

CABINET ITEM COVERING SHEET PROFORMA

AGENDA ITEM

REPORT TO CABINET

3 SEPTEMBER 2009

**REPORT OF
CORPORATE
MANAGEMENT TEAM**

CABINET DECISION

Children and Young People – Lead Cabinet Member – Councillor A Cunningham

LOCAL AUTHORITY REPRESENTATIVES ON SCHOOL GOVERNING BODIES

1. Summary

In accordance with the procedure for the appointment of school governors, approved as Minute 84 of the Cabinet (11th May 2000), Cabinet is invited to consider the nominations to school Governing Bodies listed in the **Appendix** to this report.

2. Recommendations

The appointments are made to the vacant Governorships in line with agreed procedures subject to successful List 99 check and Personal Disclosure

3. Reasons for the Recommendations/Decision(s)

As a result of the expiry of current Governors terms of office and a number of resignations, vacancies exist on the Governing Bodies detailed in the **Appendix** to this report. Under powers vested in them by paragraph 79 of the 1996 Education Act, the Local Authority has a duty to appoint representatives to serve as Governors on the Governing Bodies of all Schools maintained by them.

4. Members' Interests

Members (including co-opted Members with voting rights) should consider whether they have a personal interest in the item as defined in the Council's code of conduct (**paragraph 8**) and, if so, declare the existence and nature of that interest in accordance with paragraph 9 of the code.

Where a Member regards him/herself as having a personal interest in the item, he/she must then consider whether that interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest (**paragraphs 10 and 11 of the code of conduct**).

A Member with a prejudicial interest in any matter must withdraw from the room where the meeting considering the business is being held -

- in a case where the Member is attending a meeting (including a meeting of a select committee) but only for the purpose of making representations, answering questions or giving evidence, provided the public are also allowed to attend the meeting for the same purpose whether under statutory right or otherwise, immediately after making representations, answering questions or giving evidence as the case may be;
- in any other case, whenever it becomes apparent that the business is being considered at the meeting;

and must not exercise executive functions in relation to the matter and not seek improperly to influence the decision about the matter (**paragraph 12 of the Code**).

Further to the above, it should be noted that any Member attending a meeting of Cabinet, Select Committee etc; whether or not they are a Member of the Cabinet or Select Committee concerned, must declare any personal interest which they have in the business being considered at the meeting (unless the interest arises solely from the Member's membership of, or position of control or management on any other body to which the Member was appointed or nominated by the Council, or on any other body exercising functions of a public nature, when the interest only needs to be declared if and when the Member speaks on the matter), and if their interest is prejudicial, they must also leave the meeting room, subject to and in accordance with the provisions referred to above.

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CABINET DECISION

LOCAL AUTHORITY REPRESENTATIVES ON SCHOOL GOVERNING BODIES

SUMMARY

As a result of the expiry of some Governors' Terms of Office and the Resignation of others, vacancies now exist on the Governing Bodies detailed in the **Appendix** to this report.

RECOMMENDATIONS

That appointments are made to the vacant Governorships subject to successful List 99 check and Personal Disclosure.

DETAIL

1. In accordance with the procedure for the appointment of school governors, approved as Minute 84 of the cabinet (11th May 2000), cabinet is invited to consider the nominations to school Governing Bodies listed in the **Appendix** to this report.

FINANCIAL & LEGAL IMPLICATIONS

2. None

RISK ASSESSMENT

3. This Local Authority Representative appointment process is categorised as low to medium risk. Existing management systems and daily routine activities are sufficient to control and reduce risk.

COMMUNITY STRATEGY IMPLICATIONS

4. None

CONSULTATION INCLUDING WARD/COUNCILLORS

5. All Schools and all political parties.

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Background Papers Report to Cabinet 11 May 2000

Ward(s) and Ward Councillors: Not applicable

Vacancies for L A Representatives on School Governing Bodies
For Consideration at Cabinet
On 3 September 2009

SCHOOL	VACANCY	NAME AND ADDRESS OF NOMINEES
Bewley Junior School	Mr N Jones Term of office expires 2 November 2009	Mr N Jones
Pentland Primary School	Mrs F Robinson (Con) Term of office expired 6 April 2009	Mrs F Robinson (Con)