

# North Tyneside Council

## Report to Cabinet

### Date: 12 November 2012

#### ITEM 5

Title: Report from  
Overview and Scrutiny  
Committee – Kings Priory  
Consultation

Portfolio(s): Children, Young People and Learning

Cabinet Member(s): Councillor David Lilly

Report from: Overview and Scrutiny Committee

Wards affected: All

#### PART 1

##### 1.1 Purpose:

The purpose of the report is to present a recommendation from Overview and Scrutiny Committee in relation to the formulation of the Council's response to the Secretary of State for Education on the proposals to create Kings Priory School in Tynemouth as an academy school from September 2013.

In accordance with Section 122 of the Local Government and Public Involvement in Health Act 2007, this report gives written notice of the recommendation. Cabinet is required to consider the recommendation and provide a response to the Children and Young People Sub-committee within 2 months of the date of this meeting (i.e. 12 January 2013). In providing this response Cabinet is asked to state whether or not it accepts the recommendation and the reasons for the decision. Cabinet must also indicate what action, if any, it proposes to take.

##### 1.2 Recommendation(s):

Overview and Scrutiny Committee recommend that Cabinet submit to Council for determination the Strategic Director for Children, Young People and Learning's recommended response to the Secretary of State on the proposals for Kings Priory School.

##### 1.3 Forward plan:

The report was included in the forward plan for the period 1 August to 30 November 2012 under the matters arising from Overview and Scrutiny Committee and its sub committees heading.

##### 1.4 Council plan and policy framework

The report relates to Priority 2 of the Council Strategic Plan 2012 – 2015: Maintaining excellent education, training and employment opportunities, including apprenticeships and working in collaboration with partners.

## **1.5 Information:**

At its meeting on 5 November 2012 the Overview and Scrutiny Committee considered a recommendation from the Children, Education and Skills Sub-committee regarding the response to the Secretary of State on the proposals for Kings Priory School.

The Children, Education and Skills Sub-committee received an update at its meeting on 22<sup>nd</sup> October 2012 regarding the current position of the proposed merger and conversion to an academy of Priory Primary School and The Kings School in Tynemouth.

The Children, Education and Skills Sub-committee considered that the proposals would have a significant impact on the provision of education in the Borough and the decision as to whether or not the Council would make representations to the Secretary of State for Education and what those representations would be, was something which should be determined by all elected members of the Council and submitted a recommendation to Overview and Scrutiny Committee.

Overview and Scrutiny Committee considered the recommendation at 1.2 above and endorsed it for submission to Cabinet for consideration.

Cabinet should consider the recommendation of Overview and Scrutiny Committee, with full regard to the legal position as set out in paragraph 2.2 of this report.

## **1.6 Decision options:**

The following decision options are available for consideration by Cabinet:

### Option 1

Accept the recommendation of Overview and Scrutiny Committee.

### Option 2

Reject the recommendation of Overview and Scrutiny Committee.

### Option 3

Reject the recommendation but agree to undertake consultation with all members or the Party Group Leaders before submitting the response to the Secretary of State.

## **1.7 Reasons for recommended option:**

Overview and Scrutiny Committee recommends Option 1.

The Committee considered that the Kings Priory proposals would have a significant impact on the provision of education in the Borough and that therefore representations to the Secretary of State for Education should be determined by all elected members of the Council.

## **1.8 Appendices:**

None

## **1.9 Contact officers:**

Elizabeth Kerr, Democratic Services Tel: 643 5322  
Louise Watson, Legal Services Tel: 643 5325

## **1.10 Background information:**

Report on Kings Priory School to Council 25 October 2012

Report to Overview and Scrutiny Committee from Children, Education and Skills Sub-committee 5 November 2012

Local Authorities (Functions and Responsibilities) (England) Regulations 2000

North Tyneside Council Constitution

## **PART 2 – COMPLIANCE WITH PRINCIPLES OF DECISION MAKING**

### **2.1 Finance and other resources**

This is a procedural matter. There are no direct issues relating to finance and resources from this report.

### **2.2 Legal**

Under the Council's executive arrangements, Cabinet has responsibility for all matters of Council business except where otherwise provided for in law, in particular by the Local Authorities (Functions and Responsibilities) (England) Regulations 2000. Under these provisions, some Council functions are reserved to full Council, and others are shared between Cabinet and Council.

The responsibility for making the Council's formal representations to the Secretary of State for Education is a matter for Cabinet. Cabinet may consult with Full Council or gather the views of elected members, for example, through a cross party group or via Party Group Leaders, prior to determining the content of the representations to be submitted.

### **2.3 Consultation/community engagement**

This is a procedural matter. No consultation has been undertaken.

### **2.4 Human rights**

There are no direct issues relating to human rights arising from this report.

### **2.5 Equalities and diversity**

There are no direct issues relating to equalities and diversity arising from this report.

## **2.6 Risk management**

There are no direct issues relating to risk arising from this report.

## **2.7 Crime and disorder**

There are no direct issues relating to crime and disorder arising from this report.

## **2.8 Environment and sustainability**

There are no direct issues relating to environment and sustainability arising from this report.

## **PART 3**

The following officers and Members have been sent a copy of the report for their information:

- Strategic Director for Children, Young People and Learning
- Mayor/Cabinet Member
- Chief Finance Officer
- Monitoring Officer