

## CABINET

13 November 2012

<b>Title:</b> Urgent Action: Demographic Growth Capital Fund Grant - Trinity School Sixth Form Further Education Centre (FEC)	
<b>Report of the Chief Executive</b>	
<b>Open Report</b>	<b>For Information</b>
<b>Wards Affected:</b> Heath	<b>Key Decision:</b> Yes
<b>Report Author:</b> Alan Dawson, Democratic Services Manager	<b>Contact Details:</b> Tel: 020 8227 2348 E-mail: alan.dawson@lbbd.gov.uk
<b>Accountable Divisional Director:</b> Fiona Taylor, Head of Legal and Democratic Services	
<b>Accountable Director:</b> Graham Farrant, Chief Executive	
<b>Summary:</b> <p>During the summer the Council was successful with a bid of £922,250 to the Education Funding Agency (EFA), the agency appointed by the Department for Education to manage educational finances, for additional sixth form provision in the Borough. The successful bid related to the expansion of the 16-19 student teaching accommodation at Trinity School.</p> <p>As the attached report from the Corporate Director of Children's Services explains (<b>Appendix 1</b>), the application process for grant funding was only launched in May this year and a key condition of the award was that projects must be completed by 31 March 2013. Officers developed a scheme that would enable the works to be procured and completed by this deadline and, in the normal course of events, the proposals would have been presented to the Cabinet for decision. However, in view of the urgent need to award the contract and commence the construction works it was not practical to put this matter up to the Cabinet on 16 October, particularly as the call-in period would not have expired until 24 October. In the circumstances, the Chief Executive decided that it would be in the Council's best interests to deal with the matter under the Urgent Action provisions of paragraph 17, Article 1, Part B of the Constitution so that the proposals could be implemented immediately.</p> <p>In line with the Urgent Action provisions and as the matter qualified as a "key decision" and had not been publicised in accordance with the Local Authorities (Executive Arrangements) (Meetings and Access to Information) (England) Regulations 2012, the Leader of the Council and the Lead Member of the Children's Services Select Committee were consulted prior to the Chief Executive agreeing the proposals on 10 October 2012.</p>	
<b>Recommendation(s)</b> <p>The Cabinet is asked to note the following action taken by the Chief Executive under the urgency procedures contained within paragraph 17 of Article 1, Part B of the Council's Constitution:</p>	

- (i) Accept the capital grant of £922,250 from the Education Funding Agency to support the provision of 16-19 student teaching accommodation at Trinity School on the terms and conditions detailed in Appendix 1 to the report;
- (ii) Agree to the inclusion of the project in the 2012/13 Capital Programme in the sum of £922,250; and
- (iii) Authorise the Corporate Director of Children's Services, in consultation with the Chief Financial Officer, Head of Legal and Democratic Services and the Cabinet Member for Children's Services, to approve the procurement route, appointment of the final contractor and the placing of an order.

**Background Papers Used in the Preparation of the Report:**

- Letter and enclosures from the Chief Executive of 10 October 2012 entitled "Urgent Action under Paragraph 17, Article 1, Part B of the Constitution – Demographic Growth Capital Fund Grant: Trinity School Sixth Form Further Education Centre".

**List of appendices:**

- **Appendix 1** - Report and appendices re "Demographic Growth Capital Fund Grant - Trinity School Sixth Form Further Education Centre (FEC)"