

Title of Report:	LEA Governor Appointments for Re-constituting Governing Bodies	Item 11
Report to be considered by:	Executive	
Forward Plan Ref:	EX0779	

Corporate Plan Priority:	This item is not linked to a Corporate Plan priority but is a statutory requirement
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Purpose of Report:

To propose fast track process for the re-appointment of LEA governors when the governing body re-constitutes.

Recommended Action:

To approve fast track process outlined in paragraph 1.4 of this report.

Reason for decision to be taken:

- To avoid unnecessary paperwork in the process of re-appointing governors before the end of their term of office due to re-constitution of their governing body.

List of other options considered:

- None

Key background documentation:

- School Governance (Constitution) (England) Regulations 2003

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Implications

Legal:

Statutory DfES requirement :
School Governance (Constitution) (England) Regulations 2003

Supporting Information

1. Background

- 1.1 LEA governors are appointed/re-appointed for a term of four years. This process involves them completing a nomination form, which requires two signatories endorsing their suitability. The nomination forms are then considered by Members at Area Forums where their appointments are made.
- 1.2 New legislation (*School Governance (Constitution) (England) Regulations 2003*) requires all governing bodies to re-constitute between 1st September 2003 and September 2006 (known as transitional period). Governors who have been appointed or elected *after* 1st September 2003 need to be re-appointed or re-elected on re-constitution which gives rise to the situation where some governors have to go through the re-appointment process described in 1.1 before their term of office comes naturally to its end.

An example to clarify:

LEA governor appointed to governing body in December 2003 (i.e. to fill vacancy).

Governing body re-constitutes on 1st May 2004.

Therefore governor needs to be re-appointed from 1st May 2004.

- 1.3 It is proposed that, to reduce the bureaucratic burden on governors in this instance, and to avoid large numbers of nominations having to be reconsidered by Members at Area Forums, that a fast track process for this transitional period only is agreed.
- 1.4 The fast track process proposed is:
- Governor Services to obtain confirmation from the governor of his/her wish to continue (See Appendix 11(a))
 - Governor Services to obtain confirmation from the Chair of governors that the governing body is happy with the conduct and performance of the governor in question and wishes him/her to continue (see Appendix 11(b))
 - Delegated responsibility to be given to Head of Education Service to confirm governor's re-appointment from date of re-constitution of governing body (See Appendix 11(c)).

Appendices

Appendix 11(a) – Letter to governor asking if he/she wishes to continue as LEA governor

Appendix 11(b) – Letter to Chair of governors asking for confirmation that governing body wishes said governor to continue

Appendix 11(c) – Letter confirming governor's re-appointment

Consultation Responses

Local Stakeholders:	None
Officers Consulted:	None
Trade Union:	Not consulted to date