

**EDUCATION SERVICES GRANT**

Duties of a local authority that are chargeable to the ESG

ESG DUTIES	
Responsibilities local authorities hold for all schools (funding may be retained centrally from all schools with agreement of schools forum)	Responsibilities local authorities hold for maintained schools (funding may be retained centrally from <u>maintained schools only</u> with agreement of schools forum)
<b><u>Statutory and Regulatory duties</u></b>  Director of children's services and personal staff for director  Planning for the education service as a whole  Revenue budget preparation, preparation of information on income and expenditure relating to education, and external audit relating to education  Administration of grants  Authorisation and monitoring of expenditure not met from schools' budget shares  Formulation and review of local authority schools funding formula  Internal audit and other tasks related to the authority's chief finance officer's responsibilities under Section 151 of LGA	<b><u>Statutory and Regulatory duties</u></b>  Functions of LA related to best value and provision of advice to governing bodies in procuring goods and services  Budgeting and accounting functions relating to maintained schools  Functions relating to the financing of maintained schools  Authorisation and monitoring of expenditure in respect of schools which do not have delegated budgets, and related financial administration  Monitoring of compliance with requirements in relation to the scheme for financing schools and the provision of community facilities by governing bodies  Internal audit and other tasks related to the authority's chief finance officer's responsibilities

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<p>1972 except duties specifically related to maintained schools</p> <p>Consultation costs relating to non-staffing issues</p> <p>Plans involving collaboration with other LA services or public/voluntary bodies</p> <p>Standing Advisory Committees for Religious Education (SACREs)</p> <p>Provision of information to or at the request of the Crown other than relating specifically to maintained schools</p>	<p>under Section 151 of LGA 1972 for maintained schools</p> <p>Functions made under Section 44 of the 2002 Act (Consistent Financial Reporting) (Sch 1, 20j)</p> <p>Investigations of employees or potential employees, with or without remuneration to work at or for schools under the direct management of the headteacher or governing body</p> <p>Functions related to local government pensions and administration of teachers' pensions in relation to staff working at maintained schools under the direct management of the headteacher or governing body</p> <p>Retrospective membership of pension schemes where it would not be appropriate to expect a school to meet the cost</p> <p>HR duties, including: advice to schools on the management of staff, pay alterations, conditions of service and composition/organisation of staff; determination of conditions of service for non-teaching staff; appointment or dismissal of employee functions</p> <p>Consultation costs relating to staffing</p> <p>Compliance with duties under Health and Safety at Work Act (Sch 1, 20s)</p> <p>Investigation and resolution of complaints relating to maintained schools</p> <p>Provision of information to or at the request of the Crown relating to schools</p> <p>School companies</p>

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	<p>Functions under the Equality Act 2010 (Sch 1, 20y)</p> <p>Establish and maintaining computer systems, including data storage</p> <p>Appointment of governors and payment of governor expenses</p>
<p><b><u>Education Welfare</u></b></p> <p>Functions in relation to the exclusion of pupils from schools, excluding any provision of education to excluded pupils</p> <p>School attendance</p> <p>Responsibilities regarding the employment of children</p>	<p><b><u>Education Welfare</u></b></p> <p>Inspection of attendance registers</p>
<p><b><u>Asset management</u></b></p> <p>Management of the LA's capital programme including preparation and review of an asset management plan, and negotiation and management of private finance transactions</p> <p>General landlord duties for all buildings owned by the local authority, including those leased to academies</p>	<p><b><u>Asset management</u></b></p> <p>General landlord duties for all maintained schools (Sch 1, 10a (section 542(2) Education Act 1996; School Premises Regulations 2012) to ensure that school buildings have:</p> <ul style="list-style-type: none"> <li>• appropriate facilities for pupils and staff (including medical and accommodation)</li> <li>• the ability to sustain appropriate loads</li> <li>• reasonable weather resistance</li> <li>• safe escape routes</li> <li>• appropriate acoustic levels</li> <li>• lighting, heating and ventilation which meets the required standards</li> <li>• adequate water supplies and drainage</li> <li>• playing fields of the appropriate standards</li> </ul>

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	<p>General health and safety duty as an employer for employees and others who may be affected (Health and Safety at Work etc Act 1974).</p> <p>Management of the risk from asbestos in community school buildings (Control of Asbestos Regulations 2012).</p>
<u><b>Central support services</b></u>  No functions	<u><b>Central support services</b></u>  Clothing grants  Provision of tuition in music, or on other music-related activities  Visual, creative and performing arts  Outdoor education centres (but not centres mainly for the provision of organised games, swimming or athletics)
<u><b>Premature retirement and redundancy</b></u>  No functions	<u><b>Premature retirement and redundancy</b></u>  Dismissal or premature retirement when costs cannot be charged to maintained schools
<u><b>Monitoring national curriculum assessment</b></u>  No functions	<u><b>Monitoring national curriculum assessment</b></u>  Monitoring of National Curriculum assessments
<u><b>Therapies</b></u>  No functions	<u><b>Therapies</b></u>  This will be covered in the high needs section of the regulations
<u><b>Additional note</b></u>	

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<p>Services set out in the table above will also include overheads relating to these services (regulation 8(11) already refers to this for schedule 2 services) for:</p> <ul style="list-style-type: none"> <li>• Ensuring payments are made in respect of taxation, national insurance and superannuation contributions.</li> <li>• Recruitment, training, continuing professional development, performance management and personnel management of staff</li> <li>• Investigations of employees or potential employees, with or without remuneration</li> <li>• Investigation and resolution of complaints</li> <li>• Legal services related to education functions</li> </ul>	