

Public Document Pack

Executive Member Decisions

Friday, 26th October, 2018

Time Not Specified

AGENDA

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Date Published: 26th October 2018
Harry Catherall, Chief Executive

EXECUTIVE MEMBER DECISION



REPORT OF: Executive Member for Regeneration
Executive Member for Resources

LEAD OFFICERS: Deputy Chief Executive

DATE:

PORTFOLIO/S AFFECTED: Regeneration Resources

WARD/S AFFECTED: Queens Park

SUBJECT: Alaska St Land Disposal

1. EXECUTIVE SUMMARY

- 1.1 The Alaska Street site is a key development priority for the Council. It is the final parcel of land remaining in the Infirmary Waterside clearance area. The area has previously seen 159 new homes developed by Places for People (PfP) with the adjacent Blackburn Royal Infirmary site also having been developed to provide new homes and an older person's residential home.
- 1.2 The Council's Growth and Development Board supported PfP, a key Strategic Registered Provider (RP) Partner, to be allowed a period of time to prepare a fully worked up development proposal for the Alaska Street site.
- 1.3 PfP's proposal will complete the regeneration of the Infirmary Waterside area and finish off the project that PfP started years earlier. PfP have now completed their assessment for the site and wish to purchase and develop the site to provide much needed affordable homes.

2. RECOMMENDATIONS

That the Executive Members:

- 2.1 Note the final proposal by PfP to develop the Alaska Street site.
- 2.2 Note the draft Heads of Terms for the disposal of the site.
- 2.3 Approve the disposal of the site to PfP.
- 2.4 Delegate authority to conclude negotiations, including terms of any land sale and contracts to the Deputy Chief Executive in consultation with the Executive Members for Resources and Regeneration.
- 2.5 Authorise the Director of HR Legal & Governance to complete the necessary legal formalities.

3. BACKGROUND

3.1 The Alaska Street site is located in the Infirmary Waterside area of Blackburn (see Appendix A). The area has seen significant improvement over the past ten years through Housing Market Renewal investment supporting refurbishment and clearance projects. A large number of homes on Vale St,

Hall St, Leach St and Rockliffe Street were facelifted under the refurbishment programme.

The clearance programme included a number of unfit homes being bought and demolished with the assembled sites used for new housing development. The Alaska Street site is the last parcel of land owned by the Council which was assembled following the completion of the clearance programme.

3.2 PfP, one of the Council's Strategic RP partners, have already built 159 new family homes for rent, shared ownership and market sale on some of the clearance sites. As part of their redevelopment plans, PfP also enhanced the public open space, refurbished the Ivy Street Community Centre and remodelled the Highfield Park for use by local residents.

This was also complimented by David Wilson Homes who completed redevelopment of the former Blackburn Royal Infirmary site and built an additional 116 new homes.

3.3 Development of the Alaska Street site is a key component for housing growth activity and by offering new modern affordable, good quality family homes will meet the needs and aspirations of the local community. New homes will add diversity within the area as well as tackling housing issues such as the mismatch between supply and demand of house types, lack of housing provision to meet the aspirations of residents and poor housing condition across the Borough.

3.4 Executive approval was secured in January 2016 (*Redevelopment proposal for the cleared sites in the Griffin Regeneration Area and Alaska Street site*) to offer the clearance sites as part of a package of sites for development through the HCA's Developer Procurement Panel 2. Council Officers undertook some market testing with the help of HCA colleagues and identified that potential bidders were unlikely to bid for clearance sites due to severe constraints such as high levels of ground contamination, remediation costs and lack of potential buyers. A decision was made to carry out further due diligence through commissioning technical surveys and ground investigations whilst carrying out further discussions with RPs and any interested developers.

3.5 There has been limited interest from private developers due to the likelihood of higher than average remediation costs for the site. Officers from the Growth team have discussed the opportunity with the Council's strategic RP partners Together Housing, Great Places and PfP. Out of the three RP partners PfP have a large number of affordable homes in the Infirmary Waterside area

KEY ISSUES & RISKS

4.1 PfP has been a strategic RP partner with the Council for a number of years and has been the key delivery partner in Infirmary Waterside. They have successfully delivered many outcomes benefiting the Borough such as 160 new homes, public open space and infrastructure improvements at Lock 54 (Infirmary Waterside). Most recently they have also completed a scheme of 38 affordable homes at Newfield Drive.

PfP confirmed their desire and willingness to continue as the Council's strategic partner in Infirmary Waterside and finish off the regeneration of the area with a proposed scheme which will provide new family homes that will complement and enhance their original Lock 54 development. The Council granted PfP a period of exclusivity to develop a scheme proposal which meets the Borough's needs and aspirations.

4.2 Officers from the Growth team have been working closely with PfP to determine the preferred house types and tenure suitable for the site. The Council has shared the recently completed intrusive site surveys with PfP to help determine the best scheme for the site.

4.3 PfP carried out additional surveys and an independent needs analysis which pointed to a local demand for homes for affordable rent. This need was confirmed by the Council's Housing Needs team who are regularly seeing large number of bids for properties offered for rent in the Infirmary area through the BwithUs scheme. The majority of demand is for good quality 2 and 3 bed family homes for rent.

4.4 The scheme will provide 73 new homes consisting of 18 two bed homes, 42 three bed homes and 13 four bed homes. PfP have agreed to provide four of the new homes to 'Lifetime Homes' standards to help the Council cater for potential future disabled adaptations required for residents. The Council will also be granted nomination rights for 50% of all new properties; PfP will work closely with the Housing Needs team to identify residents for the properties.

4.5 PfP has chosen to build the new homes through modern off-site construction methods. This will increase the pace of delivery allowing the scheme to be completed within 18 months from start on site. All homes will be to development standards and meet the Homes England build standards.

4.6 PfP is one of the Council's strategic RP partners who have delivered affordable homes across the Borough. Lock 54 was developed in the Infirmary Waterside clearance area and has been recently followed up by the provision of 38 affordable homes at Newfield Drive expanding their existing stock holding in the Borough. PfP will prepare and deliver a scheme of 73 new homes for affordable rent which will be fully funded by PfP.

4.7 All new homes developed will be in line with the Borough's need and aspiration for growth. New homes will contribute to the MTFs by way of Council Tax income and New Homes Bonus. New developments will bring in additional investment and new jobs to the Borough

5. POLICY IMPLICATIONS

5.1 The disposal is in accordance with the Council's disposal policy and will meet the strategic aims of the Council's Growth agenda

6. FINANCIAL IMPLICATIONS

6.1 The Council will receive a £250,000 capital receipt from the sale of the site; the value has been determined through an open book viability appraisal of the proposed housing scheme.

A new housing scheme is likely to bring around £9m of new investment to the Borough

New homes will contribute to the MTFs by way of Council Tax income and New Homes Bonus.

7. LEGAL IMPLICATIONS

7.1 The disposal of the site to a preferred partner to deliver much needed affordable homes for rent is in line with the Council's disposal policy.

7.2 The Council has ensured best value considerations in disposal of the land a transparent open book viability appraisal.

7.3 The Council will safeguard its interests in ensuring that the land is developed in line with its future revenue benefit projections by agreeing a build programme with PfP.

7.4 Final Heads of Terms for the sale of the land have been agreed and will be presented to the Executive Members for Resources and Regeneration for approval.

8. RESOURCE IMPLICATIONS

8.1 The disposal is being led by the Growth team who have been involved in detailed negotiations and preparation of draft Heads of Terms.

Legal resources will be required to support and complete the legal formalities relating to disposal and preparation of any development agreements.

Additional support will be required from Capita Property to prepare site disposal particulars, carry out assessments of scheme proposals, deliverability and support preparation of Heads of Terms

9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1 Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2 In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. (*insert EIA link here*)

Option 3 In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. (*insert EIA attachment*)

10. CONSULTATIONS

Extensive stakeholder consultations have been undertaken previously through the Housing Market Renewal programme and development of the Infirmary Waterside Supplementary Planning Document.

Further consultations will be undertaken in line with statutory requirements during the Planning process for the proposed development.

Resident consultation has also been undertaken in the development of the Council's Local Plan and Strategic Housing Market Assessment (SHMA).

11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

12. DECLARATION OF INTEREST

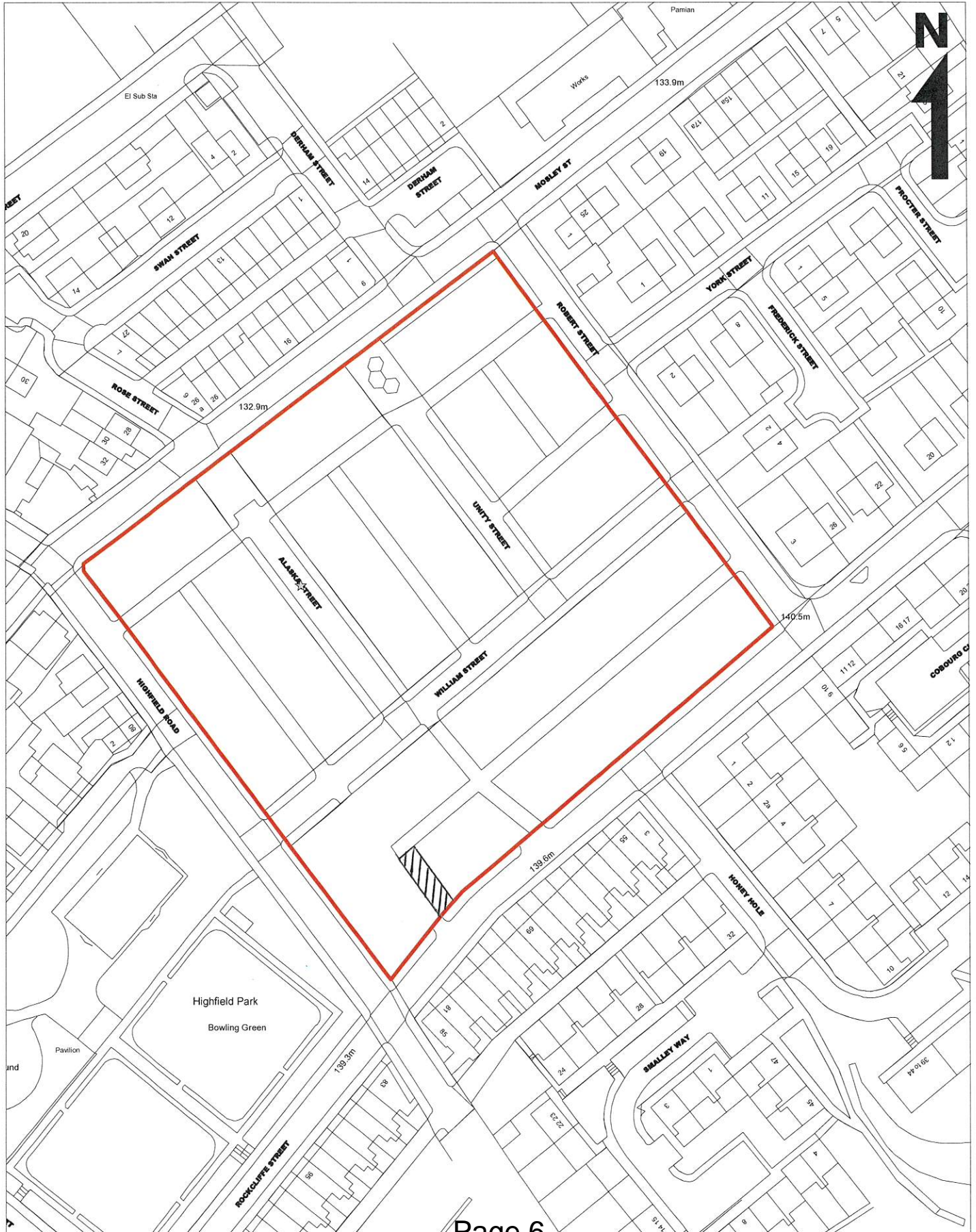
All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

VERSION:	0.1
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CONTACT OFFICER:	Subhan Ali, Strategic Development Manager (Housing)
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DATE:	21 st September 2018
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BACKGROUND PAPER:	Local Plan part one, Infirmary Waterside Supplementary Planning Document
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EQUALITY IMPACT ASSESSMENT CHECKLIST

This checklist is to be used when you are uncertain if your activity requires an EIA or not.

An Equality Impact Assessment (EIA) is a tool for identifying the potential impact of the organisation's policies, services and functions on its residents and staff. EIAs should be actively looking for negative or adverse impacts of policies, services and functions on any of the nine protected characteristics.

The checklist below contains a number of questions/prompts to assist officers and service managers to assess whether or not the activity proposed requires an EIA. Supporting literature and useful questions are supplied within the [EIA Guidance](#) to assist managers and team leaders to complete all EIAs.

Service area & dept.	Growth and Development	Date the activity will be implemented	05/11/2018
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Brief description of activity	Alaska Street Land Disposal Sale of Council owned land in the Infirmary area to build new family homes for rent
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Answers favouring doing an EIA	Checklist question	Answers favouring not doing an EIA
<input type="checkbox"/> Yes	Does this activity involve any of the following: - Commissioning / decommissioning a service - Change to existing Council policy/strategy - Budget changes	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes	Does the activity impact negatively on any of the protected characteristics as stated within the Equality Act (2010)?	<input checked="" type="checkbox"/> No
<input type="checkbox"/> No <input type="checkbox"/> Not sure	Is there a sufficient information / intelligence with regards to service uptake and customer profiles to understand the activity's implications?	<input checked="" type="checkbox"/> Yes
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Does this activity: Contribute towards unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act <i>(i.e. the activity creates or increases disadvantages suffered by people due to their protected characteristic)</i>	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Reduce equality of opportunity between those who share a protected characteristic and those who do not <i>(i.e. the activity fail to meet the needs of people from protected groups where these are different from the needs of other people)</i>	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Foster poor relations between people who share a protected characteristic and those who do not <i>(i.e. the function prevents people from protected groups to participate in public life or in other activities where their participation is disproportionately low)</i>	<input checked="" type="checkbox"/> No
FOR = 0	TOTAL	AGAINST =6

Will you now be completing an EIA?

Yes

No

The EIA toolkit can be found [here](#)

Assessment Lead Signature	Subhan Ali
E&D Lead Signature	Gwen Kinloch
Date	21/09/2018

EXECUTIVE MEMBER DECISION



REPORT OF: Executive Member for Resources

LEAD OFFICERS: Deputy Chief Executive

DATE: 15th October 2018

PORTFOLIO/S AFFECTED: Resources

WARD/S AFFECTED: All

SUBJECT: Growth Lancashire Ltd – Lancashire Business Growth Hub (Boost 3)

1. EXECUTIVE SUMMARY

Growth Lancashire is a company limited by guarantee under the control of Blackburn with Darwen Borough Council and other Local Authorities within Lancashire. The Council has provided an Accountable Body function for the company and is its employing body.

The company has been delivering services for Lancashire's Business Growth Hub (branded Boost Business Lancashire) since its inception in 2013. It has recently submitted a tender to Lancashire County Council to continue being a delivery partner between 2019-2021 (Boost 3) and to provide a Business Relationship Management service. The outcome of the bid is expected to be known in November 2018.

2. RECOMMENDATIONS

In the event that Growth Lancashire's bid is successful, that the Executive Member approves the Council (T/A Growth Lancashire) to enter into a contract with Lancashire County Council for the provision of a Boost Business Relationship Management service, with delegated authority given to the Council's Deputy Chief Executive to finalise terms.

3. BACKGROUND

Growth Hubs, such as Boost, are local public/private sector partnerships often led by the Local Enterprise Partnership (LEP). They bring together partners to promote, co-ordinate and deliver local business support and provide a mechanism for integrating national and local business support so it is easy for businesses to access. Including Boost Business Lancashire, there are currently 38 Growth Hubs across England.

Lancashire's Growth Hub is predominantly funded through European Regional Development Fund monies allocated to the County, as well as match funding from Lancashire County Council. Activity is delivered across all 14 Lancashire districts.

During 2016-2018, Growth Lancashire (formerly Regenerate Pennine Lancashire prior to a change of name in 2016) has provided the central "Gateway service" for Boost 2. Activity delivered by the company has included handling more than 5,000 enquiries into the Hub (both existing businesses

and those looking to start a business); making more than 4,500 referrals to appropriate business support provision; conducting a Business Support Review with more than 1,500 existing businesses (a minimum of 3 hours of support) and administering a Growth Voucher programme which has provided small-scale grants to existing businesses investing in additional expertise.

Since its launch, Blackburn with Darwen businesses and residents have been amongst the biggest recipients of support through the Growth Hub.

Whilst the third phase of Boost (2019-2021) does not offer a like-for-like contract opportunity, the specified activities of the Business Relationship Service contract aligns with the company's track record and would allow the company to continue to use its impartiality and also add considerable value given its involvement in Boost to date.

4. KEY ISSUES & RISKS

Should Growth Lancashire be successful in its bid, payment of the contract will be subject to the achievement of outputs. Over 2019 to 2021, the KPIs are to provide "information, diagnostic and brokerage support" to a minimum of 1500 Lancashire companies currently trading; to engage with a minimum of 250 "new to Boost" clients, and to make 750 referrals to other Boost Programmes. The contract requires 30% of outputs to be achieved in year 1 (2019), 40% in year 2 (2020) and 30% in year 3 (2021), although the contract will allow for Lancashire County Council to enforce a break clause at the end of year 2. The company has so far met all of its required KPIs as part of its existing Boost contract which runs to 31st December 2018.

5. POLICY IMPLICATIONS

The Lancashire Business Growth Hub provides Blackburn with Darwen Borough Council, as well as other local authorities, a vehicle to deliver a significant amount of joined up business support in a cost effective way. The Growth Hub will continue to support new business start-ups, create jobs within existing businesses, help to develop new products or services and increase levels of GVA. These outcomes fit with the Council's strategic priority of creating more jobs and supporting business.

6. FINANCIAL IMPLICATIONS

If successful, the contract value covers the cost of delivering the service.

7. LEGAL IMPLICATIONS

- Blackburn with Darwen Borough Council has performed an Accountable Body function for Growth Lancashire.
- Lancashire County Council will act as the Accountable Body for the European Funding with the Ministry for Housing, Communities and Local Government.
- If Growth Lancashire's bid is successful, the Council would be required to enter into a contract with LCC on behalf of the company. A copy of the draft contract was issued by LCC as part of the procurement process, and has been reviewed by Blackburn with Darwen's legal team.

8. RESOURCE IMPLICATIONS

Growth Lancashire's Interim Director will act as lead contact for the contract on behalf of Blackburn with Darwen Borough Council. Other members of the management team will provide key resource on a day-to-day basis.

9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1 Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2 In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. (*insert EIA link here*)

Option 3 In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. (*insert EIA attachment*)

10. CONSULTATIONS

The Boost programme is subject to independently commissioned mid-term and final evaluations, which includes consultation with interested stakeholders.

11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

12. DECLARATION OF INTEREST

All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

VERSION:	1
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CONTACT OFFICER:	Matthew Sidgreaves, Interim Director, Growth Lancashire
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DATE:	15 th October 2018
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BACKGROUND PAPER:	N/A
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EQUALITY IMPACT ASSESSMENT CHECKLIST

This checklist is to be used when you are uncertain if your activity requires an EIA or not.

An Equality Impact Assessment (EIA) is a tool for identifying the potential impact of the organisation's policies, services and functions on its residents and staff. EIAs should be actively looking for negative or adverse impacts of policies, services and functions on any of the nine protected characteristics.

The checklist below contains a number of questions/prompts to assist officers and service managers to assess whether or not the activity proposed requires an EIA. Supporting literature and useful questions are supplied within the [EIA Guidance](#) to assist managers and team leaders to complete all EIAs.

Service area & dept.	Growth Lancashire	Date the activity will be implemented	01/01/2019
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Brief description of activity	<p>Growth Lancashire is a company limited by guarantee under the control of Blackburn with Darwen Borough Council and other Local Authorities within Lancashire. The Council has provided an Accountable Body function for the company and is its employing body.</p> <p>The company has been delivering services for Lancashire's Business Growth Hub (branded Boost Business Lancashire) since its inception in 2013. It has recently submitted a tender to Lancashire County Council to continue being a delivery partner between 2019-2021 (Boost 3) and to provide a Business Relationship Management service. The outcome of the bid is expected to be known in November 2018.</p> <p>In the event that the bid is successful, approval is being sought for the Council (T/A Growth Lancashire) to enter into a contract with Lancashire County Council for the provision of a Boost Business Relationship Management service, with delegated authority given to the Council's Deputy Chief Executive to finalise terms.</p>
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Answers favouring doing an EIA	Checklist question	Answers favouring not doing an EIA
<input checked="" type="checkbox"/> Yes	Does this activity involve any of the following: - Commissioning / decommissioning a service - Budget changes - Change to existing Council policy/strategy	<input type="checkbox"/> No
<input type="checkbox"/> Yes	Does the activity impact negatively on any of the protected characteristics as stated within the Equality Act (2010)?	<input checked="" type="checkbox"/> No
<input type="checkbox"/> No <input type="checkbox"/> Not sure	Is there a sufficient information / intelligence with regards to service uptake and customer profiles to understand the activity's implications?	<input checked="" type="checkbox"/> Yes
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> Not sure	Does this activity: Contribute towards unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act <i>(i.e. the activity creates or increases disadvantages suffered by people due to their protected characteristic)</i>	<input type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Reduce equality of opportunity between those who share a protected characteristic and those who do not <i>(i.e. the activity fail to meet the needs of people from protected groups where these are different from the needs of other people)</i>	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Foster poor relations between people who share a protected characteristic and those who do not <i>(i.e. the function prevents people from protected groups to participate in public life or in other activities where their participation is disproportionately low)</i>	<input checked="" type="checkbox"/> No
FOR = 2	TOTAL	AGAINST = 4

Will you now be completing an EIA?

Page 11

Yes

No

Blackburn with Darwen Borough Council

v1.0

The EIA toolkit can be found [here](#)

Assessment Lead Signature	Matthew Sidgreaves
Checked by departmental E&D Lead	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Date	15/10/2018



EXECUTIVE MEMBER DECISION



REPORT OF:	Executive Member for Resources Executive Member for Schools and Education
LEAD OFFICERS:	Director of HR, Legal and Corporate Services Director of Children's Services
DATE:	Thursday 27 th September 2018

PORTFOLIO/S AFFECTED:	Schools and Education
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WARD/S AFFECTED:	All
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SUBJECT: Pay Policy for Teachers

1. EXECUTIVE SUMMARY

The Executive Member for Resources and the Executive Member for Schools and Education are asked to approve the revised Local Authority Pay Policy for Teachers 2018.

2. RECOMMENDATIONS

That the Executive Member for Resources and the Executive Member for Education approve the revised Local Authority Pay Policy for Teachers 2018

3. BACKGROUND

The Pay Policy for Teachers has been amended in places following some suggested changes from legal to ensure that the policy is crystal clear in line with the national guidance and best practice, and to incorporate changes from the School Teachers' Pay and Conditions Document 2018.

The main change to the School Teachers' Pay and Conditions Document for September 2018 relate to the Teachers Pay Award which is an Appendix to the policy.

The national guidance from the Secretary of State implements the following changes from 1st September 2018:

- 3.5% to the minimum and maximum of the unqualified pay range and main pay range.
- 2% to the minimum and maximum of the upper pay range, leading practitioner range and all allowances.
- 1.5% to the minimum and maximum of the leadership pay range.

A local decision has been made over and above the national guidance from the Secretary of State to award the percentage increase for each of the pay ranges to all pay points across the range (Not just the minimum and maximum).

In terms of the Local Government Association **Page 13** the Main Pay Range for 2018, as a local

decision was made to increase MPR by a uniform 2% across the pay scale in 2017, in our revised policy for 2018 we have followed Option B M6B.

4. KEY ISSUES & RISKS

A local decision has been made over and above the national guidance from the Secretary of State to award the percentage increase for each of the pay ranges to all points across the range (Not just the minimum and maximum). This has been custom and practice in Blackburn with Darwen for the last few years.

5. POLICY IMPLICATIONS

None

6. FINANCIAL IMPLICATIONS

Schools whose pay policies use the points on the pay ranges (set out in Appendix 1) as part of their decision making on pay progression will need to budget for potential increases of 3.5% for all teachers on the unqualified and main pay range, 2% for all teachers on the UPS and LP ranges and all allowances and 1.5% for all teachers on the leadership pay range – not just those on the minimum points on those scales. Pay Committees may also award enhanced pay progression, which will also impact on the School's budget.

The national guidance included information regarding the Teachers' pay grant covering the 2018/2019 and 2019/2020 financial years. The additional funding will be allocated to schools based on pupil numbers and it is expected that the grant will be sufficient to cover the additional staffing expenses for the majority of schools.

7. LEGAL IMPLICATIONS

The STPCD 2018 has retrospective effect from 1st September 2018 (in accordance with the School Teacher's Pay and Conditions Order 2018). When pay decisions are made, all pay up-lifts will be back-dated to 1 September 2018 (as noted in the STPCD 2018).

8. RESOURCE IMPLICATIONS

None

9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1 Equality Impact Assessment (EIA) not required – the EIA checklist has been completed.

Option 2 In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. (*insert EIA link here*)

Option 3 In determining this matter the Executive Board Members need to consider the EIA

associated with this item in advance of making the decision. *(insert EIA attachment)*

10. CONSULTATIONS

A number of Key stakeholders have been consulted along with the recognised Trade Unions via the Schools' Policy Development Group. The Policy has also been formally approved at the Local Joint Negotiating Consultative Committee (LJNCC).

11. STATEMENT OF COMPLIANCE

The recommendations are made further to advice from the Monitoring Officer and the Section 151 Officer has confirmed that they do not incur unlawful expenditure. They are also compliant with equality legislation and an equality analysis and impact assessment has been considered. The recommendations reflect the core principles of good governance set out in the Council's Code of Corporate Governance.

12. DECLARATION OF INTEREST

All Declarations of Interest of any Executive Member consulted and note of any dispensation granted by the Chief Executive will be recorded and published if applicable.

None

VERSION:	7.0
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CONTACT OFFICER:	Sally-Ann Wolstenholme
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DATE:	27 th September 2018
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BACKGROUND PAPER:	Pay Policy for Teachers
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Pay Policy - Teachers

1. Introduction

This policy sets out the framework for making decisions on teachers' pay and clarifies the basis on which this will be achieved. It outlines the date by which the teachers' annual pay review will be determined and also sets out procedures for dealing with appeals. It has been developed to comply with current legislation and the requirements of the School Teachers' Pay and Conditions Document 2018 (the STPCD) and has been consulted on with key stakeholders and/or recognised Trade Unions/Professional Associations.

In adopting this pay policy the aim is to:

- maximise the quality of teaching and learning at the school;
- support the recruitment and retention of a high quality teacher workforce;
- enable the school to recognise and reward teachers appropriately for their contribution to the school;
- help to ensure that decisions on pay are managed in a fair, just and transparent way.

Throughout the policy reference is made to the Pay Committee; however it is recognised that for some schools this function may be carried out by another committee of the Governing Body.

For those teachers employed centrally by the Local Authority (LA), where reference is made throughout the policy to the Governing Body, the appropriate service manager will take responsibility for dealing with pay matters in line with the STPCD.

2. Scope

This policy applies to teaching staff in community and voluntary controlled schools and those employed centrally by the LA under the STPCD. It is also commended to all other schools in the borough.

3. Principles Governing Application of the Policy

The Governing Body will ensure the application of the policy using fair, transparent and objective criteria in order to secure consistency and fairness in pay decisions and to comply with the school's commitment to equal opportunities.

The Governing Body recognises that it is bound by the terms of the STPCD; the National Conditions of Service for School Teachers in England and Wales ('the Burgundy Book'); and relevant local collective agreements on conditions of service. These documents are available from the Headteacher of the school or the School's HR provider.

The Governing Body will also ensure compliance with the following legislation:

- The Employment Relations Act 1999;
- The Equality Act 2010;
- Part-time Workers (Prevention of Less Favourable Treatment) Regulations 2000;
- Fixed-Term Employees (Prevention of Less Favourable Treatment) Regulations 2002.

The Governing Body will, at all times, have regard to the terms of statutory guidance and other advice and guidance issued by the LA, and where applicable Diocesan/Church Authorities.

The Governing Body will have regard to the outcomes of performance management under the Teachers' Appraisal Policy.

The school staffing structure, setting out the number of teaching posts, allocation of responsibilities to each post and any Teaching and Learning Responsibility Payment (TLR) attached to each post should be available from the Headteacher on request.

4. Responsibility for Application of the Policy

The Governing Body should delegate responsibility in relation to this policy to a committee (referred to in this policy as "the Pay Committee"). The Pay Committee shall be responsible for the establishment and review of the policy, subject to the approval of the full Governing Body, and shall have full authority to take decisions on behalf of the Governing Body on pay matters in accordance with the policy.

The Pay Committee will comprise of at least three governors. Headteachers and staff governors cannot be on this committee. Any other governors with an interest in the pay proceedings should declare an interest and not take part in discussions or sit on the committee.

Establishment and Application of the Policy

The Pay Committee is responsible for:

- establishing the policy, in consultation with the Headteacher, employees and recognised trade union representatives, and submitting it to the Governing Body for approval;
- considering an annual report, including statistical information, on decisions taken in accordance with the terms of the policy;
- taking decisions regarding the pay of the Deputy and Assistant Headteacher(s) and classroom teachers following consideration of the recommendations of appraisers and the advice of the Headteacher;
- taking decisions regarding the pay of the Headteacher following consideration of the recommendations of the governors responsible for the Headteacher's performance review;
- submitting reports of these decisions to the Governing Body;
- ensuring the Headteacher is informed of the outcome of all pay decisions made by the Pay Committee and of the right of appeal;
- taking decisions on applications for movement to the upper pay range.

The Governing Body is responsible for:

- formal approval of a policy that sets out the basis on which it determines teachers' pay and the date by which it will determine the teachers' annual pay review;
- ensuring that this policy also provides a procedure for pay review hearings and appeals, to deal with all grievances, reviews and appeals in relation to pay;
- ensure that appraisers/pay committee and appeal committee members are appropriately trained and have the adequate skills/knowledge;
- determining the starting salaries for all new appointments;
- making decisions with regard to Teaching and Learning Responsibility Payments (TLRs), SEN Allowances, and CPD, ITT and out of hours learning activities;
- considering the Pay Committee's decisions and ensure that appropriate funding is allocated for pay progression at all levels;
- formally approving the decisions of the Pay Committee.

The Headteacher is responsible for:

- developing clear arrangements for linking appraisal to pay progression and consulting with employees and their recognised trade union representatives on the appraisal and pay policies;
- ensuring that effective appraisal arrangements are in place and that any appraisers have the knowledge and skills to apply procedures fairly;
- ensuring that pay recommendations for the Deputy and Assistant Headteacher(s) and classroom teachers are made and submitted to the Pay Committee in accordance with the terms of the policy;
- advising and supporting the Pay Committee on its decisions;

- ensuring that employees are informed of the outcome of decisions of the Pay Committee and of the right of appeal;
- using fair, transparent and objective criteria in order to secure consistency and fairness in pay decisions and to comply with the school's commitment to equal opportunities.

Teachers' obligations are to:

- engage with appraisal; this includes working with their appraiser to ensure that there is a secure evidence base in order for an annual pay determination to be made;
- keep records of their objectives and review them throughout the appraisal process;
- share any evidence they consider relevant with their appraiser;
- ensure they have an annual review of their performance.

The Appeals Committee of the Governing Body is responsible for:

- taking decisions on appeals with regard to the decisions of the Pay Committee in accordance with the terms of the appeals procedure within the policy.

Any teacher employed centrally by the LA who wishes to appeal the pay decision of the service manager should submit their appeal in writing to the appropriate Head of Service.

5. Pay Reviews

The Governing Body will ensure that each teacher's salary is reviewed annually, with effect from 1 September and no later than 31 October each year or, in the case of the Headteacher, 31 December each year, and that all teachers are given a written statement setting out their salary and any other financial benefits to which they are entitled. Additional information is available from the Headteacher.

Where a teacher is absent on maternity leave or long term sick leave, their pay review may be deferred until after their return to work, depending on the effect of the timing and length of the absence on the ability to carry out a performance review.

The Headteacher will ensure that each employee is provided with a job description in accordance with the staffing structure agreed by the Governing Body. Job descriptions may be reviewed, in consultation with the employee(s) concerned, in order to make reasonable changes in light of the changing needs of the school. Job descriptions will identify key areas of responsibility. All job descriptions will be reviewed annually as part of the appraisal process.

Pay reviews may take place at other times of the year to reflect any changes in circumstances or job description that lead to a change in the basis for calculating an

individual's pay. A written statement will be given after any review and where applicable will give information about the basis on which the decision was made.

Where a pay determination leads or may lead to the start of a period of pay safeguarding (in accordance with the STPCD) , the Governing Body will give the required notification as soon as possible and no later than one month after the date of the determination.

The Governing Body will formally approve all decisions taken by the Pay Committee in respect of payments in accordance with the statutory provisions of the STPCD.

6. Leadership Group

The Governing Body must determine a pay range for Headteachers, Deputy Headteachers and/or Assistant Headteachers.

Determinations of leadership pay under this policy should only be applied to individuals appointed to a leadership post on or after 1 September 2014, or whose responsibilities have significantly changed on or after that date.

There is no automatic requirement to review the pay of existing leadership teachers in accordance with the new arrangements introduced in the 2014 Document. However, the Governing Body may choose to review the pay of all their leadership posts in accordance with those new arrangements if they determine that this is required to maintain consistency either with pay arrangements for new appointments to the leadership group made on or after 1 September 2014 or with pay arrangements for a member or members of the leadership group whose responsibilities have significantly changed on or after that date.

When determining an individual pay range the Governing Body must take into account all of the permanent responsibilities of the role, any challenges that are specific to the role, and all other relevant considerations.

The Governing Body must also ensure that there is appropriate scope within the range to allow for performance related progress over time.

Governing Bodies will be entitled to determine appropriate pay differentials between leadership posts and classroom teacher posts, reflecting relative responsibilities within the school.

6.1 Headteachers

The Governing Body must assign its school to a Headteacher Group in accordance with the requirements of the STPCD 2018.

Pay ranges for Headteachers will cover a range of seven consecutive points on the Leadership Pay Range and should not normally exceed the maximum for the Headteacher group. However, the Headteacher's pay range may exceed the maximum where the relevant body determines that circumstances specific to the role or candidate warrant a higher than normal payment.

The Governing Body must ensure the maximum of the Headteacher's pay range and any additional payments made does not exceed the maximum of the Headteacher group by more than 25% other than in exceptional circumstances; in such cases, the Governing Body must seek external independent advice before providing such agreement and support its decision with a business case.

Please see **Appendix 1** for the full Leadership pay range.

Pay on Appointment of Headteacher

The Governing Body will determine the pay range to be advertised and agree starting salary on appointment, taking account of the full role of the Headteacher.

Determination of Discretionary Payments to Headteachers

Subject to the STPCD, the Governing Body/Pay Committee may determine that additional payments be made to a Headteacher for clearly additional temporary responsibilities or duties that are in addition to the post for which their salary has been determined. In each case the relevant body must not have previously taken such reason or circumstance into account when determining the Headteacher's pay range.

However, the total sum of the temporary payments must not exceed 25% of the Headteacher's annual salary, and the total sum of salary and other payments made to a Headteacher must not exceed 25% above the maximum of the Headteacher group other than in exceptional circumstances. If the Pay Committee determines that additional payments should be made to a Headteacher which exceed the limit stated above, they must obtain the agreement of the Governing Body. The Governing Body must seek external independent advice before producing a business case, seeking such agreement.

It will also consider the salary and workload of other teachers where such payments are made for responsibilities undertaken by the Headteacher in respect of other schools.

6.2 Deputy/Assistant Headteachers

Pay on Appointment of Deputy/Assistant Headteachers

The Governing Body will, when a new appointment needs to be made, determine the pay range to be advertised and agree pay on appointment as follows:

- the Governing Body will determine a pay range in accordance with the STPCD, taking account of the role of the Deputy/Assistant Headteacher;
- Pay ranges for Deputy/Assistant Headteachers will cover a range of five consecutive points on the Leadership Pay Range;
- The maximum of the Deputy or Assistant Headteacher pay range must not exceed the maximum of the Headteacher Group for the school. The pay range for a Deputy or Assistant Headteacher should only overlap the Headteacher's Pay Range in exceptional circumstances.

Please see **Appendix 1** for the full Leadership pay range

6.3 Pay Progression based on Performance – Leadership Group

The Pay Committee must consider annually whether or not to increase the salary of members of the Leadership Group (Headteachers, Deputy Headteachers and Assistant Headteachers) who have completed a year of employment since the previous pay determination and, if so to what salary within the relevant pay range.

- The decision whether or not to award pay progression must be related to an individual's performance, as assessed through the school's appraisal arrangements.
- A recommendation on pay must be made in writing as part of the individual's appraisal report, and the Pay Committee must have regard to this recommendation.
- The decision made by the relevant decision-making body will be based on the objectives set, the statutory criteria and guidance set out in the STPCD and the relevant Teachers' Standards.
- Where it is clear from the evidence that the individual's performance is exceptional, the Pay Committee may award enhanced pay progression of a performance point on the leadership pay range.

6.4 Acting Allowances

Where classroom teachers agree to act as Headteacher, Deputy Headteacher or Assistant Headteacher for a period in excess of four weeks, they will receive additional allowances. They will be paid at an appropriate point of the Headteacher's range, Deputy Headteacher's range or Assistant Headteacher's range, as determined by the Pay Committee.

Payment of acting allowances will be backdated to the day the teachers assumed those duties.

In the event of a planned and prolonged absence, an acting allowance will be agreed in advance and paid from the first day of absence.

7. Teachers

7.1 Pay on Appointment – teachers

On appointment the Governing Body will determine the starting salary within the pay range to be offered to the successful candidate.

In making such determinations, the Governing Body may take into account a range of factors, including:

- the nature of the post;
- the level of qualifications, skills and experience required;
- the wider school context;
- the DfE guidance on equalities.

The Governing Body will consider the current pay point of teachers within the scale when appointing teachers to vacancies and will match their current salary.

Please see **Appendix 1** for the pay scale for main pay range teachers.

7.2 Pay Progression Based on Performance - teachers

All teachers can expect to receive regular, constructive feedback on their performance and are subject to annual appraisal that recognises their strengths, informs plans for their future development, and helps to enhance their professional practice. The arrangements for teacher appraisal are set out in the Teachers' Appraisal Policy.

Decisions regarding pay progression will be made in relation to the teachers' appraisal reports and the pay recommendations they contain. A recommendation on pay must be made in writing as part of the individual's appraisal report, and the Pay Committee must have regard to this recommendation (and any advice from the Headteacher).

In the case of NQTs, whose appraisal arrangements are different, pay decisions will be made by means of the statutory induction process.

To move up the main pay range, one annual point at a time, teachers will need to have made good progress towards their objectives. The decision made by the relevant decision-making body will be based on the objectives set, the statutory criteria and guidance set out in the STPCD and the relevant Teachers' Standards.

It will be possible for a “no progression” determination to be made without recourse to the capability procedure.

Where it is clear from the evidence that the teacher’s performance is exceptional, the Pay Committee may award enhanced pay progression of a performance point.

8. Unqualified Teachers

8.1 Pay on Appointment – unqualified teachers

The Pay Committee will pay any unqualified teacher in accordance with the STPCD. The Pay Committee will determine where a newly appointed unqualified teacher will enter the scale, having regard to any qualifications or experience s/he may have, which they consider to be of value.

8.2 Pay Progression Based on Performance – unqualified teachers

In order to progress up the unqualified teacher range, unqualified teachers will need to show that they have made good progress towards their objectives.

If the evidence shows that a teacher has exceptional performance (in line with DfE guidance), the Pay Committee may award enhanced pay progression of a performance point.

Judgments will be properly rooted in evidence. As unqualified teachers move up the scale, this evidence should show:

- an improvement in teaching skills;
- an increasing positive impact on pupil progress;
- an increasing impact on wider outcomes for pupils;
- improvements in specific elements of practice identified to the teacher;
- an increasing contribution to the work of the school;
- an increasing impact on the effectiveness of staff and colleagues.

The Pay Committee will be advised by the Headteacher in making all such decisions. Pay progression on the unqualified teacher range will be clearly attributable to the performance of the individual teacher. The Pay Committee will be able to objectively justify its decisions.

Please see **Appendix 1** for the pay scale for unqualified teachers

9. Teaching and Learning Responsibility Payment (TLRs)

The Governing Body will allocate TLR payments to classroom teachers who occupy posts of additional responsibility in accordance with the statutory provisions of the STPCD and the provisions of the school’s staffing structure. The school’s staffing

structure will identify those posts to which TLR payments are attached and the levels and values of those payments. Unqualified teachers may not be awarded TLRs.

The Governing Body will determine the levels and values of the TLR payments attached to individual posts, as appropriate to the defined and sustained additional duties and responsibilities of those posts, using the statutory framework within the STPCD, for the purposes of ensuring the continued delivery of high quality teaching and learning.

These values will be increased as required by the STPCD or, where any discretion is permitted to governing bodies, at least by the level of any increases in the value of the Main and Upper Pay Scales.

The Governing Body may award a TLR3 for clearly time-limited school improvement projects, or one-off externally driven responsibilities. The Governing Body will set out in writing to the teacher the duration of the fixed term, and the amount of the award. No salary safeguarding will apply in relation to an award of a TLR3. Although a teacher cannot hold a TLR1 and a TLR2 concurrently, a teacher in receipt of either TLR1 or TLR2 may also hold a concurrent temporary TLR3. Where a TLR3 is awarded to a part-time teacher, the value should not be amended to reflect the part time hours of the individual.

The Governing Body will ensure that decisions on the allocation of TLR payments, as with other allowances, are made in the context of the Governing Body's whole school approach to pay policy principles of equal pay.

Please see **Appendix 1** for details of the TLR Payment Scales

10. Special Educational Needs

The Governing Body will allocate an SEN allowance in accordance with the STPCD to all teachers who satisfy the statutory criteria and the teacher's written notification should specify the amount, and the reason for the award. Should the amount or eligibility change under the STPCD then any allowances will be paid in accordance with those changes.

When deciding on the amount of the allowance to be paid, the Governing Body will take into account the structure of the school's SEN provision, whether any mandatory qualifications are required for the post, the qualifications or expertise of the teacher relevant to the post; and the relative demands of the post.

The Governing Body will also establish differential values in relation to SEN roles in the school in order to reflect significant differences in the nature and challenge of the work entailed so that the different payment levels can be objectively justified. The Governing Body will take account of the STPCD guidance.

Please see **Appendix 1** for details of SEN Allowances.

11. Additional Payments

The Governing Body may make payments to teachers, including those on the Leadership Spine and Lead Practitioners, in respect of:

- (a) continuing professional development (CPD) undertaken outside the school day;
- (b) activities relating to the provision of initial teacher training (ITT) as part of the ordinary conduct of the school;
- (c) participation in out-of-school hours learning activity that has been agreed between the teacher and head or between the Headteacher and the Governing Body;

Additional payments will not be used to reward additional hours worked or to recognise regular work (this should be incorporated into the person's job description), nor should they be used to recognise long service or performance within the person's main job. It is a basic assumption that all staff perform well and work hard, so to differentiate in this way would be unfair to the majority of staff who do not receive such payments.

Payments must be authorised by either the Headteacher or the Chair of Governors and all such payments must be recorded in the Governing Body minutes, which should be kept available at the school for audit purposes. In all cases schools should identify whether the payment is for CPD, ITT or OSLA.

The Governing Body will decide:

- which CPD activities teachers may be paid for and set an appropriate level of payment in their pay policy.
- whether to make additional payments to any teacher for activities related to providing initial teacher training (ITT). Such payments may be made only for ITT which is provided as an ordinary incident in the conduct of the school
- whether to make payments to teachers who agree to participate in out-of-school hours learning.

The Governing Body should set an appropriate level of payment for ITT activities in their pay policy. Payments to full time classroom teachers should only be made in respect of those activities undertaken outside the 1,265 hours of directed time.

Some teachers may not wish, or be able, to attend training courses in the evenings, at weekends or during holidays. Headteachers and School Governors should respect the right of individuals to make their own choice and take proper account of equal opportunities and contractual requirements for reasonable work-life balance.

The Governing Body must record their formal decision (as to whether or not they will make any Additional payments and set appropriate levels for any such payments they agree will be made) in the Governing Body meeting where they adopt a pay policy.

Please see **Appendix 1** for the Governing Body's decision regarding such payments (and the levels of such payment where relevant).

12. Movement to the Upper Pay Range

12.1 Application and Evidence

Any qualified teacher may apply to be paid on the upper pay range and any such application must be assessed in line with this policy. It is the responsibility of the teacher to decide whether or not they wish to apply to be paid on the upper pay range. One application may be made annually.

If a teacher is simultaneously employed at another school(s), they may submit separate applications if they wish to apply to be paid on the upper range in that school or schools. This school will not be bound by any pay decision made by another school.

All applications should include the results of reviews or appraisals under the 2012 regulations, including any recommendation on pay (or, where that information is not applicable or available, a statement and summary of evidence designed to demonstrate that the applicant has met the assessment criteria).

In order for the assessment to be robust and transparent, it will be an evidence based process only. Teachers therefore should ensure that they can support their application. Those teachers who are not subject to the Appraisal Regulations 2012, or who have been absent, through sickness, disability or maternity/paternity/adoption leave, may cite written evidence for a 3 year period before the date of application in support of their application.

12.2 Process

The process for applications is as follows:

1. Complete the school's application form.
2. Submit the application form and supporting evidence (as above) to the Headteacher by the cut-off date of 31 October.
3. The teacher will receive notification of the name of the assessor of their application within 5 working days.
4. The assessor will assess the application, which will include a recommendation to the Pay Committee.
5. The application, evidence and recommendation will be passed to the Headteacher for moderation purposes, if the Headteacher is not the assessor.
6. The Pay Committee will make the final decision, advised by the Headteacher.
7. Teachers will receive written notification of the outcome of their application by 31 December, including confirmation of the right of appeal. Where the application is unsuccessful, the written notification will include the areas where it was felt that

the teacher's performance did not satisfy the relevant criteria set out in this policy (see 'The Threshold Assessment' below).

8. If requested, oral feedback which will be provided by the assessor. Oral feedback will be given within 10 school working days of the date of notification of the outcome of the application. Feedback will be given in a positive and encouraging environment and will include advice and support on areas for improvement in order to meet the relevant criteria.
9. Successful applicants will move to the minimum of the Upper Pay Range on 1 September of the academic year in which the 31 October deadline lies.
10. Unsuccessful applicants can appeal the decision.

12.3 The Threshold Assessment

An application from a qualified teacher will be successful where the Governing Body is satisfied that:

- the teacher is highly competent in all elements of the relevant standards; and
- the teacher's achievements and contributions to an educational setting(s) are substantial and sustained.

For the purposes of this pay policy:

- "highly competent" means - performance which is not only good but also good enough to provide coaching and mentoring to other teachers, give advice to them and demonstrate to them effective teaching practice and how to make a wider contribution to the work of the school, in order to support them as they aim to meet the relevant standards and develop their teaching practice.
- "substantial" means - of real importance, validity or value to the school; play a critical role in the life of the school; provide a role model for teaching and learning; make a distinctive contribution to the raising of pupil standards; take advantage of appropriate opportunities for professional development and use the outcomes effectively to improve pupils' learning; and
- "sustained" means - maintained over a long period i.e. two consecutive successful appraisal cycles.

12.4 Movement through the Upper Pay Range (UPR)

The pay scale for Upper Pay Range is outlined in **Appendix 1**.

All teachers are entitled to an annual pay review. The Pay Committee will determine whether there should be any movement for a teacher on the Upper Pay Range, in accordance with the STPCD). In making such a determination, it will take into account:

- the evidence base, which should show that the teacher has had a successful appraisal and has made good progress towards objectives;

- evidence that the teacher has maintained the criteria set out in the STPCD, namely that the teacher is highly competent in all elements of the relevant standards; and that the teacher's achievements and contribution to the school are substantial and sustained;
- pay progression on the Upper Pay Range will be clearly attributable to the performance of the individual teacher. The Pay Committee will be able to objectively justify its decisions.

Where it is clear that the evidence shows the teacher has made good progress, i.e. they continue to maintain the criteria set out above, and have made good progress towards their objectives, the teacher will move to the next point on the Upper Pay Range; or if already on the mid-point, will move to the top of the Upper Pay Range.

Where it is clear from the evidence that the teacher's performance is exceptional, in relation to the criteria set out above (see 'Applications to be Paid on the Upper Pay Range'), and where the teacher has met or exceeded their objectives, the Pay Committee will use its flexibility to decide on enhanced pay progression from the minimum to the maximum of UPR.

The Pay Committee will be advised by the Headteacher in making all such decisions.

13. Leading Practitioners

The Governing Body will take account of the STPCD when determining the role of leading practitioner in this school. Additional duties will be set out in the job description of the leading practitioner and will include:

- a leadership role in developing, implementing and evaluating policies and practices in the school that contribute to school improvement;
- the improvement of teaching schools within school [and within the wider school community] which impact significantly on pupil progress;
- improving the effectiveness of staff and colleagues.

13.1 Pay on Appointment – Leading Practitioner

The Leading Practitioner Pay Range is only applicable to qualified teachers who are employed in posts that the school has determined have the primary purpose of modelling and leading improvements of teaching skills.

On appointment the Governing Body will determine the starting salary for each leading practitioner post within the pay range to be offered to the successful candidate.

The individual pay range for each post will cover a range of 3 consecutive points and need to be determined within the minimum and maximum of the Leading Practitioner Pay Range (which is set out in the STPCD) The overall pay range for Leading Practitioners is detailed in **Appendix 1**

The individual post ranges should be determined separately for each post and need not be identical, in line with the overall range detailed in Appendix 1.

13.2 Movement through the Leading Practitioner Pay Range

The Headteacher will agree appraisal objectives for the leading practitioner.

The Pay Committee shall have regard to the results of the leading practitioner's appraisal, including the pay recommendation, when considering their pay.

The Pay Committee will take account of other evidence. The evidence should show the leading practitioner:

- has made good progress towards their objectives;
- is an exemplar of teaching skills, which should impact significantly on pupil progress, within school and within the wider school community, if relevant;
- has made a substantial impact on the effectiveness of staff and colleagues, including any specific elements of practice that have been highlighted as in need of improvement;
- is highly competent in all aspects of the Teachers' Standards;
- has shown strong leadership in developing, implementing and evaluating policies and practice in their workplace that contribute to school improvement.

The Pay Committee will determine pay progression such that the amount is clearly attributable to the performance of the leading practitioner. The Pay Committee will be able to objectively justify its decision.

Where it is clear from the evidence that the leading practitioner's performance is exceptional, the Pay Committee will award enhanced pay progression of a performance point.

The Pay Committee will be advised by the Headteacher in making all such decisions.

14. Appeals Against Pay Decisions

Appeals against decisions made by the Pay (or other nominated) Committee will be referred to the Governing Body's Appeals Committee for resolution under the terms of the following procedure. Where the teacher is employed centrally by the LA, appeals against decisions made by the service manager will be considered by the appropriate LA Head of Service.

Teachers may appeal against any determinations in relation to their pay or any other decision taken by the Governing Body that affects their pay. The grounds for appeal are that the person or committee by whom the decision was made:

- incorrectly applied the school's pay policy;
- incorrectly applied any provision of the STPCD;

- failed to have proper regard for statutory guidance;
- failed to take proper account of relevant evidence;
- took account of irrelevant or inaccurate evidence;
- was biased; or
- otherwise unlawfully discriminated against the teacher.

Prior to any appeal, the following initial stages of the process should have already been followed:

1. The teacher receives written notification of the pay recommendation being made by the appraiser which will include the grounds/basis on which the recommendation was made. A teacher who is dissatisfied with a pay recommendation will have the opportunity to discuss the recommendation with the appraiser or the Headteacher before the recommendation is actioned and confirmation of the pay decision is made by the school.
2. If, having had an informal discussion with the Headteacher/person making the pay recommendation, the teacher believes that an incorrect recommendation has been made he/she may make representation to the person/Pay Committee that makes the pay decision. The teacher should submit a formal written statement to the person/Pay Committee making the determination, setting down in writing the grounds for not agreeing with the pay recommendation. This must be within 10 working days of the notification of the decision being appealed against, or of the outcome of the discussion referred to in point 1 above.
3. The committee or person who made the pay determination should arrange a formal meeting within 10 working days of receipt of the written grounds for questioning the pay decision.
4. At that meeting, the teacher should be given the opportunity to make representations in person, present evidence, call witnesses, have the opportunity to ask questions and be afforded the right of being accompanied at that hearing by a recognised Trade Union representative or work colleague. Following the meeting the person/Pay Committee will make a pay determination that will be communicated to the teacher in writing, along with confirmation of their right to appeal. Should the teacher not agree with the pay determination, the teacher may appeal against the decision.

The order of proceedings for the appeal is as follows.

5. Any appeal against the decision of the hearing should be heard by a panel of three governors (or appropriate Head of Service for centrally employed teachers) who were not involved in the original determination, normally within 10 working days of the written appeal notification. In the hearing before governors, both the teacher and the management/Committee representative will have the opportunity to present their evidence and call witnesses, and to question each other. The Panel may ask exploratory questions also. The teacher has a right to be accompanied at this appeal by a work colleague or a recognised Trade Union representative.

The appeal hearing will be formally clerked and a note of proceedings will be produced.

6. Having heard the appeal, the panel must reach a decision, which it must give to the teacher in writing (including their rationale for reaching that decision). The decision of the appeal panel is final and (as set out in Section 3, Paragraph 7, STPCD 2018 there is no recourse to any general grievance procedures in respect of this decision.

15. Part-time Teachers

Teachers employed on an ongoing basis at the school but who work less than a full working week are deemed to be part-time. The Governing Body will give them a written statement detailing their working time obligations and the standard mechanism used to determine their pay. These will be calculated in accordance with the provisions of the STPCD and by comparison with the school's timetabled teaching week for a full-time teacher in an equivalent post.

16. Short Notice/Supply Teachers

Teachers employed on a day-to-day or other short notice basis will be paid on a daily basis calculated on the assumption that a full working year consist of 195 days; periods of employment for less than a day being calculated pro-rata.

All teachers are paid in accordance with the statutory provisions of the STPCD as updated from time to time.

17. Recruitment and Retention Incentive Benefits

The Governing Body can award lump sum payments, periodic payments, or provide other financial assistance, support or benefits to a teacher for a recruitment or retention incentive.

The Governing Body will consider exercising its powers where they consider it is appropriate to do so in order to recruit or retain relevant employees. Where any incentive or benefit is granted, the Governing Body/Pay Committee will give written notification to the teacher, at the time of the award, which will state:

- a) whether the award is for recruitment or retention;
- b) the nature of the award (cash sums, travel or housing costs etc.);
- c) when/how it will be paid (as applicable);
- d) unless it is a 'one-off' award, the start date and expected duration of the incentive;
- e) the review date after which it may be withdrawn; and
- f) the basis for any uplifts which will be applied (as applicable).

The Governing Body will, nevertheless, conduct an annual formal review of all such awards.

Headteachers, Deputy Headteachers and Assistant Headteachers may not be awarded any such payments other than as reimbursement of reasonably incurred housing or relocation costs. All other recruitment and retention considerations in relation to a Headteacher, Deputy Headteacher or Assistant Headteacher, including non-monetary benefits, must be taken into account when determining the pay range.

Where the relevant body pays a recruitment or retention incentive or benefit awarded to a Headteacher, Deputy Headteacher or Assistant Headteacher under a previous STPCD, subject to review, it may continue to make that payment at its existing value until such time as the respective pay range is determined under this Document.

18. Linked Policies/Documents

- Appraisal Policy - Teachers
- Teachers' Pay Policy – Pay Scales (Appendix 1)
- Teachers' Pay Policy – Process Flowchart (Appendix 2)

19. Further Guidance

If managers require any general advice regarding the application of policy and guidance, please contact your HR provider. If schools require specific guidance or a LA view on any aspect of policy and guidance they may contact the LA who will be happy to provide advice.

20. Policy Review

The Pay Committee, on behalf of the Governing Body, will monitor the outcomes and impact of this policy annually including trends in progression across specific groups of teachers to assess its effect and the school's continued compliance with equalities legislation, by seeking and considering a written report from the Headteacher on decisions taken in accordance with the policy, in order to ensure that pay decisions have been taken objectively and fairly.

The Pay Committee will ensure that a copy of the current school's staffing structure is attached to this policy.

The Pay Committee will review the policy and Headteacher's report annually, in consultation with the Headteacher, staff and recognised trade union representatives; and submit it to the governing body for approval.

21. Document Control

Approving Body	LJNCC Meeting (Schools)
Date Agreed	Wednesday 26 th September 2018
Date of Next Review	September 2019
Review Period	Every Year

DRAFT

Appendix 1 – Pay Scales (Effective 1st September 2018)

Unqualified Teacher Pay Range

	2014	2015	2016	2017
	£p.a.	£p.a.	£p.a.	£p.a.
Unqualified Teacher Point 1 (Minimum)	16136	16298	16461	16626
Unqualified Teacher Point 2	18013	18193	18376	18560
Unqualified Teacher Point 3	19889	20087	20289	20492
Unqualified Teacher Point 4	21766	21983	22204	22427
Unqualified Teacher Point 5	23644	23880	24120	24362
Unqualified Teacher Point 6 (Maximum)	25520	25776	26034	26295

Main Pay Range

	2014	2015	2016	2017
	£p.a.	£p.a.	£p.a.	£p.a.
Main Reference Point 1 (Minimum)	22023	22244	22467	22917
Main Reference Point 2	23764	24001	24243	24728
Main Reference Point 3	25675	25931	26192	26716
Main Reference Point 4	27650	27926	28207	28772
Main Reference Point 5	29829	30127	30430	31039
Main Reference Point 6 (Maximum)	32187	32831	33160	33824

Upper Pay Range

	2014	2015	2016	2017
	£p.a.	£p.a.	£p.a.	£p.a.
Upper Reference Point 1 (Minimum)	34869	35218	35571	35927
Upper Reference Point 2	36161	36522	36889	37258
Upper Reference Point 3 (Maximum)	37496	37871	38250	38633

Teaching and Learning Responsibility Payments

	2014	2015	2016	2017
	£p.a.	£p.a.	£p.a.	£p.a.
Fixed Term TLR 3 (Minimum)	511	517	523	529
Fixed Term TLR 3 (Maximum)	2551	2577	2603	2630
TLR 2 A (Minimum)*	2587	2613	2640	2667
TLR 2 C (Maximum)	6322	6386	6450	6515
TLR 1 A (Minimum)*	7471	7546	7622	7699
TLR 1 D (Maximum)	12643	12770	12898	13027

Special Educational Needs Allowances

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
SEN Point 1 (Minimum)	2043	2064	2085	2106
SEN Point 2	4034	4075	4116	4158

Leading Practitioners - The overall pay range for Leading Practitioners is:

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leading Practitioner Point 1	38215	38598	38984	39374
Leading Practitioner Point 2	39172	39564	39960	40360
Leading Practitioner Point 3	40150	40552	40958	41368
Leading Practitioner Point 4	41150	41562	41978	42398
Leading Practitioner Point 5	42175	42597	43023	43454
Leading Practitioner Point 6	43232	43664	44102	44544
Leading Practitioner Point 7	44397	44841	45290	45743
Leading Practitioner Point 8	45421	45875	46335	46799
Leading Practitioner Point 9	46555	47021	47492	47967
Leading Practitioner Point 10	47750	48228	48711	49199
Leading Practitioner Point 11	48991	49481	49976	50476
Leading Practitioner Point 12	50118	50619	51127	51639
Leading Practitioner Point 13	51372	51886	52405	52930
Leading Practitioner Point 14	52653	53180	53712	54250
Leading Practitioner Point 15	53963	54503	55049	55600
Leading Practitioner Point 16	55397	55951	56511	57077
Leading Practitioner Point 17	56670	57237	57810	58389
Leading Practitioner Point 18	58096	58677	59264	59857

Leadership Pay Range - The overall pay range for Leadership is:

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 1	38215	38597	38984	39374
Leadership Point 2	39172	39564	39960	40360
Leadership Point 3	40150	40552	40958	41368
Leadership Point 4	41150	41562	41978	42398
Leadership Point 5	42175	42597	43023	43454

Group 1

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 6	43232	43665	44102	44544
Leadership Point 7	44397	44841	45290	45743
Leadership Point 8	45421	45876	46335	46799
Leadership Point 9	46555	47021	47492	47967
Leadership Point 10	47750	48228	48711	49199
Leadership Point 11	48991	49481	49976	50476
Leadership Point 12	50118	50619	51127	51639
Leadership Point 13	51372	51886	52405	52930
Leadership Point 14	52653	53180	53712	54250
Leadership Point 15	53963	54503	55049	55600
Leadership Point 16	55397	55951	56511	57077
Leadership Point 17	56670	57237	57810	58389
Leadership Point 18	58096	58096	58677	59857

Group 2

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 8	45421	45876	46335	46799
Leadership Point 9	46555	47021	47492	47967
Leadership Point 10	47750	48228	48711	49199
Leadership Point 11	48991	49481	49976	50476
Leadership Point 12	50118	50619	51127	51639
Leadership Point 13	51372	51886	52405	52930
Leadership Point 14	52653	53180	53712	54250
Leadership Point 15	53963	54503	55049	55600
Leadership Point 16	55397	55951	56511	57077
Leadership Point 17	56670	57237	57810	58389
Leadership Point 18	58096	58677	59264	59857
Leadership Point 19	59535	60130	60733	61341
Leadership Point 20	61012	61622	62240	62863
Leadership Point 21	62521	62521	63147	64417

Group 3

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 11	48991	49481	49976	50476
Leadership Point 12	50118	50619	51127	51639
Leadership Point 13	51372	51886	52405	52930
Leadership Point 14	52653	53180	53712	54250
Leadership Point 15	53963	54503	55049	55600
Leadership Point 16	55397	55951	56511	57077
Leadership Point 17	56670	57237	57810	58389
Leadership Point 18	5896	58677	59264	59857
Leadership Point 19	59535	60130	60733	61341
Leadership Point 20	61012	61622	62240	62863
Leadership Point 21	62521	63146	63779	64417
Leadership Point 22	64074	64715	65363	66017
Leadership Point 23	65661	66318	66982	67652
Leadership Point 24	67290	67290	67963	69330

Group 4

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 14	52653	53180	53712	54250
Leadership Point 15	53963	54503	55049	55600
Leadership Point 16	55397	55951	56511	57077
Leadership Point 17	56670	57237	57810	58389
Leadership Point 18	58096	58677	59264	59857
Leadership Point 19	59535	60130	60733	61341
Leadership Point 20	61012	61622	62240	62863
Leadership Point 21	62521	63146	63779	64417
Leadership Point 22	64074	64715	65363	66017
Leadership Point 23	65661	66318	66982	67652
Leadership Point 24	67290	67963	68643	69330
Leadership Point 25	68962	69652	70349	71053
Leadership Point 26	70668	71375	72089	72810
Leadership Point 27	72419	72419	73144	74615

Group 5

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 18	5896	58677	59264	59857
Leadership Point 19	59535	60130	60733	61341
Leadership Point 20	61012	61622	62240	62863
Leadership Point 21	62521	63146	63779	64417
Leadership Point 22	64074	64715	65363	66017
Leadership Point 23	65661	66318	66982	67652
Leadership Point 24	67290	67963	68643	69330
Leadership Point 25	68962	69652	70349	71053
Leadership Point 26	70668	71375	72089	72810
Leadership Point 27	72419	73143	73876	74615
Leadership Point 28	74215	74957	75708	76466
Leadership Point 29	76053	76814	77583	78359
Leadership Point 30	77946	78725	79514	80310
Leadership Point 31	79872	79872	80671	82293

Group 6

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 21	62521	63147	63779	64417
Leadership Point 22	64074	64715	65363	66017
Leadership Point 23	65661	66318	66982	67652
Leadership Point 24	67290	67963	68643	69330
Leadership Point 25	68962	69652	70349	71053
Leadership Point 26	70668	71375	72089	72810
Leadership Point 27	72419	73143	73876	74615
Leadership Point 28	74215	74957	75708	76466
Leadership Point 29	76053	76814	77583	78359
Leadership Point 30	77946	78725	79514	80310
Leadership Point 31	79872	80671	81478	82293
Leadership Point 32	81857	82676	83503	84339
Leadership Point 33	83892	84731	85579	86435
Leadership Point 34	85965	86825	87694	88571
Leadership Point 35	88102	88102	88984	90773

Group 7

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 24	67290	67963	68643	69330
Leadership Point 25	68962	69652	70349	71053
Leadership Point 26	70668	71375	72089	72810
Leadership Point 27	72419	73143	73876	74615
Leadership Point 28	74215	74957	75708	76466
Leadership Point 29	76053	76814	77583	78359
Leadership Point 30	77946	78725	79514	80310
Leadership Point 31	79872	80671	81478	82293
Leadership Point 32	81857	82676	83503	84339
Leadership Point 33	83892	84731	85579	86435
Leadership Point 34	85965	86825	87694	88571
Leadership Point 35	88102	88983	89874	90773
Leadership Point 36	90284	91187	92099	93020
Leadership Point 37	92528	93453	94389	95333
Leadership Point 38	94817	95765	96724	97692
Leadership Point 39	97128	97128	98100	100072

Group 8

	2014	2015	2016	2017
	£ p.a.	£ p.a.	£p.a.	£p.a.
Leadership Point 28	74215	74958	75708	76466
Leadership Point 29	76053	76814	77583	78359
Leadership Point 30	77946	78725	79514	80310
Leadership Point 31	79872	80671	81478	82293
Leadership Point 32	81857	82676	83503	84339
Leadership Point 33	83892	84731	85579	86435
Leadership Point 34	85965	86825	87694	88571
Leadership Point 35	88102	88983	89874	90773
Leadership Point 36	90284	91187	92099	93020
Leadership Point 37	92528	93453	94389	95333
Leadership Point 38	94817	95765	96724	97692
Leadership Point 39	97128	98099	99081	100072
Leadership Point 40	99552	100548	101554	102570
Leadership Point 41	102039	103059	104091	105132
Leadership Point 42	104596	105642	106699	107766
Leadership Point 43	107210	107210	108283	110459

* please refer to your payroll provider for guidance on mid-range TLR points

EQUALITY IMPACT ASSESSMENT CHECKLIST

This checklist is to be used when you are uncertain if your activity requires an EIA or not.

An Equality Impact Assessment (EIA) is a tool for identifying the potential impact of the organisation's policies, services and functions on its residents and staff. EIAs should be actively looking for negative or adverse impacts of policies, services and functions on any of the nine protected characteristics.

The checklist below contains a number of questions/prompts to assist officers and service managers to assess whether or not the activity proposed requires an EIA. Supporting literature and useful questions are supplied within the [EIA Guidance](#) to assist managers and team leaders to complete all EIAs.

Service area & dept.	Schools and Education	Date the activity will be implemented	01/09/2018
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Brief description of activity	Pay Policy for Teachers
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Answers favouring doing an EIA	Checklist question	Answers favouring not doing an EIA
<input checked="" type="checkbox"/> Yes	Does this activity involve any of the following: - Commissioning / decommissioning a service - Change to existing Council policy/strategy - Budget changes	<input type="checkbox"/> No
<input type="checkbox"/> Yes	Does the activity impact negatively on any of the protected characteristics as stated within the Equality Act (2010)?	<input checked="" type="checkbox"/> No
<input type="checkbox"/> No <input type="checkbox"/> Not sure	Is there a sufficient information / intelligence with regards to service uptake and customer profiles to understand the activity's implications?	<input checked="" type="checkbox"/> Yes
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Does this activity: Contribute towards unlawful discrimination, harassment and victimisation and other conduct prohibited by the Act <i>(i.e. the activity creates or increases disadvantages suffered by people due to their protected characteristic)</i>	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Reduce equality of opportunity between those who share a protected characteristic and those who do not <i>(i.e. the activity fail to meet the needs of people from protected groups where these are different from the needs of other people)</i>	<input checked="" type="checkbox"/> No
<input type="checkbox"/> Yes <input type="checkbox"/> Not sure	Foster poor relations between people who share a protected characteristic and those who do not <i>(i.e. the function prevents people from protected groups to participate in public life or in other activities where their participation is disproportionately low)</i>	<input checked="" type="checkbox"/> No
FOR =1	TOTAL	AGAINST =5

Will you now be completing an EIA?

Yes

No

The EIA toolkit can be found [here](#)

Assessment Lead Signature	Sally-Ann Wolstenholme, Lead HR Consultant HR, Legal and Governance
Checked by departmental E&D Lead	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Date	27/09/2018