

# Admissions Policy – Finberry 2021



The Stour Academy Trust has adopted the following arrangements with respect to the admission of pupils to the school

**In regards to the admission of pupils to Early Birds Nursery, the Oversubscription criteria below also applies.**

**(Please be aware that attendance at the nursery will not automatically lead to admission to the school. Places for reception year are allocated by KCC and attendance at the nursery is not considered in the Oversubscription criteria.)**

**Pupils will be admitted to the Reception Year before their fifth birthday, usually entering at the start of the academic year (September 2021 – July 2022). The number of intended admissions to the Reception Year in September 2021 is 60.**

**Where the school is undersubscribed all applicants will be offered a place.**

**Before the application of oversubscription criteria, children with a statement of special educational need or Education, Health and Care Plan which names the school will be admitted. As a result of this, the published admissions number will be reduced accordingly.**

**Where applications for admission exceed the number of places available, the following criteria will be applied, in the order set out below, to decide which children to admit.**

### **Oversubscription criteria**

#### **1.Children in Local Authority Care or Previously in Local Authority Care**

A 'looked after child' or a child who was previously looked after but immediately after being looked after became subject to an adoption, child arrangements, or special guardianship order. 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 (see the definition in Section 22(1) of the Children Act 1989).

#### **2. Sibling / Current Family Association**

A brother or sister attending Finberry Primary School; in this context brother or sister means children who live as brother or sister in the same house, including natural brothers or sisters, adopted siblings, stepbrothers or sisters and foster brothers or sisters. The sibling link is maintained as long as the family live at the same address as when the first child applied, or has moved closer to the school

than when the first child was offered a place, or has moved to an address that is less than 2 miles from the school using the distance measured by the method outlined in the distance/nearness of children's home to school criterion.

### 3. Medical / Health and Special Access Reasons

Medical, health, social and special access reasons will be applied in accordance with the school's legal obligations, in particular those under The Equality Act 2010.

Priority will be given to those children whose mental or physical impairment means they have a demonstrable and significant need to attend Finberry Primary School. Equally this priority will apply to children whose parents'/guardians', physical or mental health or social needs means that they have a demonstrable and significant need to attend Finberry Primary School. Such claims will need to be supported by written evidence from a suitably qualified medical or other practitioner who can demonstrate a special connection between these needs and the school.

### 4. Distance / Nearness of children's home to the school:

We use the distance between the child's permanent home address and the school, measured in a straight line using the National Land and Property Gazetteer (NLPG) address point. Distances are measured from a point defined as within the child's home to a point defined as within the school as specified by NLPG. The same address point on the school site is used for everybody. When we apply the distance criterion for the school, these straight line measurements are used to determine how close each applicant's address is to the school.

Where partners live apart but share responsibility for the child, and the child lives at two different addresses during the week, we will regard the home address as the one at which the child sleeps for the majority of week days. A block of flats has a single address point reference, so applicants living in the same block will be regarded as living the same distance away from the academy.

In the unlikely event that two or more children live in the same block and in all other ways have equal eligibility for the last available place at the academy, the names will be allocated a number and drawn randomly, this must be supervised by someone independent of the academy, to decide which child should be given the place.

In the unlikely event that two or more children live in the same block and in all other ways have equal eligibility for the last available place at the academy, the names will be allocated a number and drawn randomly, this must be supervised

by someone independent of the academy, to decide which child should be given the place.

Applications for entrance should be made through Kent Primary Admissions Scheme, if applicants live outside the area at the time of application, these should be made through their home local authority. You will be required to complete the Reception Common Application Form (RCAF) either online through the KCC website [www.kent.gov.uk/ola](http://www.kent.gov.uk/ola) or by completing a paper form available from the academy or the Local Authority Admissions Office at Admissions and Transport, Sessions House, County Hall, Maidstone, Kent, ME14 1XQ. Telephone 03000412121. National closing date for applications is 15 January and National offer days are 16 April. Late applications will be placed on a waiting list and places allocated based on the above criteria.

## Appeals

Parents have the right to appeal against any refusal to admit their child. Appeals should be directed to an Appeals Committee established within the terms of the Education Act 1996. Details of the appeals procedure can be obtained from the clerk to the Academy Directors. The Appeals Committee will notify the Appellant of the outcome:

- If your child is due to start primary, infant or junior school in 2021 you can appeal between (*dates to be confirmed*) to guarantee that your appeal will be heard by (*date to be confirmed*). For applications made in the normal admission round, appeals must be heard within 40 school days of the deadline for lodging appeals. For late applications, appeals should be heard within 40 school days from the deadline for lodging appeals where possible, or within 21 school days of the appeals being lodged.
- The Academy will acknowledge an appeal within seven working days of it being lodged.
- Appeals relating to other admissions can be made at any time.

## Deferred entry for infants

Parents offered a place for their child have a right to defer entry, or to take a place up part-time, until the start of the term beginning immediately after their child has reached compulsory school age. However, places cannot be deferred until the next academic year.

## **Admission of children outside their normal age group**

Parents may request that their child is admitted to a year group outside their normal age range, for instance where the child is gifted or talented or where a child has suffered from particular social or medical issues impacting on his or her schooling. All such requests will be considered on their merits and either agreed or refused, on that basis. If a request is refused, the child will still be considered for admission to their normal age group.

The process for requesting such an admission is as follows:

With the application, parents should request that the child is admitted to another year group (state which one), and the reasons for that request.

Parents will submit any evidence in support of their case with the application, for instance from a medical practitioner, Headteacher etc. Some of the evidence a parent might submit could include:

- whether the child is 'summer born' and is seeking admission to a year group other than the Reception Year (or is seeking admission to the Reception Year rather than Year 1);
- 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 academy will consider each case on its merits, taking into account the individual circumstances of the request and the child's best interests. We will also ensure the parent is aware of whether the request for admission out of age group has been agreed before final offers are made, and the reason for any refusal.

Requests for admission out of the normal year group will be considered alongside other applications made at the same time. An application from a child who would 'normally' be a Year 1 child for a Reception Year place will be considered alongside applications for the Reception Year.

## **Right to Withdraw a Place:**

After a place has been offered Finberry Primary School reserves the right to withdraw the place in the following circumstances:

- When a parent has failed to respond to an offer within a reasonable time; or
- When a parent has failed to notify the school of important changes to the application information; or
- The admission authority offered the place on the basis of a fraudulent or intentionally misleading application from a parent.

### **Waiting Lists:**

Parents of children who have not been offered a place at the school may ask for their child's name to be placed on a waiting list. The waiting list, which will be maintained until 31 July 2021, will be operated using the same admissions criteria listed above. Placing a child's name on the waiting list does not guarantee that a place will become available. This does not prevent parents from exercising their right to appeal against the decision not to offer a place. It is possible that when a child is directed under the Local Authority's fair access protocol they will take precedence over those children already on the list.

Waiting lists will be re-ordered in accordance with the oversubscription criteria whenever a child joins or leaves the waiting list.

### **Applying for a deferred entry to school:**

"Where a need is demonstrated and we can be assured it is in the child's best interest, Kent invariably supports parents in applying for Community or Voluntary Controlled Schools outside the expected age range. We currently ask our Community and Voluntary Controlled Schools to provide parents with a letter detailing their support of a child's case. Where schools have provided this letter to parents, KCC will always allow the child to apply in the following round. This letter should be attached to a paper application and sent to the Admissions team. "

Compulsory school age is set out in section 8 of the Education Act 1996 and The Education (Start of Compulsory School Age) Order 1998. A child reaches compulsory school age on the prescribed day following their fifth birthday (or on their fifth birthday if it falls on a prescribed day). The prescribed days are 31 December, 31 March and 31 August. The term 'summer born' is used to refer to children born from 1 April to 31 August. These children are not required to start school until a full school year after the point at which they could first have been admitted.

As per the DfE School Admissions code, paragraph 2.17, 2014 ...”parents of a summer born child may choose not to send their child to school until the September following their 5th birthday and may request that they are admitted out of normal year group - in reception rather than year 1.”

Reception class is defined in section 143 of the School Standards and Framework Act 1998 as ”a class in which education is provided which is suitable to the requirements of pupils aged five...”and is referenced as such in sect 1.2 of the 2014 Schools Admissions Code as “the relevant age group” for entry to primary education.

The DfE also clarified in their “Advice on Summer Born Children”, published July 2013, that “There is no statutory barrier to children being admitted to school outside their normal year group”, and that there “are no statutory barriers to admitting a child of five to a reception class”.

“Making a decision in the child’s best interests...We are aware that, in making their decision, many admission authorities have focused on whether the child has any particular medical or special educational needs which mean their development is significantly below the expected levels for a child of their age.

The government would agree that, in general, children should be educated in their normal age group, with the curriculum differentiated as appropriate, and that they should only be educated out of their normal age group in very limited circumstances.

If you meet the criteria you qualify for an interview with the headteacher, parents have to attend the school with their child and put forward their case. The headteacher’s decision is final.

Deferred applications cannot be made online and have to be made on paper. They are however not guaranteed a place following interview. Applications should be made through KCC following the usual procedure, KCC may not allocate the school which has given assurance for deferred entry.

### **In-Year (Casual) Admissions**

Applications for a place at the academy should be made via the school office at The Stour Academy Trust c/o Finberry Primary School, Avocet Way, Finberry, Ashford, Kent, TN25 7GS 4QE. Telephone 01233 622686 where you will be sent an application form. This form must be returned to the above address who will

offer a place, if one is available and the child meets the criteria for admission. If a place cannot be offered, parents will be offered the opportunity of placing their child's name on a waiting list. This does not prevent parents from exercising their right to appeal against the decision not to offer a place.