



## HILTON SPENCER ACADEMY –

### DETERMINED ADMISSIONS ARRANGEMENTS 2021-22

#### 1. Admissions Authority

The admissions authority for Hilton Spencer Academy is The Spencer Academies Trust. The Spencer Academies Trust determines admission arrangements for each academy within the Trust. The arrangements are implemented by the local governing body of each academy including matters relating to local Fair Access arrangements

#### 2. PAN

The Published Admission Number (PAN) for Hilton Spencer Academy for 2021-2022 is 110 pupils in Foundation Stage 2 (Reception)

#### 3. How to apply and when decisions are made

Applications for first admission into year FS2 (Reception) must be made through the child's home local authority (the area where the child lives).

For Derbyshire residents this can be found on the Derbyshire County Council website at <https://www.derbyshire.gov.uk/education/schools/school-places/apply-for-a-school-place.aspx> Applications should be completed by the closing date for applications as stated in the Derbyshire Coordinated Admissions Scheme

All other applicants must apply to their home local authority (i.e the area where the child lives).

Parents will be notified of the outcome of applications on National Offer Day which is 16<sup>th</sup> April 2021.

For applications into other year groups, see the section on **in year applications**.

#### 4. How late applications are treated

Any applications received after the closing date, including changes of preference, are considered as late applications and will be processed after all on-time applications unless there are exceptional circumstances which must be made clear at the point of application, with supporting evidence, and before places are allocated.

#### 5. Catchment Area

Hilton Spencer Academy has a defined catchment area, details of which are available through the link below to the address checker on the Derbyshire County Council website.

<https://apps.derbyshire.gov.uk/dotnet-applications/Admissions/NormalAreaFinder.aspx?admissiontype=Primary&usercontrolfunction= AJAX>

The fact that a child lives within the catchment area does not guarantee a school place. See section on Admission Oversubscription criteria.



## **6. Admission Oversubscription Criteria for Reception FS2.**

In accordance with the School Admissions Code, Hilton Spencer Academy operates within the Derbyshire County Council Coordinated Admissions Scheme. We do not currently require additional information to consider your application fully.

In the event of oversubscription, the following criteria will be applied, in priority order, to decide which applications will be granted once places have first been allocated to pupils who have an education, health and care plan (EHCP) which names the school:

1. Looked after children and previously looked after children, including those children who appear (to the admission authority) to have been in state care outside of England and ceased to be in state care as a result of being adopted
2. Children living in the normal area served by the school at the time of application and admission who have brothers or sisters attending the school at the time of application and admission
3. Children living in the normal area served by the school at the time of application and admission
4. Children not living in the normal area served by the school but who have brothers or sisters attending the school at the time of application and admission
5. Other children whose parents have requested a place

**Multiple Births** Where one child of a multiple birth can be admitted under the normal admissions process, the other child/children will also be admitted.

## **7. Tie breaker for oversubscription criteria in any year group**

In the event of oversubscription, within each of the criteria, priority will be given to children who live nearest to the school. Distances are measured as the crow flies (in a straight line) from the main entrance to the school building/front gate to the home address point. This will be managed by Derbyshire County Council.

## **8. In Year Applications**

Hilton Spencer Academy participates in Derbyshire County Council non-statutory In Year Admissions Scheme via the weblink below:

<https://www.derbyshire.gov.uk/education/schools/school-places/changing-schools/changing-schools.aspx>

The Spencer Academies Trust has regard to the DFE admissions Code in respect of in-year application requests.

## **9: Special consideration for all year groups**

In exceptional circumstances, special consideration may be given to children with particular medical needs, mobility support needs, special educational needs or other social circumstances that are supported by written evidence from a doctor, social worker or other relevant professional giving reasons why the school is the only school which could cater for the child's particular needs. The evidence must be presented at the time of application. The



governing body will consider the written evidence provided to decide whether the application may be processed as 'special circumstances'.

Admission under 'special circumstances' will have priority over all but the first numbered criteria.

### **10: Admission of children outside the normal age group**

Parents may seek a place for their child outside of the normal age group, for example, if the child is gifted and talented or has experienced problems such as ill health. Children should only be educated out of the normal age group in very limited circumstances.

Parents/carers should submit a request in writing to the Principal as early as possible for consideration by the Admissions Authority. Decisions will be made on the basis of the circumstances of each case and in the best interests of the child concerned. This will include taking account of the parent's views; information about the child's academic, social and emotional development; where relevant, their medical history and the views of a medical professional; whether they have previously been educated out of their normal age group; and whether they may naturally have fallen into a lower age group if it were not for being born prematurely. The views of the Principal will also be taken into account

Where we agree to a parent's request for their child to be admitted out of their normal age group and, as a consequence of that decision, the child will be admitted to the age group to which pupils are normally admitted to the school, the application will be processed as part of the main admissions round, unless the parental request is made too late for this to be possible, and on the basis of our determined admission arrangements only, including the application of oversubscription criteria where applicable.

Parents have a statutory right to appeal against the refusal of a place at a school for which they have applied. This right does not apply if they are offered a place at the school but it is not in their preferred age group.

### **11: Admission of children below compulsory school age and deferred entry to school**

Admission authorities must provide for the admission of all children in the September following their fourth birthday. Where a place has been offered: a) that child is entitled to a full-time place in the September following their fourth birthday; b) the child's parents can defer the date their child is admitted to the school until later in the school year; and c) where the parents wish, children may attend part-time until later in the school year.

The academy takes account of the most recent guidance from the DFE when considering such requests: [www.gov.uk/government/publications/summer-born-children-school-admission](http://www.gov.uk/government/publications/summer-born-children-school-admission)

### **12: Right of appeal**

If your child is not allocated a place then you have a statutory right of appeal. Details of how to do this can be found in the letter refusing your application.



### 13: Waiting lists

Where an application has been refused because the number of applications received has exceeded the number of places available, waiting lists will be maintained from offer day (for admission to the intake year) or, for in-year applications, the date when the application was refused.

Applications are only placed on the waiting list for a school where they have been refused a place and where it is ranked above a preference that has been allocated.

Priority on the waiting list will be determined by reference to the admission criteria and not by the date an application was received.

Waiting lists are maintained in partnership with Derbyshire County Council until the end of the autumn term for admissions into the intake year academic year.

Inclusion on a waiting list does not mean that a place will eventually become available.

### 14: Repeat applications

Repeat applications on behalf of the same child, for admission in the same academic year, will not be considered unless the applicant can provide evidence that there has been a significant change in the particular circumstances of that child.

### 15: False information

Where the offer of a place is found to be based on fraudulent or intentionally misleading information on the application, which effectively denied a place to a child with a stronger claim to the place at the school, the offer of a place may be withdrawn.

Where a child has started attending the school on the basis of fraudulent or intentionally misleading information, the place may be withdrawn depending on the length of time that the child has been at the school.

Where the place or an offer has been withdrawn, the application will be reconsidered and the usual statutory right of appeal made available if a place is subsequently refused

### 16: Definitions

- **Attending school** is taken to be on roll at a school for the purposes of admissions.
- **Looked after and previously looked after.** A looked after child is a child who is (a) in the care of a local authority, or (b) being provided with accommodation by a local authority in the exercise of their social services functions in accordance with section 22(1) of the Children Act 1989 at the time of making an application to a school. Previously looked after children are children who were looked after, but ceased to be so because they were adopted (or became subject to a child arrangements order or special guardianship order). This includes children who were adopted under the Adoption Act 1976 and children who were adopted under section 46 of the Adoption and Children Act 2002. Child arrangements orders are defined in section 8 of the Children Act 1989, as amended by section 12 of the Children and Families Act 2014. Child arrangements orders replace



residence orders and any residence order in force prior to 22 April 2014 is deemed to be a child arrangements order. Section 14A of the Children Act 1989 defines a 'special guardianship order' as an order appointing one or more individuals to be a child's special guardian (or special guardians).

**Home Address** The child's place of residence is taken to be the parental home, other than in the case of children fostered by a local authority, where either the parental address or that of the foster parent may be used. If a child's parents live at separate addresses, the address where the child permanently spends at least three 'school' nights (Sunday, Monday, Tuesday, Wednesday or Thursday) will be taken to be the place of residence. Addresses of other relatives or friends will not be considered as the place of residence, even if the child stays there for all or part of the week. Evidence that a child's place of residence is permanent may also be sought by the governing body. **The evidence should prove that a child lived at the address at the time of the application with the exception of applications from families of Service and Crown personnel where the address at which the child will live will be used when applying criteria, as long as parents have provided robust evidence of their intended address.** Informal arrangements between parents will not be taken into consideration

- **Parents** For school admissions the school will consider the following as parents:
  - the mother of the child
  - an adoptive parent
  - the father of the child where he was married to the mother either when the child was born or at a later date
  - the father of the child if (since 1 December 2003) he was registered as the father on the birth certificate
  - any other person who has acquired 'parental responsibility through the courts
- **Siblings:** For school admissions the school will consider the following as sibling:
  - a brother or sister who share the same parents
  - a half-brother or half-sister or legally adopted child living at the same address as the child
  - a child looked after by a local authority placed in a foster family with other school age children
  - stepchildren or children who are not related but live as a family unit, where parents both live at the same address as the child.