

CYNGOR SIR POWYS COUNTY COUNCIL

**CABINET REPORT
FOR PORTFOLIO HOLDER DECISION
COUNTY COUNCILLOR BARRY THOMAS
(LEADER AND PORTFOLIO FOR EDUCATION AND CHILDREN'S SERVICE)
11th August 2014**

REPORT AUTHOR: Beth Groves
Principal Officer – Governor Support

SUBJECT: School Name and Instrument of Government – Ysgol
Bro Hyddgen, Machynlleth

REPORT FOR: Decision

Summary

This report makes recommendations on

- Establishing a permanent governing body for the new 4-18 school in Machynlleth from September 2014

Background

On the 3rd December 2013, Cabinet approved a proposal to close Ysgol Bro Ddyfi and Ysgol Gynradd Machynlleth on the 31st August 2014, and open a new 4-18 school on two sites in Machynlleth from September 1st 2014.

A temporary governing body was established on the 9th January, in accordance with 'The New Maintained Schools (Wales) Regulations 2005', which sets out the regulations for the governance of new maintained schools in Wales. The Regulations prescribe the timescale for the establishment of temporary or shadow governing bodies, the number and types of governors and how they are to be nominated. If a new school is to be established, there is a requirement to establish:

- a shadow or temporary governing body in advance of the incorporation of the school;
- a permanent governing body with effect from the date of establishment of the school.

Proposal

Instrument of Governance

The new school will be established under The Education (Middle Schools) (Wales) Regulations 2012 ("the Middle Schools Regulations"). These regulations are intended to determine, or enable the Welsh Ministers to determine, whether a middle school (that is a school which contains pupils of both primary and secondary school age) should be treated for legislative purposes as a primary school or a secondary school.

14 / 8 / 2014.

Middle schools are defined in section 5(3) of the Education Act 1996 as schools providing full-time education suitable to the requirements of pupils who–

- have attained a specified age below 10 years and six months,
- are under a specified age above 12 years.

Such schools would include 'all-through' schools, educating children between the ages of 4 and 16-18.

Regulation 4 of the Middle Schools Regulations provides that a middle school is to be determined to be a secondary school where that school has a wider range of pupils of secondary school age, than primary school age, or, unless a determination has been made under regulation 5(2), where that school provides education up to or beyond compulsory school age.

A governing body for the new 4 – 18 School will need to be established, replacing the current two governing bodies, which will cease on the closure of the schools on the 31st August 2014. In accordance with the Middle Schools Regulations, the new School has been determined to be a secondary school.

The Instrument of Governance is based on this, and is attached at Appendix 1.

Name of new school

The name of the new 4 – 18 school has been agreed by the Temporary Governing Body to be Ysgol Bro Hyddgen, Machynlleth.

Recommendations

The following Instruments of Government should be applied to the school.

5 parent governors

4 LA governors

2 teacher governor

1 staff governor

4 community governors

the headteacher (except at any time when he/she has given written notice to the clerk to the governing body of the school that he/she chooses not to be a governor

Corporate Improvement Plan

This paper supports the aspirations for Learning and wider community involvement within the Corporate Improvement Plan.

Options Considered/Available

N/A

Preferred Choice and Reasons

N/A

Sustainability and Environmental Issues/Equalities/Crime and Disorder,/Welsh Language/Other Policies etc

N/A

Children and Young People's Impact Statement - Safeguarding and Wellbeing

N/A

Local Member(s)

Other Front Line Services

No implications identified.

Support Services (Legal, Finance, HR, ICT, BPU)

Finance - Has nothing additional to add to the report and supports the recommendations.

Communications - The report is of considerable public interest and requires a news release/social media activity to communicate the decision.

Legal – the recommendations can be supported from a legal point of view

Local Service Board/Partnerships/Stakeholders etc

Statutory Officers

The County Solicitor (Monitoring Officer): "I have nothing to add to the report"

The Strategic Director Resources (Section 151 Officer) – Notes the comments made by finance.

Members' Interests

County Councillor J.M. Williams - I concur with the report

County Councillor E.R. Davies – I support the report

County Councillor G. P. Vaughan - I have supported the new 4-18 school in Machynlleth from the outset. I believe it to be a very exciting development.

County Councillor D.C. Jones - This is the way forward in the twenty first century and will be of advantage to the schoolchildren of the Machynlleth area as well as the children of the federated school of Glantwymyn, Llanbrynmair and Carno

Future Status of the Report

N/A

Recommendation:	Reason for Recommendation:
To approve the Instruments of Government and name of school for Ysgol Bro Hyddgen, Machynlleth	In line with the Education (Middle Schools)(Wales) Regulations 2012

Relevant Policy (ies):			
Within Policy:	Y	Within Budget:	Y

Relevant Local Member(s):	County Councillor J.M. Williams County Councillor E.R. Davies County Councillor G. P. Vaughan County Councillor D.C. Jones
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Person(s) To Implement Decision:	Beth Groves
Date By When Decision To Be Implemented:	As soon as possible

Contact Officer Name:	Tel:	Fax:	Email:
Beth Groves	01597 826402		beth.groves@powys.gov.uk

Background Papers used to prepare Report:

The Education (Middle Schools)(Wales) Regulations 2012