**SCHEDULE 1 PART 2:**

**EDUCATION**

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1. Definitions
   1. For the purpose of this **Part 2 (Education) of Schedule 1 (Authority's Custodial Service Requirements)** unless the context otherwise requires:

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| **"Education Standards"** | has the meaning given in **paragraph 4.1** **(Quality and effectiveness of the Education Services and the Library Services)**; |
| **"Ofsted"** | means the 'Office for Standards in Education, Children's Services and Skills' and is responsible for inspecting and regulating services that care for children and young people, and services providing education and skills for learners of all ages; |
| **"Prison Library Services"** | has the meaning given to it in **paragraph 2.2 (The Prison Library Service)**; |
| **"Teacher Quality Management Plan"** | has the meaning given to it in **paragraph 3.2.6.1 (Requirements)**; and |
| **"YOI"** | means a 'Young Offender Institute'. |

1. Background
   1. **Education Services** 
      1. The provision of education in prisons is a statutory duty. Section 86 of the Apprenticeships, Skills, Children and Learning Act 2009[[1]](#footnote-2) provides that the Secretary of State must secure the provision of such education and training facilities as he/she considers appropriate for education and training suitable to the requirements of persons who are subject to adult detention. Adult detention applies to persons subject to a detention order, aged 19 or over, or aged under 19 and detained in a prison or a YOI, or part of a YOI, used wholly or mainly for those aged over 18, for example persons sentenced to prison and those on remand in custody.
      2. The purpose of education in prisons is to give individuals the skills they need to unlock their potential, gain employment and become assets to their communities. It should also build social capital and improve the well-being of prisoners during their sentences and once they are released from prison.
   2. **The Prison Library Service**
      1. As part of the Custodial Services, the Contractor will be responsible for delivering Prison Library Services for the whole Prison. The provision of a Prison Library Service is a statutory duty. The aim of the Prison Library Service is to provide a library service accessible to all Prisoners based on their needs and requirements, which supports the reducing re-offending agenda and other resettlement pathways; and is appropriate to the needs of specific establishments. It should have a focus on improving literacy and other barriers to effective resettlement which assists all Prisoners in making the transition from custody to community.
   3. In providing the Prison Library Services, the Contractor shall:
      1. provide services to Prisoners in line with relevant Authority Policy (currently PSI 02/2015 Prison Library Service); and
      2. ensure that the Prison Library Services provided engage and support the progression of each Prisoner's needs in accordance with the requirements of the Equality Act 2010.
2. Requirements
   1. Pursuant to **paragraph 2** **(Background)** of this **Part 2 (Education) of Schedule 1 (Authority's Custodial Service Requirements)**, the Contractor shall deliver Education Services and Prison Library Services as part of the Regime that meets the need of the applicable Prisoner cohort(s) and Prison Function.
   2. In providing the Education Services and Prison Library Services, the Contractor shall:
      1. provide education opportunities to Prisoners to meet the Policy Framework for Education Services and Prison Library Service (and shall ensure that of any of its Sub-Contractors or other third parties who provide Education Services and/or Prison Library Services also comply with this Policy Framework);
      2. deliver Education Services and Prison Library Services in line with the mandatory requirements set out in the Competition Operator Requirements. These will be superseded in due course by the 'Prison Education & Library Services for adult prisons in England Policy Framework'. In the event that any of the Authority's requirements referred to in this **Part 2 (Education) of Schedule 1 (Authority's Custodial Service Requirements)** or **Part 1 (Custodial Services) of Schedule 1 (Authority's Custodial Service Requirements)** are amended, the Contractor shall comply with the new set of requirements as defined by the Authority and contained in the 'Prison Education & Library Services for adult prisons in England Policy Framework';
      3. submit for the Authority's approval, and thereafter maintain, an overarching strategy setting out the intent, implementation and impact of the Education Services, Prison Library Services, Prison Industries and Prison Work in accordance with Ofsted's standards (as further described in **paragraph 4.1 (Quality and Effectiveness of Education and Prison Library Services)**), which shall take into account the requirements of **paragraph 5 (Cleaning)** of **Schedule 11 (Property and Facilities Management Services),** **paragraph 16 (Sustainability Training and Skills)** of **Schedule 12 (Sustainability)** and **paragraph 5 (Prisoner Work)** of **Part 3 (Prison Industries)** of **Schedule 1** (**Authority's Custodial Requirements)**. The strategy shall be reviewed and updated to ensure compliance with **paragraph 4.1** of this **Part 2 (Education)** of **Schedule 1 (Authority's Custodial Service Requirements)** as part of the Annual Custodial Service Delivery Plan pursuant to **clause 24 (Annual Custodial Service Delivery Plan)** and **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements)**;
      4. ensure that the Education Services and the Prison Library Services provided engage and support the progression of each Prisoner's needs in accordance with the requirements of the Equality Act 2010;
      5. put in place a physical environment at the Prison that is conducive to learning, for example, using study areas, workshops, gymnasia and classrooms as appropriate;
      6. ensure that Education Services reflect and, where possible, directly link to national employment opportunities and shall:
         1. produce, maintain and agree with the Authority a plan that includes qualifications held by teaching staff, common professional development planned in-year, other actions to drive quality and a recruitment and retention strategy (the "**Teacher Quality Management Plan**"); and
         2. implement the Teacher Quality Management Plan in respect of each Contract Year which describes in detail the arrangements to maintain and improve teacher quality in line with the requirements of this Education Schedule; and
      7. produce a report each quarter detailing the actions (CPD, training, recruitment, observation etc.) completed against the Teacher Quality Management Plan, tracking progress against any targets agreed as part of the plan. Where delivery is in line with the agreed plan, the relevant PPT Measure shall be deemed to be achieved. The Authority will validate this PPT Measure utilising, amongst others: joint observations, document reviews and the result of HMPPS and Ofsted inspections and checks and in accordance with **paragraph 3 (Prison Performance Tool)** of **Schedule 15 (Performance Mechanism)**.
   3. In providing the Education Services and Prison Library Services, the Contractor shall ensure:
      1. the Education Services and Prison Library Services are delivered safely, effectively, efficiently and in a timely manner;
      2. there is timely access by the Education Provider to Prisoners as part of the Prisoner induction process for assessment and delivery of Education Services;
      3. there is a Prisoner appointment system for education activities and the notification of appointments to Prisoners;
      4. that all Prisoner movement takes place in a timely manner to and from education activities including the escorting of Prisoners where required (and as determined by local risk assessment and management processes pursuant to **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements)**;
      5. all education staff movement occurs in a timely manner into and around the Prison and/or wider Site wherever they are required to deliver Education Services, including escorting any education staff where required (and as determined by local risk assessment and management processes pursuant to **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements)**);
      6. it provides and maintains a safe working environment including the supervision of Prisoners moving to, from or waiting for education activities pursuant to **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements)**;
      7. (as applicable) there is joint working with all other service providers in the Prison to identify and minimise Prisoner activity clashes (including family and legal visits);
      8. that a robust disability liaison function is in place which covers all disabilities including physical and learning disability and difficulties, autistic spectrum conditions and other matters to comply with all Legislation relating to equality and disability pursuant to **clause 29 (Equality and Diversity)**;
      9. that all Prisoners are assessed for a potential learning disability or autistic spectrum condition using a recognised screening tool (in line with such specifications and instructions as may be provided by the Education Provider) and that such information is shared with other Relevant Authorities to inform the Prisoner’s overall management by the Contractor pursuant to **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements)**; and
      10. that the culture of rehabilitation within the Prison promotes education opportunities.
3. Quality and effectiveness of the Education Services and the Prison Library Services
   1. The Contractor shall implement and maintain a system for monitoring quality and effectiveness of the provision of the Education Services, Prison Library Services, Prison Industries and Prison Work to deliver in line with Ofsted's standards for 'grade 2: good' or 'grade 1: outstanding' Education Services (as set out in the 'The evaluation schedule and grade descriptors' of Ofsted's 'Handbook for inspection of education, skills and work activities in prisons and young offender institutions (Feb 2020)) and HMIP standards ("the Education Standards") (as all may be amended from time to time).
   2. The Contractor shall undertake an assessment of the Education Services, Prison Library Services, Prison Industries and Prison Work (including pursuant to **paragraph 5 (Cleaning)** of **Schedule 11 (Property and Facilities Management Services)**) including feedback from Prisoners, as part of the Annual Custodial Service Delivery Plan pursuant to **clause 24 (Annual Custodial Service Delivery Plan)** and **Part 1 (Custodial Services)** of **Schedule 1 (Authority's Custodial Service Requirements).**
   3. Where necessary, the Contractor shall engage actively with applicable inspections of the Education Services, Prison Library Services, Prison Work and Prison Industries conducted by Ofsted, whether as part of inspections by HMIP or otherwise.
   4. The Contractor shall document any shortcomings identified through inspection by Ofsted and take appropriate timely action against any recommendations made by Ofsted. The Contractor shall notify the Authority of any shortcomings and document such shortcomings in such form as the Authority may reasonably require from time to time.
4. Procurement, performance and other obligations in respect of Education Provision
   1. The Authority Education Contract is an Optional Authority Third Party Contract and is available to the Contractor to use to procure an Education Provider to deliver the Education Services on the Contractor's behalf to meet its obligations under this **Part 2 (Education) of Schedule 1 (Authority's Custodial Service Requirements)**.
   2. If the Contractor makes arrangements to appoint an Education Provider to deliver Education Services other than through the Authority Education Contract, it shall ensure that the Education Provider meets the requirements as set out in this **Part 2 (Education)** of **Schedule 1 (Authority's Custodial Service Requirements)** and do so in accordance with the requirements of **paragraph 9 (Education Services)** of **Schedule 3 (Authority Third Party Contracts)**.
   3. The Contractor shall comply with the requirements of **Schedule 15 (Performance Mechanism)** and in accordance with Good Industry Practice in providing and monitoring performance in respect of the Education Services and Prison Library Services. The Contactor shall provide the Education Services in accordance with the PPT Measures.
5. Education Management Information
   1. The Contractor and the Education Provider shall record the data contained in the document named "Education Curious MI Report" (as contained within the Authority's data library or as otherwise made available by the Authority from time to time (and as amended from time to time)), using Curious which is a part of the Virtual Campus (as defined in **Schedule 2 (Digital)**) and submit such data to the Authority on a Monthly basis for the Contract Period, unless specified otherwise.
   2. The Education Curious MI Report will automatically be submitted to the Authority once the data is inputted into Curious. It should include data on both qualification and non-qualification bearing learning undertaken (not all fields will be relevant for non-qualification bearing provision).
   3. This information creates a Prisoner level learning file which can be used to aggregate data items in a variety of ways for analysis. The Authority will work with the Contractor to further define these requirements as necessary.

1. <https://www.legislation.gov.uk/ukpga/2009/22/section/86> [↑](#footnote-ref-2)