

Record of officer decision

Decision title:	Education and Skills Funding Agency 16-19 Funding Contract 2018/2019
Date of decision:	Decision to be implemented with immediate effect.
Decision maker:	Director children and families
Authority for delegated decision:	The chief executive's scheme of delegation to the director for children and families (paragraph 126) provides the delegated authority to allow the decision to be taken.
Ward:	Countywide
Consultation:	Finance and Legal
Decision made:	Acceptance of the Secretary of State for Education acting through the Education and Skills Funding Agency (ESFA) Conditions of Funding Grant 2018/2019 of £220,319 in total on behalf of the maintained school sixth forms of Earl Mortimer College and Sixth Form Centre and Westfield school.
Reasons for decision:	The local authority is responsible for receiving the grant allocation for maintained school sixth forms in Herefordshire and paying these schools for delivery of education provision for students aged 16 to 19 as per the ESFA funding guidance.
Highlight any associated risks/finance/legal/equality considerations:	<p>Decision has been discussed with finance. Sixth Form funding for local authority maintained schools such as Earl Mortimer College and Sixth Form Centre and Westfield School is paid by Department for Education (DFE) grant. Signing the contract is accepting the ESFA grant terms and conditions and the grant funding will be passported through to the two schools.</p> <p>The local authority has a duty to provide further education and training opportunities for those young people who are over compulsory school age (5 – 16 years old) but who are 19 years old and under (or 25 and under if young person has a relevant EHCP).</p> <p>The grant monies to be provided under this agreement will be used to pay for the provision of these services.</p> <p>Section 31 of the Local Government Act 2003 states that a Minister of the Crown may pay a grant to a local authority towards expenditure incurred or to be incurred by the local authority. The section further defines amounts payable and provisions for grant conditions.</p> <p>The contents of the funding agreement sets out the terms under which the grant is provided, including amounts to be paid and how payment will be made; what the grant is to be used for; the local authority's obligations (including reporting and monitoring requirements); breach procedures for both minor and serious breaches and termination clauses.</p> <p>The terms set out in this agreement are acceptable to the local authority.</p>

Details of any alternative options considered and rejected:	There are no alternative options. If we do not accept this grant then the Earl Mortimer College and Sixth Form Centre and Westfield School will not receive their sixth form funding for the academic year 2018/2019, which will have an impact on the education of young people aged 16 to 18 in Herefordshire.
Details of any declarations of interest made:	None

Signed

Date: 27 September 2018