



## RECORD OF DELEGATED OFFICER DECISION

Key Decision

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### **SUBJECT:**

**Cymmer Primary School  
Instrument of Government**

### **PURPOSE OF REPORT:**

In accordance with the Council's Scheme of Delegation, this report has been prepared to accompany the intended officer decision of the Director of Education and Lifelong Learning as described below:

To seek a decision regarding the need to make an Instrument of Government for the new school to be established in September 2016 following the amalgamation of Cymmer Infants' and Junior Schools.

### **DELEGATED DECISION (Date):**

It was agreed that the new Instrument of Government be made before the new school opens in September 2016.

  
**Chief Officer Signature**

  
**Print Name**

30/8/16  
**Date**

The decision is taken in accordance with Section 15 of the Local Government Act, 2000 (Executive Functions) and in the terms set out in Section 5 of Part 3 of the Council's Constitution

**CONSULTATION**

R. Harman

**CONSULTEE CABINET MEMBER SIGNATURE**

30/8/2016

**DATE**

**CONSULTEE OFFICER SIGNATURE**

**DATE**

**CALL IN PROCEDURE RULES.**

**IS THE DECISION DEEMED URGENT AND NOT SUBJECT TO CALL-IN BY THE OVERVIEW AND SCRUTINY COMMITTEE:**

YES  NO

*Reason for urgency:* Decision required by 1<sup>st</sup> September 2016.

*If deemed urgent* - signature of Mayor or Deputy Mayor or Head of Paid Service confirming agreement that the proposed decision is reasonable in all the circumstances for it being treated as a matter of urgency, in accordance with the overview and scrutiny procedure rule 17.2:

[Signature]

**(Mayor)**

30/08/2016

**(Dated)**

**NB - If this is a reconsidered decision then the decision Cannot be Called In and the decision will take effect from the date the decision is signed.**

FOR CABINET OFFICE USE ONLY

**PUBLICATION & IMPLEMENTATION DATES**

**PUBLICATION**

Publication on the Councils Website:- 30/8/16.

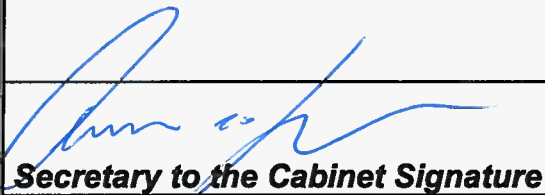
**DATE**

**IMPLEMENTATION OF THE DECISION**

**Note:** This decision will not come into force and may not be implemented until the expiry of 5 clear working days after its publication to enable it to be the subject to the Call-In Procedure in Rule 17.1 of the Overview and Scrutiny Procedure Rules.

Subject to Call In the implementation date will be 30/8/16.

**DATE**



**Secretary to the Cabinet Signature**

CHRISTIAN ST HANKLAN  
**Print Name**

30/8/16  
**Date**

**Further Information**

<b>Directorate:</b>	<b>Education and Lifelong Learning</b>
<b>Contact Name:</b>	<b>Julie Hadley</b>
<b>Designation:</b>	<b>School Organisation Manager</b>
<b>Tel.No.</b>	<b>01443 744227</b>



## **RHONDDA CYNON TAF COUNTY BOROUGH COUNCIL**

### **REPORT TO ACCOMPANY A DECISION OF THE DIRECTOR OF EDUCATION AND LIFELONG LEARNING**

**31<sup>st</sup> August 2016**

#### **Cymmer Primary School Instrument of Government**

**AUTHOR:** Julie Hadley, School Organisation Manager

#### **1. PURPOSE OF THE REPORT**

- 1.1 The purpose of the report is to seek a decision on the requirement to make an Instrument of Government for the new primary school to be established in September 2016, following the amalgamation of Cymmer Infants' and Cymmer Junior Schools.

#### **2. RECOMMENDATIONS**

It is recommended:

that the Instrument of Government for the new school be made prior to 1<sup>st</sup> September 2016.

#### **3 REASONS FOR RECOMMENDATIONS**

Regulation 43 of the New Maintained Schools (Wales) Regulations 2005 requires the local authority to make an Instrument of Government for a new school before the school opening date.

#### **4. BACKGROUND**

- 4.1 At their meeting held on 19<sup>th</sup> January 2016, the Council's Cabinet approved the proposal to amalgamate Cymmer Infants' and Cymmer Junior Schools, to create a new Primary School to serve the catchment area, from 1<sup>st</sup> September 2016. The new school will be accommodated in the existing buildings of the current Infants' and Junior Schools, which will be refurbished and remodelled for the purpose. This decision was taken following a period of statutory consultation and the publication of a statutory notice, which attracted no objections.
- 4.2 If agreed, the Instrument of Government for the new school should be made before it opens on 1<sup>st</sup> September 2016.



4.3 The effect of agreeing this recommendation will be as follows:

- 31<sup>st</sup> August 2016– Instrument of Government will be made and Cymmer Infants and Cymmer Junior Schools will close.
- 1<sup>st</sup> September 2016 new primary school opens under name contained in Instrument of Government but continues to be governed by temporary governing body in the interim period.
- Between 1<sup>st</sup> September 2016 and 30<sup>th</sup> September 2016 members of the new permanent governing body will be elected or appointed. The temporary governing body will be discontinued as soon as all permanent governors have been appointed.

**5 EQUALITY AND DIVERSITY IMPLICATIONS**

An Equalities Impact Assessment is not required.

**6 CONSULTATION**

Formal consultation is not required.

**7 FINANCIAL IMPLICATION(S)**

There are no financial implications aligned to this report.

**8 LEGAL IMPLICATIONS OR LEGISLATION CONSIDERED**

Regulation 43 of the New Maintained Schools (Wales) Regulations 2005.

**9 CONCLUSION**

This item falls under Children and Young People Scrutiny Committee.

Background papers are attached at Appendix 1.



**LOCAL GOVERNMENT ACT 1972**

**AS AMENDED BY**

**THE LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985**

**RHONDDA CYNON TAF COUNTY BOROUGH COUNCIL**

**REPORT TO ACCOMPANY A DECISION OF THE DIRECTOR OF  
EDUCATION AND LIFELONG LEARNING**

**31<sup>st</sup> August 2016**

**Cymmer Primary School  
Instrument of Government**

**Item: Appendix 1 – Instrument of Government Cymmer Primary School**

**Officer to contact: Julie Hadley, School Organisation Manager**



**INSTRUMENT OF GOVERNMENT  
CYMMER PRIMARY SCHOOL**

1. The name of the school is Cymmer Primary School.
2. The school is a *community* school.
3. The name of the governing body is *the governing body of Cymmer Primary School*.
4. The governing body shall consist of:
  - (a) 4 parent governors
  - (b) 3 LEA governors
  - (c) 1 teacher governor
  - (d) 1 staff governor
  - (e) 3 community governors
  - (f) the headteacher, (except at any time when (s)he has given written notice to the clerk to the governing body of the school that (s)he chooses not to be a governor).
5. Total number of governors will be 13.
6. This instrument was made by order of Rhondda Cynon Taf Local Education Authority on 31<sup>st</sup> August 2016.
7. This instrument of government came into effect on 1st September 2016.