

# EXECUTIVE DECISION

made by a Cabinet Member



## REPORT OF ACTION TAKEN UNDER DELEGATED AUTHORITY BY AN INDIVIDUAL CABINET MEMBER

Executive Decision Reference Number – L31 22/23

Decision	
1	<b>Title of decision:</b> School Estate Expansion and Condition Works Programme
2	<b>Decision maker:</b> Councillor Richard Bingley, Leader of the Council
3	<b>Report author and contact details:</b> Ian Baker, <a href="mailto:ian.baker@plymouth.gov.uk">ian.baker@plymouth.gov.uk</a> , 01752 307320
4	<b>Decision to be taken:</b> <ul style="list-style-type: none"> <li>• Approves the Business Case</li> <li>• Allocates £2,500,677.40 for the project into the Capital Programme funded by High Needs Provision Capital Allocation SEND Grant.) Budget and Schools Condition Funding Budget</li> <li>• Authorises the proposed procurement process</li> <li>• To authorise Service Director for Education, Participation &amp; Skills to approve businesses cases and award contracts relating to this project where they would otherwise not have authority to do so</li> </ul>
5	<b>Reasons for decision:</b> To provide permanent additional classroom facilities for both mainstream and SEND pupils by way of modular buildings to provide suitable solutions faster and more cost effectively than a traditional build, with a turnkey (fully packaged) solution.
6	<b>Alternative options considered and rejected.</b> <b>Traditional Design &amp; Build:-</b> <p>There is currently a time pressure for delivering the Modular units and we need these in place, along with the necessary planning approvals.</p> <p>The units need to be fully commissioned and installed during the summer holiday period 2023 (a period of only 6 weeks duration).</p> <p>As the units proposed are modular, there is a significantly reduced design and construction period, reduced travel/transport distance and significantly reduced duration of the overall programme compared to a traditional build. It utilises modern build technology. Compliant with all Building Regulations. New units could be re-used on alternative sites. It is a lower Carbon solution, that cannot be achieved by traditional methods of construction and is depending on the design, either comparable or slightly less costly than conventional methods of construction</p> <b>Long Term Hire of Temporary Accommodation:-</b> <p>Costly and penalties for shorter or extended periods of Hire. Significant dilapidation and removal fees at the end of the contract. Often refurbished units and not bespoke without significant additional fees.</p> <b>Do Nothing:-</b>

	Will lead to out of city placements with the significant associated and ongoing costs to PCC			
7	<b>Financial implications and risks:</b>  SEND pupils will be unable to be educated within the City costs approximately £100,000 per pupil/per year  Closure of a mainstream schools Early Years Foundation temporary classroom due to being life expired.			
8	<b>Is the decision a Key Decision?</b> (please contact <a href="#">Democratic Support</a> for further advice)	<b>Yes</b>	<b>No</b>	<b>Per the Constitution, a key decision is one which:</b>
			x	in the case of <b>capital</b> projects and contract awards, results in a new commitment to spend and/or save in excess of <b>£3million</b> in total
			x	in the case of <b>revenue</b> projects when the decision involves entering into new commitments and/or making new savings in excess of <b>£1 million</b>
		x	is <b>significant</b> in terms of its effect on communities living or working in an area comprising <b>two or more</b> wards in the area of the local authority.	
	<b>If yes, date of publication of the notice in the <a href="#">Forward Plan of Key Decisions</a></b>	N/A		
9	<b>Please specify how this decision is linked to the Council's corporate plan/Plymouth Plan and/or the policy framework and/or the revenue/capital budget:</b>	<p>Celebrate diversity and ensure that Plymouth is a welcoming city. The proposal supports the diversity of Plymouth, ensuring that all pupils, regardless of gender or disability have access to suitable buildings supporting a brilliant start in education:</p> <p>Supporting our workforce through the implementation of Our People Strategy 2020 – 2024. These proposals contribute to the right to all of our staff to deliver education in suitable premises.</p> <p>The proposal utilises both the Education SEND Capital funding and the Education Condition Funding from the DfE to procure suitable facilities, reducing financial risk to the Council, with no Financial Borrowing.</p>		
10	<b>Please specify any direct environmental implications of the decision (carbon impact)</b>	<p>Reduced construction/manufacturing period, reduced travel/transport distance and reduced duration of build programme compared to a traditional build.</p> <p>Utilises modern build technology. Compliant with all Building Regulations.</p> <p>Providing an environmentally friendly solution. Reducing pupil travel to outside city locations.</p> <p>Reducing build time and construction crew travel time and distances.</p> <p>If sustainability and environmental elements are added to</p>		

		units this promotes further carbon savings and works towards carbon neutrality by providing high spec teaching facilities with the potential to also offer future-proofing sustainable features such as heat-recovery ventilation and PV panels.		
<b>Urgent decisions</b>				
11	Is the decision urgent and to be implemented immediately in the interests of the Council or the public?	Yes		(If yes, please contact Democratic Support ( <a href="mailto:democraticsupport@plymouth.gov.uk">democraticsupport@plymouth.gov.uk</a> ) for advice)
		No	x	(If no, go to section 13a)
12a	Reason for urgency:			
12b	Scrutiny Chair Signature:		Date	
	Scrutiny Committee name:			
	Print Name:			
<b>Consultation</b>				
13a	Are any other Cabinet members' portfolios affected by the decision?	Yes	x	Councillor Carlyle
		No		(If no go to section 14)
13b	Which other Cabinet member's portfolio is affected by the decision?	None		
13c	Date Cabinet member consulted	8 February 2023		
14	Has any Cabinet member declared a conflict of interest in relation to the decision?	Yes		If yes, please discuss with the Monitoring Officer
		No	x	
15	Which Corporate Management Team member has been consulted?	Name	Sharon Muldoon	
		Job title	Director of Children's Services	
		Date consulted	8 February 2023	
<b>Sign-off</b>				
16	Sign off codes from the relevant departments consulted:	Democratic Support (mandatory)	DS128 22/23	
		Finance (mandatory)	DJN.22.23.428	
		Legal (mandatory)	MS/	

			00001372/21.03.23
		<b>Human Resources (if applicable)</b>	N/A
		<b>Corporate property (if applicable)</b>	N/A
		<b>Procurement (if applicable)</b>	SN/PS/674/ED/0323

### Appendices


17	Ref.	Title of appendix
	A	Briefing Note - <i>Modular Units - SEND &amp; College Road</i>
	B	Equalities Impact Assessment EIA - <i>Modular Units - SEND &amp; College Road</i>
	C	<i>Capital Investment BC - Modular Units - SEND &amp; College Road</i>

### Confidential/exempt information

18a	Do you need to include any confidential/exempt information?	Yes		If yes, prepare a second, confidential ('Part II') briefing report and indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box in 18b below.  (Keep as much information as possible in the briefing report that will be in the public domain)						
		No	x							
		Exemption Paragraph Number								
		1	2	3	4	5	6	7		
18b	Confidential/exempt briefing report title:									

### Background Papers

19	Please list all unpublished, background papers relevant to the decision in the table below.  Background papers are <u>unpublished</u> works, relied on to a material extent in preparing the report, which disclose facts or matters on which the report or an important part of the work is based. If some/all of the information is confidential, you must indicate why it is not for publication by virtue of Part I of Schedule 12A of the Local Government Act 1972 by ticking the relevant box.							
<b>Title of background paper(s)</b>		<b>Exemption Paragraph Number</b>						
		<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>

<b>Cabinet Member Signature</b>							
20	I agree the decision and confirm that it is not contrary to the Council's policy and budget framework, Corporate Plan or Budget. In taking this decision I have given due regard to the Council's duty to promote equality of opportunity, eliminate unlawful discrimination and promote good relations between people who share protected characteristics under the Equalities Act (2010) and those who do not. For further details please see the EIA attached.						
<b>Signature</b>				<b>Date of decision</b>		22 March 2023	
<b>Print Name</b>		Councillor Richard Bingley, Leader of Plymouth City Council					