



Department
for Education

**Independent Education and
Boarding Team
Bishopsgate House
Feethams
Darlington
DL1 5QE**

The Proprietor
Physis Heathgates Academy
Po Box 179
Whitchurch
Shropshire
SY13 9DE

Direct line: [REDACTED]

[REDACTED]
Our ref: 893/6029

28 March 2018

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 on 6-8 February 2018. 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 the Annex to the Notice and the time by which each step will be taken, to be submitted by 30 April 2018.

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 28 June 2018. A template and supporting advice is enclosed which may help you in drawing up a satisfactory Action Plan.

The deadline by which the Action Plan must be received by me is 30 April 2018. If this date is not met, the Secretary of State may remove the school

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

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.

You may wish to note that this letter, the enclosed Notice and Annex(es) 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
PHYSIS HEATHGATES ACADEMY
PO BOX 179, WHITCHURCH, SHROPSHIRE SY13 9DE
("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/the Independent Schools Inspectorate/the School Inspection Service which was conducted on 6-8 February 2018; and
- (ii) is satisfied that the independent school standards, as prescribed in the Education (Independent School Standards) Regulations 2014, specified in the Annex to this Notice are not being met in relation to the School.

NOW THEREFORE

In exercise of the power conferred upon him 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 the Annex 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 30 April 2018.


Independent Education and Boarding Team Date 28 March 2018

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 TO NOTICE

PHYSIS HEATHGATES ACADEMY
PO BOX 179, WHITCHURCH, SHROPSHIRE SY13 9DE
("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 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—

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

15. The standard in this paragraph is met if the proprietor ensures that an admission and attendance register is maintained in accordance with the Education (Pupil Registration) (England) Regulations 2006⁴.

PART 6: Provision of information

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

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

(a) particulars of the school's policy on and arrangements for admissions, misbehaviour and exclusions; and

(b) particulars of educational and welfare provision for pupils with EHC plans and pupils for whom English is an additional language.

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—

⁴ S.I. 2006/1751, to which there are amendments not relevant to these Regulations.

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

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