

STOCKTON-ON-TEES BOROUGH COUNCIL

CABINET RECOMMENDATIONS

PROFORMA

Cabinet Meeting17th July 2014

1. Title of Item/Report

Constitution of Governing Bodies of Maintained Schools

2. Record of the Decision

Consideration was given to a report that provided Members with information relating to the changes to the School Governance (Constitution) (England) Regulations 2012 (S.I. 2012 No. 1034) as amended by the School Governance (Constitution and Federation) (England) (Amendment) Regulations 2014 (S.I. 2014 No. 1257) together with the statutory guidance issued by the Department for Education in May 2011.

The statutory guidance explained the arrangements for the constitution of governing bodies of maintained schools constituted under the School Governance (Constitution) (England) Regulations 2012. It also gave guidance relating to their size, membership and skills. All governing bodies of maintained schools were required to be constituted under these Regulations by 1 September 2015 and could commence this process from 1 September 2014.

The main points of the Regulations outlined and supported in the guidance provided were detailed within the report.

Within the guidance there were three appendices that covered the following:-

Annex A explained the four aspects of the arrangements for the constitution of governing bodies as set out in the 2012 Regulations:-

- the description of the different categories of governors,
- how governing bodies are to be constituted,
- terms of office, removal and disqualification of governors,
- how instruments of government are made and amended.

Annex B summarised the requirements in respect of membership of the 2012 Regulations in different types of schools.

Annex C provided a model instrument of government for governing bodies that constitute under the 2012 Regulations.

The implication in relation to Local Authority representatives, was that there should be one Local Authority position on each reconstituted governing body of maintained schools (Annex B of the guidance).

In cases where a governing body had more than one Local Authority representative and they reconstitute they would be required to put in place a fair and transparent process to reduce to one LA representative. Should the governing body be reconstituted with smaller numbers then other categories would have the same process applied.

In line with the report to Cabinet on 13 June 2013, Local Authority Representatives for reconstituted governing bodies would be nominated by Cabinet. Members noted that this nomination would be to the governing body for a decision.

As an update to the outline report provided to governing bodies in the Summer Term 2014 a further report with the guidance would be provided in the Autumn Term 2014 and guidance and support in relation to skills audits would be provided.

RESOLVED that the report be noted.

3. Reasons for the Decision

To inform Cabinet of the statutory changes and guidance relating to the governance of maintained school.

4. Alternative Options Considered and Rejected

None

5. Declared (Cabinet Member) Conflicts of Interest

None

6. Details of any Dispensations

N/A

7. Date and Time by which Call In must be executed

Midnight on Friday, 25th July 2014

Proper Officer
21 July 2014