

**SCHOOLS (CONSULTATION) (SCOTLAND) ACT 2010 – DALMALLY PRIMARY SCHOOL**

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**1.0 EXECUTIVE SUMMARY**

- 1.1 This report provides details of the outcome and findings of the statutory consultation exercise undertaken in respect of the formal Proposal to rezone the catchment area for Dalmally Primary School so that it is extended to include the whole of the catchment area of the former Bridge of Orchy Primary School, as detailed in the published Consultation Report (**Appendix A**); and in accordance with the requirements of the *Schools (Consultation) (Scotland) Act 2010*, as amended (the 2010 Act).
- 1.2 It is recommended that the Community Services Committee:
- 1.2.1 considers the contents of the Consultation Report, attached as **Appendix A**; and
  - 1.2.2 approves the implementation of the Proposal to rezone the catchment area for Dalmally Primary School so that it is extended to include the whole catchment area of the former Bridge of Orchy Primary School, with effect from 6<sup>th</sup> March 2025.

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**2.0 INTRODUCTION**

- 2.1 When considering a proposal to rezone a school the Education Authority must meet the requirements of the 2010 Act.
- 2.2 The Council is required to prepare and publish a Proposal Paper which clearly sets out the Proposal on which the Council is consulting. The Proposal Paper must include details of the proposed date for implementation, an Educational Benefits Statement, a summary of the consultation process and details of the supporting evidence or information used to formulate the Proposal.
- 2.3 The 2010 Act also requires that at the close of the consultation process, Education Scotland must consider the educational aspects of the Council's Proposal and prepare and submit a report for consideration by the Council when preparing its final Consultation Report.
- 2.4 The Council is then required to review the Proposal, taking into consideration the report from Education Scotland and all other responses received within the consultation period, and thereafter prepare and publish its final Consultation Report.
- 2.5 The Consultation Report must explain how the Council has reviewed the Proposal, a summary of the points raised during the consultation period and the Council's response to them, and details of any alleged inaccuracies or omissions.
- 2.6 The Council will then make a decision on whether or not to implement the Proposal.

**3.0 RECOMMENDATIONS**

- 3.1 It is recommended that the Community Services Committee:

3.1.1 considers the contents of the Consultation Report, attached as **Appendix A**; and

3.1.2 approves the implementation of the Proposal to rezone the catchment area for Dalmally Primary School so that it is extended to include the whole catchment area of the former Bridge of Orchy Primary School, with effect from 6<sup>th</sup> March 2025.

#### **4.0 DETAIL**

4.1 This report provides details of the outcome and findings of the statutory consultation exercise undertaken in respect of the formal Proposal to rezone the catchment area of Dalmally Primary School, as detailed in the published Consultation Report which is attached as **Appendix A**; and in accordance with the requirements of the 2010 Act.

4.2 In accordance with the 2010 Act, a report was produced by Education Scotland on the educational aspects of the Proposal (Appendix 5 of the Consultation Report). The Education Scotland report is supportive of the Proposal.

4.3 Having considered the report from Education Scotland and all other responses received within the consultation period, officers carried out a further review of the Proposal in light of this information and a Consultation Report was thereafter prepared and published for public scrutiny on the Council's website from 13<sup>th</sup> February 2025. This provided a full three week period prior to a final Committee decision on Thursday 6<sup>th</sup> March 2025, in compliance with Section 9(3) and Section 11 of the 2010 Act.

#### **5.0 CONCLUSION**

5.1 The Consultation Report for Dalmally Primary School has been prepared in accordance with the requirements of the 2010 Act, as amended.

5.2 Following the conclusion of the statutory consultation exercise as detailed within the Consultation Report (**Appendix A**), having due regard to the consultation responses, and to Education Scotland's report, it is recommended that the decision is made to implement the Proposal that the catchment area of Dalmally Primary School be rezoned so that it is extended to include the whole of the former Bridge of Orchy Primary School catchment area, with effect from 6<sup>th</sup> March 2025.

#### **6.0 IMPLICATIONS**

6.1 Policy – An authority that is formulating a proposal to change the catchment area of a school must satisfy the requirements of the *Schools (Consultation) (Scotland) Act 2010* as amended.

- 6.2 Financial – there are financial implications to consider in regard to school transport as detailed within the Consultation Report (**Appendix A**).
- 6.3 Legal – The Consultation Report for Dalmally Primary School has been prepared in accordance with the requirements of the *Schools (Consultation) (Scotland) Act 2010*, as amended.
- 6.4 HR - none
- 6.5 Fairer Scotland Duty:
- 6.5.1 Equalities - protected characteristics – An EqSEIA was undertaken as part of the consultation exercise, and is attached as Appendix 2 to the Consultation Report.
- 6.5.2 Socio-economic Duty – An EqSEIA was undertaken as part of the consultation exercise, and is attached as Appendix 2 to the Consultation Report.
- 6.5.3 Islands - none at present
- 6.6 Climate Change - none
- 6.7 Risk – none at present
- 6.8 Customer Service - none at present
- 6.9 The Rights of the Child (UNCRC) - The views of pupils were gathered and taken into consideration as part of the Consultation exercise, in line with Article 12 – *I have the right to be listened to and taken seriously.*

**Douglas Hendry, Executive Director with responsibility for Education**

**Councillor Audrey Forrest, Policy Lead for Education**

28<sup>th</sup> January 2025

**For further information contact:**

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## **APPENDICES**

Appendix A – Consultation Report – Dalmally Primary School