Introduction

The 2015/16 Primary and Secondary (Reception to Year 11) School budget shares (maintained schools only) have now been published and can be accessed via the following link,

SchoolBudgets2015-16

The link also provides information on how budgets have been determined.

The purpose of this briefing is to provide Primary and Secondary schools with key budget information for the financial year 2015/16. Schools can query any of their budget allocations or formulae with the appropriate officers within the LA. Contact names and email addresses are included within the relevant sections of this briefing note.

The contents of this briefing are broken down as follows:

1. The Overall Position
2. Impact on School Budgets
3. Source of Data for the Fair Funding Formula
4. Pupil Premium
5. Other Information

1. The Overall Position

The 2015/16 DSG notified by the DfE for Birmingham is £1,057.627m (including Academies) although this will change during the year as more accurate and up to date information on Early Years participation numbers, for example, become available. The allocation itself continues to be in 3 blocks i.e.:

- Early Years - This covers Nursery schools, Nursery Classes, PVI's and Children Centres. The 2015/16 allocations will be issued by the 31st March 2015 at the latest.

- High Needs - this covers Special Schools, Resource Bases and Mainstream schools (for Low Incidence, High Cost pupils). The 2015/16 allocations will be issued by 31st March 2015 at the latest.

- Schools Block - covers Primary and Secondary schools provision (including academies) for reception to Year 11 and is the focus of this briefing. In total
£840.144m (98.2%) has been delegated to schools for 2015/16 via the Fair Funding Formula. The formula itself is restricted under national regulations to 13 allowable factors and Birmingham has used 10 of the 13 factors (the other 3 do not apply to Birmingham).

The total DSG is kept ring-fenced from the LA’s other General fund expenditure— as required under the national school funding regulations.

2. **Impact on School Budgets**

The fair funding formula is primarily driven by pupil numbers and for 2015/16 pupil numbers are based on the October 2014 Census data* with variations approved by the Secretary of State for growing schools. In total the average change in delegated funding, i.e. the School Budget Share to the two sectors from 2014/15 to 2015/16 is

- Primary Schools - 3.1% increase
- Secondary Schools - 0.4% increase

The impact on individual schools will obviously vary depending on local factors such as pupil number changes and may be higher or lower than the averages quoted above. A cap continues to be applied to the budgets of those schools that have gained under the new national funding reforms introduced in 2013/14 which limits their increase in order to fund the Minimum Funding Guarantee for schools who have a reduction.

As you will be aware a number of budgets and responsibilities were delegated to schools as part of the **2013/14** settlement. To remind you these were:

- Maternity Cover
- School Contingencies
- Network/Cluster Funding
- Birmingham Energy Management Scheme (BEMS)
- Insurance (Nursery and Special Maintained schools only)
- Staff with Disabilities
- Trade Union Facility Time and Public Duties (although a small proportion of facility time is still held centrally in line with Primary and Secondary approval at Schools Forum)
The 2015/16 School Budget Shares continues to reflect these delegations. It is also to be noted that the Primary and Secondary Fair Funding Formula has been cleared by the Education Funding Agency as being compliant with national regulations.

3. **Source of Data for Fair Funding Formula**

The main data used to drive the formula are pupil numbers and these are based on the October 2014 pupil census. All the other data covering low prior attainment, free school meals etc. is provided by the Dfe.

**Important Change** - Schools that are partners in Birmingham's additional places programme have hitherto received in-year funding allocations to support the growth in provision, as a school budget share addition. Following consultation with schools (Autumn Term 2014) and approval by the Secretary of State the LA has adjusted the pupil numbers school budgets are based upon, for schools involved in the programme, to include a forecast of the expansion in numbers from September 2015. These expansion numbers are expressed as FTE’s for funding purposes, therefore a class of 30 pupils a school will receive funding for an additional 17.5 FTE’s \((30 \div 12 \times 7)\) as provision for these pupils is from September 2015 to March 2016. There is a schedule within the budget notification that details the additional funding allocated to schools for this growth. This process now obviously removes the need for in-year growth allocations. **Schools new to the programme or schools accepting to take additional forms of entry will still receive appropriate in-year funding from the growth fund.**

Schools should also note that the actual September 2015 in-take in pupils will be compared to the LA forecasts with any variations being adjusted for, in the 2016/17 funding period.

4. **Pupil Premium**

Over and above DSG allocated via the formula, schools also receive additional funding in the form of the Pupil Premium grant. This funding per eligible pupil will increase by £20 to £1320 in 2015/16 for primary pupils, with secondary pupils funding remaining at £935 per eligible pupil. In total we estimate the grant will increase from £90m to £92.3m (including Academies).

If you have any queries regarding your School Budget please email your query to: fairfunding@birmingham.gov.uk

In addition to your detailed School Budget Share, you will be able to access any accumulated surplusses. At 31/03/14 overall school balances stood at £78.1m net surplus.
5. **Other Information**

5.1 Devolved Formula Capital

The allocations will be notified to you within the next 2 weeks

If you have any queries regarding devolved formula capital please contact: steve.barlow@birmingham.gov.uk

5.2 Post 16 EFA Allocations

At the time of issuing school budgets, the EFA had not yet notified the Authority of the 2015/16 post 16 Academic year allocations. Secondary Schools with post 16 provision will therefore not see anything in their statement for this. As soon as the EFA allocations are received the relevant schools will be notified.

5.3 Pupil Premium

The conditions of grant state:

"The grant may be spent by maintained schools for the purposes of the school; that is to say for the educational benefit of pupils registered at that school, or for the benefit of pupils registered at other maintained schools; and on community facilities, for example services whose provision furthers any charitable purpose for the benefit of pupils at the school or their families, or people who live or work in the locality in which the school is situated."

Further guidance is available at www.education.gov.uk/schools/pupilsupport/premium/a0076063/pp

The government view is that the Pupil Premium, which is additional to main school funding, is the best way to address the current underlying inequalities between children eligible for free school meals (FSM) and their peers by ensuring that funding to tackle disadvantage reaches the pupils who need it most. As such head teachers and school leaders should decide how to use the Pupil Premium and held accountable for the decisions they make through:

- the performance tables which show the performance of disadvantaged pupils compared with their peers
- the new Ofsted inspection framework, under which inspectors focus on the attainment of pupil groups, in particular those who attract the Pupil Premium
- the new reports for parents that schools now have to publish online
The guidance on the Dfe website states specifically that in order to ensure transparency and accountability, schools will be required from September 2012 to publish online information about how they have used their Pupil Premium allocations. You are therefore encouraged to have arrangements in place to ensure compliance (this should include being able to separately identify spend incurred, the purpose etc).

5.4 Pay + Price Inflation

The schools Funding Settlement announced by the DfE on the 18th December 2014 has not funded inflation. As a result, schools are expected by the DfE to manage pay and non pay inflation pressures from within the totality of the resources available to them. This not only includes the pay award but also the increase in the Teachers Superannuation rate (Employers contribution) to 16.48% from 1st September 2015.

5.5 Licenses

The attached factsheet (below) from the DfE sets out the 10 licenses that are covered by national agreements and for which individual schools (excluding post 16 academies and independent schools) will not need to pay. The authority has budgeted for the single charge it will receive from the DfE.

For any activity that is not covered by the 10 Licenses, schools will still be liable for payment.

5.6 Schools Financial Responsibilities

With delegated budgets, come delegated responsibilities and it is important that Schools understand that they are accountable for properly managing their budgets as set out in the Schools Financial Procedures Manual and Fair funding scheme. Whilst Schools may employ third parties to assist them with their accounting functions, the ultimate responsibility for ensuring the appropriate use of public funds remains with the Schools accountable officer. Failure to discharge their financial responsibilities can result in delegation being withdrawn by the Council.
Copyright Licensing Factsheet

This fact sheet provides information for maintained schools, academies and local authorities on copyright licensing in schools for 2015-16.

In 2014-15 the Department managed the copyright licences for all state maintained schools in England that cover print and digital copyright content in books, journals and magazines (Copyright Licensing Agency; CLA); printed music (Schools Printed Music Licence; SPML); licences for copyright content in newspapers and magazines (the Newspaper Licensing Agency media access (NLA) licence); recording and use of copies of radio and television programmes, including from a number of catch-up services (the Educational Recording Agency (ERA) licence) and the showing of films (the Public Video Screening Licence (PVSL) and Motion Picture Licensing Company (MPLC) licences).

Over the past year the Department for Education has been working with the music copyright management organisations (CMOs) to simplify the way in which their copyright licences are paid for by schools and academies. From April 2015 we will add to the above list the licences for the Performing Rights Society for Music (PRS) – payments for performances of covered work; Phonographic Performance Ltd. (PPL) – playing recorded music; the Mechanical Copyright Protection Society (MCPS) – rights to make CDs and DVDs containing copyright music; and Christian Copyright Licensing International (CCLI) – hymns and other Christian music.

Please see below for further information.

Information for Schools

What does this mean for schools?

With the inclusion of these four new licences the Department believes that schools will be covered for almost all their copyright requirements. There are other copyright licences that may be relevant in very specific cases and schools still need to ensure they are covered for any relevant activity. For these ten licences the Department will pay a single sum to each of the CMOs which will cover all primary and secondary schools in England, including academies, and all special schools and Pupil Referral Units. Independent fee paying schools are not licensed in the same way and may wish to seek advice direct from the contacts listed at the end of this briefing. Nursery schools are now included. However, post-16 academies are not included as they are not technically ‘schools’ and will need to make separate arrangements, as will 6th form colleges.

The licences covered by the new central arrangement are:

1. **The CLA licence.** This gives you the right to:
   - Photocopy books, magazines and journals published in the UK and 30 other countries giving your school access to a wide choice of published information
• Make digital copies by scanning or re-typing for distribution to pupils, parents, teachers or governors, from titles published in the UK and USA plus a growing number of other countries
• Make copies of content from digital material including CD ROMs, electronic workbooks, online journals and included websites
• Use copies with digital whiteboards, VLEs and presentation software programs
• Copy photographs, illustrations, charts or diagrams where they are included in an article or an extract

2 **The School Printed Music Licence.** This covers the copying and distribution of a school’s sheet music to school members for curricular uses and for those extracurricular activities that are not Collective Worship.

The licence permits schools to legally make copies of sheet music by any of the following means:

1. Photocopying
2. Scanning
3. Score-writing software programs
4. Notation by hand
5. Posting on a school VLE

The licence also allows the adaption of the musical work so that it can be performed by any instrumental and vocal arrangements that your school wishes to use.

3 **The Newspaper Licensing Agency Schools Licence.** This permits the copying of content from national, regional and local newspapers and certain news websites.

4 **The Educational Recording Agency licence.** This allows educational establishments to record radio and television broadcasts received in the UK and to access copies of such recordings on agreed terms. Teaching staff can also access and download material on a number of on demand catch-up services including BBC iPlayer, 4OD, Five On Demand and ITV Player and Five on Demand. The recordings can then be retained, stored and copied for educational purposes at the licensed establishment. From April 2014 it also allows an educational establishment to enable students to access licensed recordings and clips from them when they are working off site and connect to the schools site.

5 **The Public Video Screening Licence.** This is issued by Filmbank Distributors Limited who represent all of the six major Hollywood studios in the education sector, (Warner Bros. Sony Pictures, Disney, 20th Century Fox, Universal, Paramount Pictures) and many other leading Hollywood, Bollywood and Independent film studios and distributors including MGM, Lionsgate, Miramax and Entertainment Film. The PVSL is required where schools screen films from studios participating in the PVSL scheme on their premises for entertainment purposes. Under the PVSL scheme schools are able to screen films on DVDs that have been purchased or
borrowed from legitimate UK outlets during the term of the licence. The PVSL does not cover screenings for commercial or fundraising purposes i.e. where a charge is made either directly or indirectly (e.g. selling tickets to screenings). In these circumstances please contact Filmbank directly via info@filmbank.co.uk who can provide you with a licence for this type of screening.

6 **The Motion Picture Licensing Company licence.** The MPLC licence is similar to the PVSL in that it allows for the non-educational screening of films on the premises of an educational establishment. MPLC represents represent over 400+ film and TV producers and distributors from major Hollywood studios to independent and foreign producers. Examples of the studios whose work is licensed by MPLC are National Geographic; the Discovery Channel; and the studios that own the rights to Bob the Builder and Angelina Ballerina. The MPLC licence does not cover: Commercially advertising the film title outside of the school; making a charge to view the film; DVDs or downloads that are not a legal copy of the film or outdoor screenings. If a school does wish to commercially advertise and/or make a charge to view a film, then they should apply for a separate Single Screening MPLC Movie Licence. For further information please visit: http://www.themplc.co.uk/page/film-club-1

7 **The Performing Rights Society licence.** The PRS licence covers performances of copyright music (including any associated words) which is controlled by The Performing Rights Society Limited (PRS for Music) or by any of the societies in other countries with which PRS for Music is affiliated.

8 **The Phonographic Performance licence.** The PPL licence is a collective licence authorising a school to play in public, or broadcast, all of its members' recorded music or music videos in the UK. Collective licences can also cover the copying of recorded music and music videos for certain purposes. Typical uses in a school would be: discos/end of term parties; telephone system music on hold; playing a record / radio / tape / CD / digital music player; school fetes (where music is being played) and Dance/Aerobics classes for students and staff only. The two licences are required by every school.

9 **The Mechanical Copyright Protection Society licence.** The MCPS ‘Limited manufacture’ licence covers the use of music in DVDs and CDs produced by the school and sold to parents, e.g. by the PTA, to raise funds for the school. The licence provides the right for all schools to make and sell up to 1,000 copies a year of DVDs or CDs containing music.

10 **The Christian Copyright Licensing International licence.** CCLI administers two licences. The Collective Worship Copyright Licence (CWCL) permits schools to type song words into a computer and store them for later use, e.g. to create a song words database for use with their song projection software; to create service sheets and hand-outs for pupils and staff; to create OHP acetates; and to audio/video record music from services for those unable to attend, or as a keepsake. The Collective Worship Music Reproduction Licence (CWMRL) is supplementary to the CWCL. It permits schools to photocopy the words and music of hymns and worship songs directly from music publications and also to make customised arrangements of music for pupils using transposing instruments (typically wind and brass instruments).

These licences are required either by all (or by the vast majority) of schools and there will be no way for schools to ‘opt out’ of the licences.
Who is the licensee?

The agreements between the DfE and the CMOs simply cover the administration of the licences. Each education establishment is a Licensee and as such responsible for ensuring that the terms and conditions of the licenses are adhered to by their staff.

Where is my licence?

If you require a copy of your licence, please contact the individual copyright management organisations below.

Information about what the licences cover

What is the SPML and what content is covered?

http://schools.cla.co.uk/your-cla-schools-licence/schools-printed-music-licence/

What is the CLA Licence and what content is covered?

http://schools.cla.co.uk/your-cla-schools-licence/what-can-be-copied/

What is the NLA Licence and what content is covered?

http://schools.cla.co.uk/about-your-licences/nla-schools-licence/nla-licence-documents/

What is the ERA Licence and what content is covered?

General information about the ERA Licence is at: www.era.org.uk

What is the PVSL and what content is covered?

For more information on the PVSL see www.filmbank.co.uk/pvsleducation

For a list of studios participating in the PVSL scheme go to: http://www.filmbank.co.uk/pvslstudios

What is the MPLC licence and what content is covered?

http://www.themplc.co.uk/page/channel-overview-schools

What is the PRS licence and what content is covered?

http://www.prsformusic.com/SiteCollectionDocuments/PPS%20Leaflets/Schools%20leaflet.pdf

What is the PPL licence and what content is covered?

http://www.copyrightandschools.org/
What is the MCPS licence and what content is covered?

http://www.prsformusic.com/Pages/Rights.aspx

What is the CCLI licence and what content is covered?

http://schools.ccli.co.uk/

Does the DfE cover all copyright licences for the sector?

The DfE has agreements with the above CMOs that cover their licences. Other licences may be required by your school for use of other content. More information can be found at:

http://www.copyrightandschools.org/

Contacts

Who should I contact?

☐ Terms and Conditions, rights and repertoire of the CLA, SPML or NLA Licence

http://schools.cla.co.uk/get-in-touch/contact-the-schools-team-at-cla/

☐ Terms and Conditions, rights and repertoire of the ERA licence

www.era.org.uk

☐ Terms and Conditions, rights and repertoire of the PVSL

www.filmbank.co.uk/pvslterms.

For information on the PVSL, contact T: 01494 836 231 or email pvsl@cefm.co.uk. The licence terms and conditions for the PVSL can be found at:

http://www.filmbank.co.uk/images/80989/pvsl%20terms%20&%20conditions%20feb%20202013.pdf. By screening films from copyright owners licensed under the PVSL scheme, each school, agrees to be bound by and comply with these terms and conditions.

☐ Terms and Conditions, rights and repertoire of the MPLC

http://www.themplc.co.uk/page/contact-the-mplc

☐ Terms and Conditions of the PPL licence can be found at: http://www.ppluk.com/I-Play-Music/Businesses/Why-do-I-need-a-licence/

☐ Terms and Conditions of the PRS licence can be found at:

http://www.prsformusic.com/users/businessesandliveevents/generaltermsandconditions/Pages/default.aspx

☐ Terms and Conditions of the MCPS Limited Manufacture licence can be found at:


☐ Terms and Conditions of the CCLI licence can be found at:

http://schools.ccli.co.uk/pdfs/schools/terms/SchoolLicenceTermsUK.pdf

☐ Independent fee paying school licensed through the Independent Association of Prep Schools can obtain advice at https://www.iaps.org.uk/about/copyright-and-schools