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Guidance

# PE and sport premium conditions of grant 2016 to 2017: local authorities and maintained schools

Updated 27 October 2016

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# 1. Introduction

The primary PE and sport premium 2016 to 2017 (“the premium”) will be paid by the Secretary of State for Education (“Secretary of State”) to the local authority (“authority”). The authority will then distribute the premium to maintained schools in its area as stated in Section 14 of the Education Act 2002. In accordance with Section 16 of that Act, the Secretary of State lays down the following terms and conditions on which financial assistance is given in relation to the premium payable for the academic year 2016 to 2017.

The premium for the 2016 to 2017 academic year is paid in 2 instalments from the Secretary of State to the authority as follows:

Financial year	2016 to 2017 academic year	Payment date
2016 to 2017	September 2016 to March 2017	29 October 2016
2017 to 2018	April to August 2017	27 April 2017

# 2. Purpose of the premium

The premium must be used to fund additional and sustainable improvements to the provision of PE and sport, for the benefit of primary-aged pupils, in the 2016 to 2017 academic year, to encourage the development of healthy, active lifestyles. Information on how much PE and sport premium funding primary schools receive and advice on how to spend it (<https://www.gov.uk/guidance/pe-and-sport-premium-for-primary-schools>) has been published.

# 3. Basis of allocation

Allocations for the academic year 2016 to 2017 are calculated using the number of pupils in years 1 to 6, as recorded in the January 2016 census, as follows:

- schools with 17 or more pupils receive £8,000 plus £5 per pupil
- schools with 16 or fewer pupils receive £500 per pupil

Where a schools’ pupils are not recorded by year group, pupils aged 5 to 10 are deemed eligible.

In the case of a school which has opened or is due to open during the 2016 to 2017 academic year, the above formula will apply based on pupils recorded on the autumn 2016 school census. Allocations for such schools will be paid by 31 January 2017 (first instalment) and on 27 April 2017 (second instalment).

The allocations for each school in the authority will be published in October 2016 and will include schools that were maintained schools at 1 September 2016. Academies will receive the premium directly from the Education Funding Agency (EFA).

Authorities should not pay the premium to academies that converted on or by 1 September 2016, as they will receive their funding directly from the EFA.

Schools that convert to academies from 1 September 2016 up to and including 1 April 2017 will be paid the April to August 2017 element of the academic year allocation direct from the EFA on 1 May 2017.

The premium must be made available by the authority to the school irrespective of the existence of any deficit relating to the expenditure of the school's budget share. The premium is not part of schools' budget shares and is not part of the individual schools budget. It is not to be counted for the purpose of calculating the minimum funding guarantee.

#### **4. Terms on which the premium is allocated to schools**

Local authorities must pass the premium to maintained schools within one month of receipt, and must require that maintained schools comply with the conditions set out below.

The premium must be spent by schools on making additional and sustainable improvements to the provision of PE and sport for the benefit of all pupils to encourage the development of healthy, active lifestyles. The Secretary of State does not consider the following expenditure as falling within the scope of additional or sustainable improvement:

- employing coaches or specialist teachers to cover planning preparation and assessment (PPA) arrangements (<https://www.gov.uk/government/publications/school-teachers-pay-and-conditions-2015>) - these should come out of schools' core staffing budgets
- teaching the minimum requirements of the national curriculum PE programmes of study - including those specified for swimming

Maintained schools, including those that convert to academies, must publish information about their use of the premium on their website by 4 April 2017. Schools should publish the amount of premium received; a full breakdown of how it has been spent (or will be spent); what impact the school has seen on pupils' PE and sport participation and attainment and how the improvements will be sustainable in the future. Schools should also consider how their use of the premium is giving pupils the opportunity to develop a healthy, active lifestyle.

#### **5. Certification**

Local authorities will be required to certify that they have passed on the correct amount of funding to schools and, where funding has been spent, that it has been spent in line with the conditions set out above.

#### **6. Variation**

The basis for allocation of the premium may be varied by the Secretary of State from those set out above, if so requested by the authority or at the discretion of the Secretary of State.

#### **7. Other conditions**

If the authority or a school fails to comply with the conditions set out in the paragraphs above, including but not limited to a school misusing the premium, the Secretary of State may require the repayment of the whole or any part of the premium paid to the authority or the withholding of subsequent instalments of

the premium. This will be notified in writing to the authority and/or school and any such sum that has been notified shall immediately become payable by the authority to the Secretary of State or be withheld from subsequent instalments.

## **8. Overpayments**

Any overpayment of the premium shall be immediately repaid by the authority to the Secretary of State.

## **9. Further information**

The books and other documents and records relating to the recipient's accounts (for the purposes of this grant "recipient" is the authority and/or school) shall be open to inspection by the Secretary of State and by the Comptroller and Auditor General. The Comptroller and Auditor General may, pursuant to Section 6 of the National Audit Act 1983, carry out examinations into the economy, efficiency and effectiveness with which the recipient has used its resources in discharging its grant-aided activities.

The authority or school shall provide such further information as may be required by the Secretary of State for the purpose of determining whether, or to what extent, it has complied with the conditions set out in this document. Failure to provide this information may result in the Secretary of State requiring repayment of the whole or any part of the premium paid to the authority or the withholding of subsequent instalments of the premium.