



Department
for Education

**Bishopsgate House
Feethams
Darlington
DL1 5QE**

Direct line: [REDACTED]

Proprietor
Buttercup Primary School
181 Cannon Street Road
London
E1 2LX

Our ref: 211/6003

11 October 2017

Dear Proprietor

I refer to the inspection by Ofsted that was carried out at the above school under section 109 of the Education and Skills Act 2008 between 4 and 6 July 2017. You will see from the enclosed report that Ofsted noted serious regulatory failings.

Taking account of the report the Secretary of State is satisfied, pursuant to section 114(1) of the Education and Skills Act 2008, that any one or more of the independent school standards¹ is or are not being met in relation to the school.

In these circumstances I enclose a Notice, served by the Secretary of State for Education under section 114(5) of the 2008 Act, requiring an Action Plan which details the steps that will be taken to meet all of the standards set out in Annex 1 to the Notice and the time by which each step will be taken, to be submitted by 10 November 2017.

You are reminded that the independent school standards require that a copy of the inspection report is sent to parents and a copy is published on the school's website or, where no such website exists, is provided to parents on request. This will be checked at the next inspection.

The Action Plan must contain reasonable timescales for implementation within which the necessary action will be taken and it is expected that the implementation dates given in the Action Plan should not extend beyond 11 January 2018. A template and supporting advice is enclosed which may help you in drawing up a satisfactory Action Plan.

¹ [The Education \(Independent School Standards\) Regulations 2014 \(SI 2014/3283\)](#)

The deadline by which the Action Plan must be received by me is 10 November 2017. If this date is not met, the Secretary of State may remove the school from the Register of Independent Schools or may impose a requirement restricting the school's operations (from a date following the period during which you may appeal).

I must warn you that the Secretary of State may reject an Action Plan, and in these circumstances the Secretary of State may remove the school from the Register of Independent Schools or may impose a requirement restricting the school's operations (from a date following the appeal period).

If an Action Plan is accepted, Ofsted may be asked to visit the school again to check that the school has fully implemented the plan and that it is fully meeting the independent school standards.

It is noted in the inspection report that the school is also failings to meet certain requirements of the Early Years Foundation Stage. The school is required to address the failings listed in Annex 2.

You may wish to note that this letter, the enclosed Notice and Annexes will be published shortly on the Gov.uk website.

Yours faithfully



Independent Education and Boarding Team

SECTION 114(5) OF THE EDUCATION AND SKILLS ACT 2008

NOTICE BY THE SECRETARY OF STATE FOR EDUCATION

**IN RELATION TO
BUTTERCUP PRIMARY SCHOOL, 181 CANNON STREET ROAD,
LONDON, E1 2LX
("the School")**

WHEREAS

The Secretary of State for Education, being the keeper of the register of independent schools in England² –

- (i) has taken into account a report in respect of an inspection of the School by Her Majesty's Chief Inspector of Education, Children's Services and Skills which was conducted between 4 and 6 July 2017; and
- (ii) is satisfied that the independent school standards, as prescribed in the Education (Independent School Standards) Regulations 2014, specified in Annex 1 to this Notice are not being met in relation to the School.

NOW THEREFORE

In exercise of the power conferred upon her by section 114(5) of the Education and Skills Act 2008, the Secretary of State serves the following Notice on the proprietor of the School:

- (1) the independent school standards set out in Annex 1 to this Notice are not being met in relation to the School; and
- (2) the proprietor of the School is required to submit an action plan³ to the Secretary of State specifying the steps that will be taken to meet the standards, and the time by which each step will be taken, on or before 10 November 2017.


Independent Education and Boarding Team

Date 11/10/2017

² The Secretary of State is required to keep a register of independent educational institutions in England under section 95(1) of the Education and Skills Act 2008. "Independent educational institution" is defined in section 92(1) of that Act as an independent school and an independent provider of part-time education. Independent providers of part-time education are not currently regulated so effectively the requirement under section 95(1) is for the Secretary of State to keep a register of independent schools.

³ An action plan is defined in section 114(4) of the Education and Skills Act 2008.

ANNEX 1 TO NOTICE

**BUTTERCUP PRIMARY SCHOOL, 181 CANNON STREET ROAD,
LONDON, E1 2LX
("the school")**

The following independent school standards, as prescribed in the Schedule to the Education (Independent School Standards) Regulations 2014, are not being met in relation to the school:

PART 1: Quality of education provided

1. The standards about the quality of education provided at the school are those contained in this Part.

3. The standard in this paragraph is met if the proprietor ensures that the teaching at the school—

(a) enables pupils to acquire new knowledge and make good progress according to their ability so that they increase their understanding and develop their skills in the subjects taught; and

(d) shows a good understanding of the aptitudes, needs and prior attainments of the pupils, and ensures that these are taken into account in the planning of lessons.

PART 2: Spiritual, moral, social and cultural development of pupils

5. The standard about the spiritual, moral, social and cultural development of pupils at the school is met if the proprietor—

(b) ensures that principles are actively promoted which—

(vi) encourage respect for other people, paying particular regard to the protected characteristics set out in the 2010 Act;

(c) precludes the promotion of partisan political views in the teaching of any subject in the school; and

(d) takes such steps as are reasonably practicable to ensure that where political issues are brought to the attention of pupils—

(i) while they are in attendance at the school,

(ii) while they are taking part in extra-curricular activities which are provided or organised by or on behalf of the school, or

(iii) in the promotion at the school, including through the distribution of promotional material, of extra-curricular activities taking place at the school or elsewhere,

they are offered a balanced presentation of opposing views.

PART 3: Welfare, health and safety of pupils

6. *The standards about the welfare, health and safety of pupils at the school are those contained in this Part.*

7. The standard in this paragraph is met if the proprietor ensures that—

(a) arrangements are made to safeguard and promote the welfare of pupils at the school; and

(b) such arrangements have regard to any guidance issued by the Secretary of State.

11. The standard in this paragraph is met if the proprietor ensures that relevant health and safety laws are complied with by the drawing up and effective implementation of a written health and safety policy.

16. The standard in this paragraph is met if the proprietor ensures that—

(a) the welfare of pupils at the school is safeguarded and promoted by the drawing up and effective implementation of a written risk assessment policy; and

(b) appropriate action is taken to reduce risks that are identified.

PART 6: Provision of information

32. (1) The standard about the provision of information by the school is met if the proprietor ensures that—

(c) particulars of the arrangements for meeting the standard contained in paragraph 7 are published on the school's internet website or, where no such website exists, are provided to parents on request;

(3) The information specified in this sub-paragraph is—

(e) particulars of the school's academic performance during the preceding school year, including the results of any public examinations; and

(f) details of the complaints procedure referred to in paragraph 33, and the number of complaints registered under the formal procedure during the preceding school year.

PART 7: Manner in which complaints are handled

33. The standard about the manner in which complaints are handled is met if the proprietor ensures that a complaints procedure is drawn up and effectively implemented which deals with the handling of complaints from parents of pupils and which—

(b) is made available to parents of pupils.

PART 8: Quality of leadership in and management of schools

34. (1) The standard about the quality of leadership and management is met if the proprietor ensures that persons with leadership and management responsibilities at the school—

(a) demonstrate good skills and knowledge appropriate to their role so that the independent school standards are met consistently;

(b) fulfil their responsibilities effectively so that the independent school standards are met consistently; and

(c) actively promote the well-being of pupils.

(2) For the purposes of paragraph (1)(c) “well-being” means well-being within the meaning of section 10(2) of the Children Act 2004⁴.

⁴ 2004 c.31.

The following Early Years Foundation Stage welfare requirement (Statutory Framework for Early Years Foundation Stage) is not being met:

3.7 Providers must have regard to the government's statutory guidance 'Working Together to Safeguard Children 2015'⁵ and to the 'Prevent duty guidance for England and Wales 2015'⁶. All schools are required to have regard⁷ to the government's 'Keeping Children Safe in Education'⁸ statutory guidance, and other childcare providers may also find it helpful to refer to this guidance. If providers have concerns about children's safety or welfare, they must notify agencies with statutory responsibilities without delay. This means the local children's social care services and, in emergencies, the police.

⁵www.gov.uk/government/uploads/system/uploads/attachment_data/file/419595/Working_Together_to_Safeguard_Children.pdf

⁶ The 2015 Counter Terrorism and Security Act places a duty on early years providers "to have due regard to the need to prevent people from being drawn into terrorism" (the Prevent duty): www.gov.uk/government/publications/protecting-children-from-radicalisation-the-prevent-duty

⁷ Under section 175(4) of the Education Act 2002

⁸ www.gov.uk/government/publications/keeping-children-safe-in-education--2