Fees                           | 113,517.78 |
| 6    | Asbestos Surveys and Removal                          | 950.00     |
| 7    | Other Surveys   | 2,000.00   |
| 8    | Loose FF&E  | 7,000.00   |
| 9    | ICT Equipment   | 10,500.00  |
| 10   | Sensory Equipment                                     | 25,000.00  |
| 11   | ESTIMATED TOTAL COST [exc. VAT]                       | 980,968.74 |