

Appendix 3

Equality Impact Assessment / Equality Analysis

Title of service or policy	Determination of the statutory Notice to Revoke the Notice to Close Culverhay School
Name of directorate and service	Children's Services
Name and role of officers completing the EIA	Helen Hoynes Children's Services and School Organisation Manager
Date of assessment	26 September 2011

Equality Impact Assessment (or 'Equality Analysis') is a process of systematically analysing a new or existing policy or service to identify what impact or likely impact it will have on different groups within the community. The primary concern is to identify any discriminatory or negative consequences for a particular group or sector of the community. Equality impact Assessments (EIAs) can be carried out in relation to service delivery as well as employment policies and strategies.

This toolkit has been developed to use as a framework when carrying out an Equality Impact Assessment (EIA) or Equality Analysis on a policy, service or function. It is intended that this is used as a working document throughout the process, with a final version including the action plan section being published on the Council's and NHS Bath and North East Somerset's websites.

1. Identify the aims of the policy or service and how it is implemented.		
	Key questions	Answers / Notes
1.1	Briefly describe purpose of the service/policy including <ul style="list-style-type: none"> ● How the service/policy is delivered and by whom ● If responsibility for its implementation is shared with other departments or organisations ● Intended outcomes 	Keep Culverhay school open in order to continue to deliver secondary school provision on this site. Work towards the school becoming co-educational at the earliest opportunity. Support the Governing Body in its aims for Culverhay to become an Academy. Culverhay school Governing Body and the LA at present. Culverhay school Governing Body and the successful Academy sponsor in the future. If the school becomes an Academy, responsibility for implementation will rest with the Governing Body and the Academy sponsor. To provide a financially viable secondary school on this site with good educational standards that delivers good educational outcomes for its co-educational pupils.
1.2	Provide brief details of the scope of the policy or service being reviewed, for example: <ul style="list-style-type: none"> ● Is it a new service/policy or review of an existing one? 	Existing decision to close Culverhay school and new proposal to keep the school open and for the school to become co-educational in the future.

	<ul style="list-style-type: none"> • Is it a national requirement?). • How much room for review is there? 	No Unknown, as the school may become an Academy in the future which would mean that any decisions on possible review would be for the Academy and not the Local Authority.
1.3	Do the aims of this policy link to or conflict with any other policies of the Council?	No.

2. Consideration of available data, research and information

Monitoring data and other information should be used to help you analyse whether you are delivering a fair and equal service. Please consider the availability of the following as potential sources:

- **Demographic** data and other statistics, including census findings
- Recent **research** findings (local and national)
- Results from **consultation or engagement** you have undertaken
- Service user **monitoring data** (including ethnicity, gender, disability, religion/belief, sexual orientation and age)
- Information from **relevant groups** or agencies, for example trade unions and voluntary/community organisations
- Analysis of records of enquiries about your service, or **complaints** or **compliments** about them
- Recommendations of **external inspections** or audit reports

	Key questions	Data, research and information that you can refer to
2.1	What is the equalities profile of the team delivering the service/policy?	Unknown
2.2	What equalities training have staff received?	Basic equalities awareness training
2.3	What is the equalities profile of service users?	October 2010 School Census: numbers of pupils on roll, age, ethnicity, gender, Special Educational Needs, eligibility for free school meals, Virtual Schools report on the number of Children in Care, Indices of Multiple Deprivation (IMD) 2010.

		Admissions and Transport data showing pupils that live within the Greater Bath Consortium area and those that live elsewhere. Virtual Schools report on the number of children in care. B&NES PCT data on births and resident population
2.4	What other data do you have in terms of service users or staff? (e.g. results of customer satisfaction surveys, consultation findings). Are there any gaps?	Consultation findings.
2.5	What engagement or consultation has been undertaken as part of this EIA and with whom? What were the results?	<p>Yes - details of consultation as follows</p> <p>Public consultation meetings were held at the school on Thursday 14th October and at the Guildhall on Wednesday 20th October 2010. Meetings were also held with the school staff and the school Governing Body</p> <p>Approximately 13,000 copies of the printed consultation document were circulated.</p> <p>Printed copies of the consultation document outlining the proposal and the process and timescale etc. of the consultation and the next stages were delivered to Culverhay sufficient for every member of staff (teaching and non-teaching), every member of the Governing Body and every pupil to have a copy. The school was asked to distribute the documents to the members of the Governing Body, all staff and to every pupil to take a copy home with them to reach pupils, parents and carers. Printed copies were also provided specifically for the members of the School Council for consultation with pupils.</p> <p>Printed copies of the consultation document were also delivered to all other secondary schools, to all primary schools and to the two Special schools in the Greater Bath Consortium area sufficient for every pupil to have a copy and schools were asked to distribute the documents to every pupil to take a copy home with them to reach pupils, parents and carers. These schools also had a copy for the Headteacher and a copy for the Chair of Governors.</p> <p>All other secondary schools, primary schools and the other Special school in Bath & North East Somerset were sent two copies of the document, one for the Headteacher and one for the Chair of Governors.</p> <p>A printed copy was given to the three organisations that have a contractual</p>

		<p>use of the school site – Aquaterra Leisure, Bath Spa University and Foot Steps Nursery - and to nine other local and community groups that currently use the school facilities as identified by the school.</p> <p>A printed copy was posted to all neighbouring Local Authorities, to the two MPs for Bath & North East Somerset and Bath, to all Bath & North East Somerset Councillors, to all Parish Councils covering the Greater Bath Consortium area and to all libraries. 5 copies were distributed to DAFBY (Democratic Action for B&NES Youth), 10 copies were distributed to the Schools Forum and 10 to the Admissions Forum.</p> <p>An electronic copy was sent to the local Roman Catholic Church diocese and to the Church of England diocese, to the Learning and Skills Council/Shared Service representative (and to the Young People’s Learning Agency), to the Children and Young People Overview and Scrutiny Panel, to selected Bath & North East Somerset Council teams and other named Council officers, to named Directors and to the Chief Executive. An email with a link to the electronic consultation document was sent to all designated Union representatives.</p> <p>Extra printed copies were also taken to the public consultations meetings for distribution on request. The printed document contained a detachable consultation response form.</p> <p>The consultation document was also made available electronically on the Council website and an electronic consultation response system was set up to allow stakeholders to read the document on line and submit a response via this method if they wished. This electronic response facility was mentioned in the paper consultation document as another way in which comments could be submitted. Stakeholders could also submit their comments via letter or email.</p> <p>As well in printed paper and electronic format on the Council website, the consultation document could be made available in alternative formats such as Braille, on tape, large print and in a range of community languages on request. Consultees were provided with a telephone number and email address to contact to request an alternative format. Consultees could also attend the meetings.</p>
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		<p>47% were in support and 53% opposed the Council's approach to addressing the challenges in Bath which includes reducing the numbers of schools from seven to six. A significant majority (74%) were opposed to the proposal to close Culverhay with 26% in favour. In addition to the formal consultation responses a petition with approximately 2400 signatures was received supporting a change to co-educational status for Culverhay. A total of 143 signed leaflets supporting Culverhay as a co-educational school were also received.</p> <p>The Friends of Culverhay Parent Action Group also provided evidence of a survey undertaken of parents at local primary schools which asked if they would send their children to Culverhay if it were co-educational. Approximately 350 copies of the survey were received of which 183 were signed. Counting all responses including those unsigned this indicated that parents of a potential 535 pupils (310 boys and 225 girls) would choose Culverhay if it was co-educational, although it was not possible to accurately identify the children's ages and therefore the number who might attend at any one time.</p> <p>The statutory notice was published in The Bath Chronicle and posted outside all of the school entrances and placed in the window of the Co-operative supermarket in the Mount Road shopping area nearby. A copy of the complete proposal and statutory notice was given to the Culverhay Governing Body and to the Headteacher, the local C of E Diocese, the local RC Diocese, other neighbouring Local Authorities, the Young People's Learning Agency and the Secretary of State. The notice and the complete proposal were also placed on the Council website and the web address was printed in the statutory notice.</p> <p>The notice stated that comments or objections needed to be submitted within six weeks of the publication date and that they should be sent to the Local Authority. Representations could also be submitted by email. During the representation period a total of 41 representations were received. These were submitted by a range of stakeholders including parents of pupils at the school, pupils, school staff, the Governing Body, primary age pupils, local residents and local Councillors. The equalities</p>
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		profile of the respondents is not known. These representations were against the closure of the school and in support of keeping a school on this site. Specific equalities issues raised were in relation to pupils with Special Educational Needs (SEN), provision of church school places, increased travel distances and costs for some pupils, new uniform costs and underlying socio-economic disadvantage due to the area of the city where many Culverhay pupils live.
2.6	If you are planning to undertake any consultation in the future regarding this service or policy, how will you include equalities considerations within this?	Equalities impact assessments will be carried out as necessary.
3. Assessment of impact: 'Equality analysis'		
	Based upon any data you have considered, or the results of consultation or research, use the spaces below to demonstrate you have analysed how the service or policy: <ul style="list-style-type: none"> • Meets any particular needs of equalities groups or helps promote equality in some way. • Could have a negative or adverse impact for any of the equalities groups 	
		Examples of what the service has done to promote equality
		Examples of actual or potential negative or adverse impact and what steps have been or could be taken to address this
3.1	Gender – identify the impact/potential impact of the policy on women and men. (Are there any issues regarding pregnancy and maternity?)	Possibility of Culverhay becoming co-educational/a co-educational school or Academy opening on this site.
		If the school was to stay open and then become co-educational, this would result in the loss of boys single sex places. However there would be other places available for boys in the city both at one single sex boys school and at four other co-educational schools. As Oldfield is to become co-educational in September 2012, if Culverhay was to admit boys in 2012 there would be a temporary imbalance of girls and boys

			<p>places as there would be two single sex boys schools and only one single sex girls school in the city. The other single sex boys school is located towards the centre of the city, ensuring equality of access to all pupils living in the Greater Bath Consortium (GBC) area. The single sex girls school is also located in about the same area. Girls living in the SW Bath area of the city currently have to travel out of the immediate area to access a school place and therefore the travel distances for boys and girls would be of a similar length once Culverhay became co-educational. If the decision to close Culverhay School is revoked there will be more places available for boys than girls at single sex schools in Bath. The duty is to ensure that sufficient numbers of single sex places are available to meet the demand for them, not to provide an equal number of places and a mere difference in the number of single sex places available for boys and girls is not an act of sex discrimination. Officers consider that on the basis of current and anticipated demand for single sex places, the duty will still be met if the closure is revoked. It is intended that the school will become co-educational in due course, resulting in one single sex girls school and one single sex boys school in Bath.</p>
3.2	Transgender – – identify the impact/potential impact of the policy on transgender people	NA	None

3.3	Disability - identify the impact/potential impact of the policy on disabled people (ensure consideration of a range of impairments including both physical and mental impairments)	According to the October 2010 School Census there are a total of 84 pupils with statements of Special Educational Needs (SEN) in all Bath secondary schools, average 12. Culverhay has 9 statemented pupils but has a higher proportion of pupils with SEN in general than other schools in Bath.	All schools in Bath are capable of effectively supporting pupils with SEN. Culverhay is not the designated Accessible School for disabled pupils in Bath – this is Ralph Allen.
3.4	Age – identify the impact/potential impact of the policy on different age groups	Pupils aged 11-18	The school is currently small and likely to remain small initially and therefore effective curriculum delivery will be challenging until the school gets bigger. The ability to effectively meet the needs of a range of abilities within what might possibly be a single year group and single class of 30 pupils or less will require careful consideration and planning. The involvement of a strong academy sponsor will help to provide good educational outcomes for this age group of pupils in this area of the city.
3.5	Race – identify the impact/potential impact on different black and minority ethnic groups	NA	According to the October 2010 School Census, within all Bath secondary schools the average of pupils who's ethnicity is recorded as being other than White British is 12.12%. At Culverhay it is 6.3%.
		Examples of what the service has done to promote equality	Examples of potential negative or adverse impact and what steps have been or could be taken to address this
3.6	Sexual orientation - identify the impact/potential impact of the policy on lesbians, gay, bisexual & heterosexual people	NA	None
3.7	Religion/belief – identify the impact/potential	If the school stays open as a co-	None

	impact of the policy on people of different religious/faith groups and also upon those with no religion.	educational non-denominational school it will serve to provide more non-denominational co-educational places in the city.	
3.8	Socio-economically disadvantaged – identify the impact on people who are disadvantaged due to factors like family background, educational attainment, neighbourhood, employment status can influence life chances	A school could remain on this site. The involvement of a strong Academy sponsor with a record of high educational achievement should benefit pupils at the school by raising standards and attainment which should in turn lead to higher achievement and improved life chances for children who are socio-economically disadvantaged.	The IMD 2010 shows that the socio-economic profile of the area of Bath surrounding Culverhay ranges from the most deprived 20% (Twerton ward and the northern part of Southdown ward) to the least deprived 20% (part of Southdown ward and the southern part of Westmoreland ward and the northern part of Odd Down ward). According to the October School Census the average eligibility for free school meals in all Bath secondary schools is 10.62%. At Culverhay it is 21.5%.
3.9	Rural communities – identify the impact / potential impact on people living in rural communities	NA	None

4. Bath and North East Somerset Council & NHS B&NES Equality Impact Assessment Improvement Plan

Please list actions that you plan to take as a result of this assessment. These actions should be based upon the analysis of data and engagement, any gaps in the data you have identified, and any steps you will be taking to address any negative impacts or remove barriers. The actions need to be built into your service planning framework. Actions/targets should be measurable, achievable, realistic and time framed.

Issues identified	Actions required	Progress milestones	Officer responsible	By when
If Culverhay stays open, need to ensure delivery of a broad and	Support the Governing Body and Headteacher to commission	Review requirements for additional support with GB/Headteacher	Tony Parker (Divisional	October 2011

balanced curriculum and effective curriculum delivery in order to achieve good educational outcomes for all pupils.	effective strategic curriculum planning support.		Director) and Lin Bartlett. (Senior Secondary Advisor)	
If Culverhay stays open, need to consider the gender imbalance.	Support the Governing Body to plan and undertake a Consultation on the School becoming co-educational at the earliest opportunity.	Plan for consultation in place Undertake Consultation	Tony Parker (Divisional Director Learning and Inclusion). Tony parker if Local Authority consultation. School or Academy if School or Academy undertaking consultation	October 2011. Autumn 2011 onwards

5. Sign off and publishing

Once you have completed this form, it needs to be 'approved' by your Divisional Director or their nominated officer. Following this sign off, send a copy to the Equalities Team (equality@bathnes.gov.uk), who will publish it on the Council's and/or NHS B&NES' website. Keep a copy for your own records.

Signed off by: Tony Parker
Date: 3 October 2011

(Divisional Director or nominated senior officer)