Scheme of Delegation A framework for accountability

2020-21

Version 1.4 November 2020



Victoria Academies Trust Scheme of Delegation

Overview

All governance flows from the board of trustees who have legal responsibility for the operation of the trust. The scheme of delegation provides for a number of functions to be delegated so decisions can be made. These include to the following individuals:

- 1. Board of Trustees (BOT)
- 2. Chief Executive (CEO)
- 3. Chief Operating Officer (COO)
- 4. Executive Headteachers (EHT)
- 5. Headteachers (HT) (as listed on GIAS and does not include heads of school or equivalent)
- 6. School Business Managers (SBM)

Certain functions and decision-making may be delegated to committees. These include:

- 1. Audit, Finance and Risk (AFR)
- 2. Health & Safety Committee (HS)
- 3. Executive Leadership Team (ELT)

- 2. Performance Management and Pay (PMAP)
- 3. Standards Committee (SC)
 - 4. Academy Council (AC)

This scheme of delegation covers six key themes:

- 1. Education (page 4)
- 2. Finance (page 8)
- 3. People (page 12)

- 4. Operational (page 21)
- 5. Governance (page 25)
- 6. Policies (page 26)

<u>Key</u>

For each section, the scheme determines who has delegated authority and/or power of approval. This is highlighted in green.

In most cases, before a decision is taken there is an expectation that consultation has taken place. Individuals who would normally be involved in this are highlighted in yellow. The person responsible for leading the consultation process **appears in bold** and is required to ensure that the relevant approver (in green) is fully informed of any recommendations and/or outcomes of the consultation process. In most cases,

The scheme of delegation is to be read in conjunction with a number of key documents. These include:

- The Trust Finance Policy
- The Academies Financial Handbook
- Academy Councils: A Guide to Great Governance

The scheme of delegation will be reviewed and updated as required and at least annually for the start of the new academic year.

Document control

Changes history

Version	Date	Amended by	Approved by	Purpose
1.0	15.02.18	CEO	Board of Trustees	Final version for publication on website and distribution
1.1	16.03.18	CEO	Board of Trustees	Inclusion of dismissal section (pp 17-18), requirement for independent panel member for parental complaint hearing (p 20).
1.2	11.10.18	CEO	Board of Trustees	To include 'A Framework for accountability' in the title
1.3	25.10.19	ELT	Board of Trustees	Updates for new academic year
1.4	25-11-20	ELT	Board of Trustees	Updates for new academic year

1. EDUCATION DECISIONS

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Approve trust annual strategic		ELT	CEO				
plan							
Approve academy		AC			EHT		
improvement plan							
Approve trust self-evaluation		ELT	CEO				
Approve academy monitoring		AC			EHT		External
and self-evaluation							consultants
Authority to monitor standards		AC				HT	External
and overall effectiveness							consultants
Approve trust curriculum		ELT	CEO				
approach		AC					
Approve individual academy		AC			EHT		
curriculum							
Approve trust teaching and		ELT	CEO				
learning approach		AC					
Approve individual academy		AC			EHT		
teaching and learning policy							
Approve trust assessment		ELT	CEO				
approach		AC					
Approve individual academy		AC			EHT		
assessment policy							

FUNCTION	Board of	Committee	CEO	coo	Executive Headteacher	Headteacher	Other
Approve any other academy	Trustees	AC			EHT		
Approve any other academy					ENI		
policy (see note below)		(via ELT)					6714
Approve academy pupil		AC			EHT		SBM
premium strategy							
Approve academy pupil		AC				HT	
premium impact report							
Approve academy sports and		AC				HT	
PE impact report							
Approve academy SEND		AC				HT	
impact report							
Authority to issue a fixed-term							
exclusion							
Authority to exclude			CEO to be		EHT to be	HT	Behaviour
permanently, pending meeting			consulted		immediately		support
					consulted		
Hearing of disciplinary		AC (plus 1				HT	Local
committee meeting (PermEx)		other)					authority
Approval to a change of		ELT			EHT		
academy hours		(via AC)					
Approval to change term times,		ELT			EHT		
including extra training days		(via AC)					
Approval to close a class or					EHT	HT	In instances related to Covid, PHE
year group in a school (or							advice will take precedence
'bubble' as defined by Covid							
RA)							

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Approval to close a whole		AC			EHT	HT	In instances related to Covid, PHE
school							advice will take precedence, and CEO will be consulted immediately
Approval to change of		ELT					
admissions policy							
Approval of academy		AC			EHT		EWO
attendance targets		(via ELT)					
Approval of safeguarding		AC			EHT		
policies and procedures		(via ELT)					
Approval of termly headteacher		AC				HT	
report to the AC							
Approval of workload strategy		ELT	CEO				
and charter		AC					
Authority to implement		ELT	CEO				
workload strategy across trust							
Authority to implement		AC				НТ	
workload strategy in academy							

Note: The following policies are the only ones that can be approved by an AC without having to go to the board, providing they adhere to the overall trust approach and policy and have been approved by ELT:

- Teaching and learning
- Assessment
- Curriculum (including subject specific policies)
- **Behaviour** (such as specific rewards and sanctions)
- EYFS
- Pupil premium
- SEND
- Uniform
- Homework

FUNCTION	Board of	Committee	CEO	coo	Executive	Headteacher	Other
	Trustees				Headteacher		

- PSHEC
- Sex and relationships
- Attendance and punctuality
- Any other policy not listed

For a list of the statutory policies that can only be approved by the board, see section five on Governance.

Policies in **bold** are required to be available on individual academy websites. For all other policies, see section six.

2. FINANCE DECISIONS

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Staffing appointments							
Any staff hire with salary costs		PMAP		COO			
greater than £100k per annum							
Any central trust staff hire			CEO	COO (Ops)			
outside of agreed budget							
Any academy staff hire outside		AC	CEO	COO (Ops)			
of agreed budget							
Decision to purchase supplies (goods), service:	s or works (all i	n budget) includ	ding purchase o	rder approval		
Entering into a contract or SLA							HoSSFO
(new or renewal							
Expenditure over £50,000				COO			
Expenditure between £7,501							
and £50,000							
Expenditure between £501 and							
£7,500							
Expenditure up to and							
including £500							
Expenditure over £50,000 for		ELT		COO			
capital works							
Expenditure between £7,501				COO			
and £50,000 for capital works							

FUNCTION	Board of	Committee	CEO	coo	Executive	Headteacher	Other
	Trustees				Headteacher		
Expenditure up to £7,500 for							
capital works							
Note: Any works that are greater than 9	£1,000 require at le	ast 3 quotes. Any c	apital works not in	budget will follow	the SoD for works r	not included in budg	et below.
Authorising Credit Card						HT	
expenditure over £2,000							
Authorising Credit Card							
Expenditure up to £2,000							
Credit card expenditure is a recognise	d as a high risk iten	ı ı for fraud, hence lo	ı ower limits than star	ı ndard expenditure	5 		
Decision to purchase supplies (goods), service	s or works not i	ncluded in bud	get			
Authority to approve purchase		ELT	CEO	COO			
not in budget							
Note: Once approval has been given b	y the COO, any pur	chase above £50,0	000 or 5% of budge	et (whichever is lo	wer) needs board ap	pproval. A budget re	covery plan
must be submitted to the COO and mo	•						
Decision to agree to an operati	ng lease						
Lifetime value of £50,000 or		AFR		coo			
•		AFR		COO			
more		AFR AFR	CEO	coo			
more Lifetime value of over £25,000			CEO				
more Lifetime value of over £25,000 and up to £50,000			CEO		ЕНТ		
more Lifetime value of over £25,000 and up to £50,000 Lifetime value of over £5,000		AFR	CEO		EHT		
more Lifetime value of over £25,000 and up to £50,000 Lifetime value of over £5,000 and up to £25,000		AFR	CEO		EHT		
Lifetime value of £50,000 or more Lifetime value of over £25,000 and up to £50,000 Lifetime value of over £5,000 and up to £25,000 Lifetime value up to £5,000		AFR	CEO		ЕНТ		
more Lifetime value of over £25,000 and up to £50,000 Lifetime value of over £5,000 and up to £25,000 Lifetime value up to £5,000	red into without ES	AFR AFR		COO		e, approval to procee	ed must be
more Lifetime value of over £25,000 and up to £50,000 Lifetime value of over £5,000 and up to £25,000		AFR AFR FA prior approval.	Before any leases c	COO an be considered	, regardless of value	e, approval to procee	ed must be

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
Virements greater than £1,000		AFR		coo			
Virements up to and including							SBM
£1,000							
Note: Virements only require approval i	r f the overall budge	et changes. Vireme	nts between nomin	al or account cod	es offset by an equa	I movement in anot	ner account do
not require COO approval							
Writing off bad debts							
Between £250 and £44,999			CEO	COO			
Up to £249.99					EHT	HT	
Approval to accept a quote or to	ender						
From a minimum of 3 quotes				COO			
over OJEU limit							
From a minimum of 3 quotes			CEO	COO			
above £7,501 and up to OJEU							
From a minimum of 3 quotes					EHT	HT	
up to £1,001 - £7,500							
Note: Approval includes quotes from a	minimum of 3, a for	rmal tendering prod	cess or when accep	oting a quote/tend	ler other than the lo	west. Approval is red	quired from the
COO prior to considering obtaining quo	otes or tendering.						
Signing contracts (in budget)							
Above £50,000 or exceeding a	Chair	AFR					
term if 5 years							

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
All other contracts between		AFR	CEO	COO			
£7,501 and £50,000							
All contracts up to £7,500			CEO	coo			
Any income exceeding		AFR		COO			
£20,000 per annum							
Any supply to third parties							SBM
(excluding lettings or rentals)							
Note: SBMs must inform and seek advice	ce from the COO p	rior to signing all co	ontracts for supply t	to thirds parties.			
Annual budgets							
Approving annual trust budget				COO			
Approving individual academy		AC		COO			SBM
budgets							
Authority to set individual							SBMs
academy budgets							
Authority to monitor, review		AC					SBMs
and challenge budgets		ELT					
Fraud / theft and/or irregularity							
Investigation into fraud, theft or		AFR		COO			
irregularity, suspected included							
Note: Any instances of fraud, theft and	or irregularity exc	eeding £5,000 ind	ividually or £5,000	cumulatively must	be notified to the E	SFA immediately.	

3. PEOPLE DECISIONS

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
C1-ff:					Пеацеаспе		
Staffing structures within appro	vea buagets						
Approving staffing structure at		ELT	CEO				
trust-level							
Approving staffing structure at					EHT		
hub-level							
Approving staffing structure at		AC			EHT		
academy-level							
Staffing structures not within pr	reviously appro	ved budgets					
Approval of new structure		ELT		COO	EHT		
		AC					
Note: Any proposed changes to the rel	evant staffing struc	ture post-budget a	pproval cannot be	made without rece	ı iving formal written	approval from the	board, subject to
a recommendation from ELT. All staffing	g structures are to l	be based on the op	otimum structure fo	r each school type	and size.		
Appointment of							
Chief executive officer	Chair	ELT					
		AC					
Chief Operating Officer		ELT	CEO				
Central trust staff (ELT, such as		ELT	CEO				
Group Heads, Directors etc.)							
Central trust staff (non-ELT,		ELT	CEO (Ed)	COO (Ops)			
such as consultant, admin etc.)							
Executive headteacher		ELT	CEO				

Board of	Committee	CEO	coo	Executive	Headteacher	Other
Trustees				Headteacher		
	AC			EHT of hub		
	ELT					
	AC					
	(one member on panel)					
	ELT		coo			
	ELT		coo			
		Trustees AC ELT AC (one member on panel)	AC ELT AC (one member on panel)	Trustees AC ELT AC (one member on panel) ELT COO	Trustees AC ELT AC (one member on panel) ELT COO	Trustees AC ELT AC (one member on panel) ELT COO

Note: The CEO and relevant hub EHT must be informed of all proposed and new appointments. All appointments are to be advertised centrally via the COO. The COO must always be consulted when agreeing pay grades for all new posts. The hub EHT must sit on all hub leadership appointments. The CEO is to sit on all headteacher (head of school) appointments or above. All SLT appointments must comply with the trust optimum organisational structure. In the event that they don't, the EHT has the power to intervene. The BOT reserve the right as single employer to refuse approval for the employment of any member of staff in any of its academies.

Signs employment contracts on behalf of the employer for the appointment of										
Chief executive officer	Chair									
Chief Operating Officer										
Central trust staff (ELT, such as										
Group Heads, Directors)										
Central trust staff (non-ELT,										
such as consultant, admin etc.)										

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Executive headteacher		ELT					
Academy headteacher							
(including associate)							
Academy leadership team							
including SENCo.							
Hub SBM							
Academy SBM and/or finance							
support							
Performance management and	appraisal of						
Chief executive officer		PMAP					External
							consultant
Chief Operating Officer		PMAP					External
							consultant
Central trust staff (ELT, such as		PMAP					
Group Heads, Directors)							
Central trust staff (non-ELT,			CEO (Ed)	COO (Ops)			
such as consultant, admin etc.)							
Executive headteacher		PMAP					
Academy headteacher							
(including associate)							

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
Academy leadership team	Trustees				Headteacher		
,							
including SENCo.							
Academy admin/office,				coo			
catering, site, cleaning etc.							
Hub SBM					EHT		
Note: Annual appraisal meetings for te	achers are to be co	mpleted by 31 st Oct	ober and 31 st Dec	ember for all other	staff.		
Approves pay progression of							
Chief executive officer		PMAP					External
							Consultant
Chief Operating Officer		PMAP	CEO				External
							Consultant
Central trust staff (ELT, such as		PMAP	CEO				
Group Heads, Directors)							
Central trust staff (non-ELT,		PMAP	CEO	coo			
such as consultant, admin etc.)							
Executive headteacher		PMAP	CEO				
Academy headteacher		PMAP	CEO				
(including associate)							
Academy leadership team					EHT		
including SENCo.							
Academy admin/office,					EHT		
catering, site, cleaning etc.							
Hub SBM		PMAP		COO			

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
Trust wide pay policy including		ELT	CEO	coo			
annual increments		PMAP					
Note: The COO must be made aware of	all salary progres	sions and pay awar	ds and be consulte	ed when agreeing p	payments to ensure	they are in line wit	h previously
approved budgets.							
Settlement / Severance agreeme	ents for all staf	f					
Approval of settlement			CEO				
agreement offer to be made							
Approval below £50,000 (and		PMAP	CEO	coo			
reported to Board)							
Approval above £50,000 (and		PMAP		COO			
reported to Board)							
Note: No discussions in regard to a prop	oosed agreement	l settlement can take	e place without pric	r approval from the	l e CEO. All ongoing	l negotiations are to	be led by the
COO. All agreements will be formally re	ported to the boar	d at the next availa	ble meeting.			-	-
Suspension of							
Chief executive officer	Chair						
Chief Operating Officer							
Executive headteachers							
ZXCCatave medatedomeno							
Control trust toom including				CEO to be			
Central trust team including							
hub and academy SBMs				informed			
Academy Headteacher (or					CEO to be		
associate)					informed		

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Academy leadership team					CEO to be		
					informed		
Academy teachers					CEO to be	CEO to be	
					informed	informed	
Academy non-teachers and					CEO to be	CEO to be	
support staff					informed	informed	

Note: A formal suspension cannot be actioned without first informing Legal/HR and obtaining legal advice. The CEO or COO must always be informed prior to seeking advice for suspension (unless the subject of the suspension) and certainly no later than one working day of the date of a suspension. The CEO has delegated powers to suspend any member of staff. Approval to suspend is not required from the CEO where authority to approve is granted at a lower level.

Disciplinary hearings of					
Chief executive officer	Board panel				Investigation
					officer + HR
Chief Operating Officer	Board panel				Investigation
					officer + HR
Executive headteachers	Board panel				Investigation
					officer + HR
Central trust team including		CEO (Ed)	COO (Ops)		Investigation
hub and academy SBMs					officer + HR
Academy Headteacher (or					Investigation
associate)					officer + HR
Academy leadership team					Investigation
					officer + HR
Academy teachers					Investigation
					officer + HR

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
Academy non-teachers and							Investigation
support staff							officer + HR
Dismissal of					<u> </u>		
Chief executive officer		Board panel					Advice from
							HR
Chief Operating Officer		Board panel					Advice from
							HR
Executive headteacher							Advice from
							HR
Central trust team including			CEO (Ed)	COO (Ops)			Advice from
SBMs							HR
Academy headteacher							Advice from
							HR
Academy staff other than							Advice from
headteacher							HR
Note: The assumption is that all dismiss	sal hearings are he	ld following a forma	I al hearing that subs	sequently recomme	ends dismissal (e.g.	management if abs	sence). In all
cases, the CEO is to be informed of all	_		hearing being esta	ablished. HR are alv	vays to be consulte	ed and advice follov	ved.
Formal hearings for grievance of	laims made by						
Chief executive officer		Board					Investigating
		member					officer
Chief Operating Officer							
Executive headteachers							
Central trust team including							
hub and academy BMs							

FUNCTION	Board of	Committee	CEO	COO	Executive	Headteacher	Other
	Trustees				Headteacher		
Academy Headteacher (or							
associate)							
Academy leadership team							
Academy teachers							
Academy non-teachers and							
support staff							
Note: Hearings are made up of a single	-person decision m	naker (as delegated	d) who may appoint	t an investigative of	ficer senior to the	complainant to pres	sent at the
hearing. If the grievance is against the	•	-		neard by the next le	vel up on the sche	me.	
Deals with formal parental or ex	kternal complai	nts (stage 2) ag	ainst				
Chief executive officer	Chair (or						
	nominated)						
Chief Operating Officer							
Executive headteachers							
Central trust team including			CEO (Ed)	COO (Ops)			
hub and academy SBMs							
Academy Headteacher (or							
associate)							
Academy leadership team							
Academy teachers							
	1	1	1	ı	1		1

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
Academy non-teachers and							
support staff							

Note: The individual delegated to hear the complaint may appoint an investigating officer senior to the employee whom the complaint involves in order to investigate the complaint and present their findings in a report. In the case of parental complaints ay Stage 3, the panel that hears the case must always consist of a member who is not based at the school and is therefore independent. This can be an Academy Councillor from another school.

4. OPERATIONAL DECISIONS

FUNCTION	Board of Trustees	Committee	CEO	COO	Executive Headteacher	Headteacher	Other
Premises, property and asset m	anagement						
Approval of annual strategy		ELT		COO			SBMs
and monitoring of policy							
Approval of asset management		ELT		COO			SBMs
plans							

FUNCTION	Board of Trustees	Committee	CEO	coo	Executive Headteacher	Headteacher	Other
Approval of lettings and other		ELT		coo			SBMs
premises-related charges							
Disposal of assets greater than		ELT		COO			
£5,000 NPV							
Disposal of assets less than				COO			
£5,000 NPV							
Approval of major capital		ELT		COO			SBMs
works, building projects etc.							
Approval of CIF bids or similar		ELT		coo			SBMs
Approval of leases related to		ELT		coo			SBMs
buildings							
Note: Only the board can dispose of as	sets that include la	nd and buildings ar	nd only following w	ritten formal appr	oval from ESFA.		
Risk							
Approve and monitor the trust		AFR		COO			SBMs
risk register							
Authority to take the necessary		ELT		COO			
actions to mitigate trust risk							
Approval and monitoring of		ELT		COO			SBMs
individual academy risk register							
Authority to take actions to		ELT			EHT		
mitigate risk at hub level.							
Authority to take actions to					EHT	HT	SBMs
mitigate risk at academy level.							

FUNCTION	Board of	Committee	CEO	coo	Executive	Headteacher	Other
	Trustees				Headteacher		
Note: Each academy council will receiv	e a termly report or	the relevant risk r	egister although th	e responsibility for	mitigating and red	ucing the risk has b	een delegated to
the headteacher with support from the	EHT and COO.						
Health and safety							
Approval of trust health and		ELT		COO			SBMs
safety strategy and policies		HS					
Authority to take action to		ELT		COO			SBMs
ensure trust policies in place		HS					
Authority to take action to		ELT			EHT		SBMs
ensure hub policies in place		HS					
Authority to take action to		AC				HT	SBMs
ensure school policies in place		HS					
Legal							
Authority to seek advice from							SBMs
ACS for minor advice							
Authority to seek advice from				COO			
ACS for major advice							
Note: 'Minor' advice is that which is like	•	· ·	, ,				
fee. Always seek advice from the COO		•	,	•			alf for minor
advice. In the event of the legal advice		he procured HR pr	ovider may be con	tacted but only wit	h approval from the	e COO.	
Information and communication	n technology						
Approval of trust ICT strategy		ELT					ICT group
							lead
Approval of hub ICT strategy		ELT					ICT group
							lead
Authority to take actions to		ELT		coo			
implement ICT strategy							

FUNCTION	Board of Trustees	Committee	CEO	coo	Executive Headteacher	Headteacher	Other
Communications	Trustees				Headteacher		
Approve requests for press		ELT	CEO	1			
releases identified as a risk			323				
Approve marketing and PR		ELT	CEO				
press releases at trust level		221	323				
Approve marketing and PR					EHT		
press releases at school level					Ent		
·!							
Approve any requests for							
external writing, articles etc.							
Authority to make trust level							
social media posts e.g. twitter							
Authority to make academy							
social media posts e.g. twitter							
Authority to ensure academy						HT	
websites are compliant							
Authority to make changes to				COO			
trust website							
Authority to make changes on					EHT		
GIAS or equivalent							
Membership and conversion							
Approval of new schools		ELT	CEO	COO			
joining the trust							
Authority to undertake due		ELT	CEO	COO			
diligence							

FUNCTION	Board of Trustees	Committee	CEO	coo	Executive Headteacher	Headteacher	Other
Authority to project manage				COO			
conversions							
Authority to move to sign legal			CEO	COO			
papers (lease, CTA, FA)							

Note: The COO has delegated authority to sign the legal client care letter and undertake all discussions, negotiations etc. on behalf of the trust with legal and relevant third parties (e.g. DfE, councils, unions etc.).

5. GOVERNANCE DECISIONS (BOARD LEVEL)

FUNCTION	Members	Board of	Committee	CEO	coo	Executive	Headteacher
		Trustees				Headteachers	and Deputy
Approve amendments to							
Memorandum and Articles							
Approve scheme of delegation							
and terms of reference							
Approve statutory policies							
Authority to direct academies							
to comply with agreed policy							
Appointment of members and							
trustees							
Appointment of external							
auditor, bankers and insurers							
Receive the annual accounts							

Approve the annual accounts				
Chair of ELT and Leaders'				
Forum				
Membership of Leaders' Forum				
Membership Academy Council				
including chair and secretary				