

STANDING ORDERS FOR THE GOVERNING BODY AND COMMITTEES OF THE GOVERNING BODY

2018-2019



| STATUTORY | GOOD PRACTICE GUIDANCE | GUIDANCE ADOPTED? Y/N OR ALTERNATIVE (PLEASE SPECIFY) |
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| 1. Election and Removal of Chair and Vice-Chair (Regulations 7 & 9) | | |
| <p>The Governing Body must decide the length of office of the Chair and Vice-Chair.</p> <p>[A Chair/Vice Chair may resign at any time and a new Chair/Vice Chair elected].</p> <p>Election procedures need to be decided by the Governing Body.</p> <p>Any governor who is paid to work at the school may not be Chair or Vice-Chair of the Governing Body.</p> <p>All candidates must withdraw whilst the election process is undertaken and shall not vote (Regulation 14 & Schedule).</p> | <p>Governing bodies may wish to consider retaining the one-year term of office for Chair and Vice-Chair, as it gives flexibility and avoids a possible deterrent effect of a longer term.</p> <p>If the Chair/Vice-Chair resigns mid-term the new Chair/Vice-Chair will be elected for the rest of the remaining term of office.</p> <p>The Clerk should manage the election procedures.</p> <p>Written or oral nominations should be notified to the Clerk before the meeting at which the election will take place.</p> <p>Additional nominations can be received on the day.</p> <p>All nominations can be self-nomination or nominations from colleagues.</p> <p>Elections should be by secret ballot. If only one candidate the ballot should accept/decline candidate.</p> <p>We recommend that in the event of a tie the outcome is decided by either the toss of a coin or drawing lots.</p> | <p>Term of office1..... Years</p> <p>Term of office expires on ...First FGB of new academic year.....</p> <p>This decision must be recorded by the clerk in the minutes</p> <p>Clerk to manage process? (Y)</p> <p>Nominations written/oral? (Y)</p> <p>Additional nominations accepted? (Y)</p> <p>Secret Ballot (Y)</p> |

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| 2. Urgent Action (Regulation 8) | | |
| <p>The Chair (or the Vice-Chair if the Chair is absent) may take urgent action in circumstances where a delay may be seriously detrimental to the interests of:</p> <ul style="list-style-type: none"> the school; any pupil at the school (or their parent); any person who works at the school. | <p>A meeting can be called in less than 7 days in an emergency and therefore 'delay' should be interpreted as anything that cannot wait until such a meeting could be called.</p> <p>Emergency action should only be used in extreme circumstances.</p> | |
| 3. Appointment and Removal of the Clerk to the Governing Body (Regulation 10) | | |
| <p>The Governing Body shall appoint the Clerk to the Governing Body and it can remove a Clerk by resolution. The Clerk to the Governing Body must not be:</p> <ul style="list-style-type: none"> A governor; Headteacher of the school. <p>The Clerk to the Governing Body must:</p> <ol style="list-style-type: none"> convene meetings by circulating the agenda (Regulation 13); attend meetings of the Governing Body and ensure minutes of the proceedings are produced; maintain a register of members of the Governing Body and of associate members and report any vacancies to the Governing Body; and perform such other tasks as may be determined by the Governing Body from time to time. <p>[In an emergency a governor (not the headteacher) may clerk for that meeting only].</p> | <p>A full job description for a Clerk is available from the Local Authority or from the Department for Education website.</p> <p>'Other tasks' might include meeting with the headteacher and Chair to plan a schedule of work or individual meeting agendas. (If this is not part of an SLA it may require negotiation and extra payment).</p> <p>The Governing Body may need to seek HR advice from their personnel provider if the Clerk is employed directly by the Governing Body.</p> | <p>Name of Clerk: ...Lisa White.....</p> <p>Refer to agreement with Clerk if additional other tasks have been negotiated</p> |

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| 4. Meetings and Proceedings of the Governing Body | | |
| <p>Right to attend meetings (Regulation 12)</p> <p>The following persons have a right to attend all meetings of the Governing Body:</p> <ul style="list-style-type: none"> • Headteacher (whether or not that person is a governor); • All governors (unless suspended); • Clerk to the Governing Body; • Associate members of the Governing Body (unless the Governing Body requires them to leave for items relating to an individual member of staff or pupil); • In certain circumstances the Local Authority may also have a right to attend. <p>The Governing Body decides whether to have associate members and who they shall be. The Governing Body can also remove associate members. Associate members have voting rights on committees where they are members.</p> <p>The Local Authority must be invited to the meeting and sent an agenda where the governing body is considering changing the category of the school.</p> <p>Convening meetings (Regulation 13)</p> <p>There must be at least 3 meetings of the full Governing Body each school year.</p> <p>Meetings of the Governing Body must be convened by the Clerk.</p> <p>The agenda shall be sent to the governors at least 14 days before the meeting.</p> | <p>Governing bodies are required to be open and transparent and so should allow observers as a matter of principle.</p> <p>Observers are required to remain silent unless specifically invited to speak by the Chair. Observers must leave the meeting for any confidential items.</p> <p>The Governing Body may invite other persons to attend at their discretion.</p> <p>Most schools hold six meetings per year but this depends on the way in which a Governing Body and its committee meetings are organised. Fewer meetings of the full Governing Body may be appropriate if more responsibilities are delegated to committees.</p> <p>Ideally items for the agenda should be</p> | <p>Meetings will be open to the public? (N)</p> <p>The names of associate members and the committee to which they have been appointed must be recorded in the minutes.</p> <p>Number of planned meetings per term</p> <p>Autumn2.....</p> <p>Spring2.....</p> <p>Summer2.....</p> <p>The minimum time before meetings that papers must be made available to all governors is: Select from: 7 days; 3 days;</p> |

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| <p>Governors failing to attend meetings A governor who without the consent of the Governing Body fails to attend Governing Body meetings for a period of 6 months is disqualified (refer to The School Governance (Constitution) (England) Regulations 2012: Schedule 4 Paragraph 9).</p> | <p>notified to the Chair or Clerk two weeks before the meeting.</p> <p>The regulations no longer specify ‘reports and papers’. However we strongly recommend all papers are circulated in advance to make the best use of everyone’s time at the meeting. It is recommended that papers are only tabled at meetings in exceptional circumstances.</p> <p>A record (in the minutes of the meeting) of Governing Body consent or otherwise for absence is essential in order to invoke disqualification.</p> <p>If no apology is received then consent cannot be granted.</p> | <p>24 hours.</p> <p>Exceptional circumstances that the governing body may accept for the tabling or late circulation of papers are restricted to:</p> <ul style="list-style-type: none"> • an issue that could not be foreseen which requires urgent discussion • serious illness of the paper’s author <p>The maximum acceptable length of a late or tabled paper is: Select or amend: 1 or 2 sides A4 11 point text.</p> <p>If the late or tabled paper must be dealt with before the next scheduled meeting, an extra meeting of the Governing Body will be arranged at a date convenient to the majority of governors.</p> <p>Agreement, or otherwise, of absence is a standard item on the Governing Body agenda? This decision can be recorded under apologies for absence (Y)</p> |
| <p>5. Quorum (Regulation 14)</p> <p>For full Governing Body meetings the quorum needs to be calculated as 50% of only those governors in post, rounded up to the nearest whole number. Vacancies need no longer be included in the calculation.</p> <p>Associate members must not be included in the calculation for quorum.</p> | <p>If the Governing Body is carrying a large number of vacancies resulting in a very low quorum it is recommended that governing bodies try to ensure that attendance is generally above the minimum quorum level.</p> | <p>The Clerk will advise the Chair of the current quorum at the start of each meeting.</p> |

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| <p>Remote participation</p> <p>The Governing Body may approve alternative arrangements for governors to participate or vote at meetings of the Governing Body including but not limited to telephone or video conference.</p> | <p>While having the flexibility to agree to remote participation in meetings may be useful in exceptional circumstances, the benefit of having everyone discussing an issue in the same room should not be undermined by too many governors, taking part remotely, too often.</p> <p>Consideration need to be given to the chairing and clerking of the meeting.</p> <p>Hearing the views of other governors in the meeting is necessary to arrive at a considered view. Telephone or video conference enables the remote governor to hear views; but we recommend that written or email voting in advance of discussion is not permitted.</p> <p>Practical issues will need to be agreed, such as:</p> <ul style="list-style-type: none"> • What is the maximum number of governors who could participate remotely at a meeting and for it not to adversely affect the meeting? • Do you have the appropriate equipment? • How frequently an individual governor can participate remotely? • How will a governor seek agreement to participate remotely before a meeting? • Will your allowances policy include the payment of telephone calls or | <p>The Governing Body approves in principle remote participation in meetings (N)</p> <p>If Yes this will be by:</p> <ul style="list-style-type: none"> • Telephone link • Video conference • Other (please specify) <p>Managing remote access:</p> <ul style="list-style-type: none"> • Remote participation will be limited to (specify number) per meeting or no limit • Prior agreement must be sought prior to the meeting from the Chair/Clerk (please specify) • Participation by remote access should normally be limited (specify) unless the Governing Body gives their agreement due to the exceptional circumstances of a specific situation or no limit • Governors will ensure that no other persons are present or can hear the meeting when they are participating remotely. Unless the Governing Body has given its approval for the observer • Remote participation is not applicable for use by associate members (N) • Link to Governors Allowance Policy |

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| | other costs incurred by governors? | (if costs are reimbursed) |
| 6. Voting (Regulation 14) | | |
| All matters are decided by a majority vote. In the event of a tie the Chair (or Acting Chair) has an additional (casting) vote. An exception is in the election of the Chair or Vice-Chair – when it is decided by chance, eg tossing a coin. | | |
| 7. Minutes and Papers (Regulation 15) | | |
| <p>Minutes should be prepared by the Clerk and signed minutes must be available for public inspection.</p> <p>[Excluding confidential items:</p> <ul style="list-style-type: none"> • items which refer to an individual parent, pupil or member of staff • other items the Governing Body deems confidential] | <p>Draft minutes that have been approved by the Chair should be made available as soon as possible after the meeting. These should be marked 'DRAFT - subject to change'. [Excluding confidential items]</p> <p>Confidentiality should be restricted to a few very sensitive items.</p> <p>The way individual governors vote, and their opinions should be regarded as confidential.</p> | <p>The Governing Body's minutes will be available:</p> <p>At what stage? – Options:</p> <ul style="list-style-type: none"> • Once checked by the Chair and marked 'DRAFT - subject to change' <p>or</p> <ul style="list-style-type: none"> • Once approved at the next meeting <ul style="list-style-type: none"> • On the school notice board (N) • Website (Y) • From the school office (Y) • Other (N) |
| 8. Restrictions on Participation (Regulation 16 & Schedule 1) | | |
| <p>Governors must complete annually a register detailing pecuniary interests or conflicts of interest and withdraw from the meeting if appropriate.</p> <p>Each governor must declare at the start of any meeting if there is an item on the agenda which poses a potential conflict of interest or where a fair hearing is required and his/her impartiality is in doubt. In such a case, the governor concerned must withdraw from the discussion and may not vote. In the event of a dispute the Governing Body decides whether the individual should withdraw.</p> | <p>An annual register of interests must be established and updated annually.</p> | <p>Date for annual update of register: ...First FGB of academic year.....</p> <p>The register is kept securely in a confidential file by:</p> <ul style="list-style-type: none"> • The headteacher |

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| 9. Suspension of Governors (Regulation 17) | | |
| A Governing Body can suspend a member of the Governing Body for a limited number of prescribed reasons for a period not exceeding 6 months (refer to Regulations). | This should be used as a last resort. | Code of Conduct adopted by all governors? (Y)..... |
| 10. Delegation to Committees and Individuals (Regulations 18-20) | | |
| <p>The full Governing Body, in accordance with regulations, must annually decide any delegation to committees or individuals.</p> <p>These requirements do not apply to other working groups without delegated powers.</p> <p>The Governing Body shall establish every year such committees as are required in accordance with the regulations.</p> <p>Reporting (Regulation 20) Any governor, headteacher or committee who has been given delegated authority to carry out a Governing Body function must report any decisions or actions to the Governing Body.</p> <p>Quorum (Regulation 22) The committee shall decide the quorum which must be at least 3 governors.</p> <p>Chairing (Regulations 22) A Chair shall be appointed annually to each committee by the Governing Body or elected by the committee, as determined by the Governing Body.</p> <p>Associate Members (24) The Governing Body must agree which committees associate members are members of. Where associate members are members of a committee they have voting rights. But may be excluded from any confidential item concerning a member of staff or pupil.</p> | <p>Refer to Regulations/Staffing Regulations.</p> <p>It is recommended that all working groups have terms of reference.</p> <p>That committee minutes appear on the agenda of the Governing Body and are recorded by the Clerk as being 'received and noted'.</p> <p>All governors should be notified of the committee agendas and be able to contribute in writing or by attending with the permission of the committee chair.</p> <p>If the Governing Body takes care in selection of Chairs of committees it helps succession planning by giving selected governors practice at chairing.</p> | <p>All committee meetings open to all governors (N)</p> <p>Chair of committees will be chosen by the:</p> <ul style="list-style-type: none"> Governing Body Committee members |

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| 11. Composition and membership of the Governing Body – The Constitution of Governing Bodies of Maintained Schools Statutory Guidance | | |
| <p>All governing bodies are responsible for their size and composition. Governing bodies should ensure that it has the required skills and knowledge to be effective and dynamic.</p> | <p>Effective governing bodies will:</p> <ul style="list-style-type: none"> • Make all prospective governors aware of the commitment and expects of the role • Make all prospective governors aware of the need to publicly disclose information about their business interests and connections to the school • Use a skills audit to identify gaps and training needs • Governing bodies should pro actively state the skills they are looking for when they seek to elect or appoint governors • Keep the size and effectiveness of the governing body under review | <p>All prospective governors made aware of skills needed, commitment, disqualifications and expectations Y</p> <p>All governors to undertake a skills audit Y</p> <p>The governing body will review its size, composition and effectiveness: annually Y</p> |
| 12. Publication of Governor's Details and Register of Interests – The Constitution of Governing Bodies of Maintained Schools Statutory Guidance | | |
| <p>Governors hold an important public office and their identity should be known to their school and wider communities. In the interests of transparency, a governing body should publish on its website up-to-date details of its governance arrangements in a readily accessible format.</p> <p>The same information needs to be disclosed for associate members making it clear if they have voting rights on a committee</p> | <p>This should include:</p> <ul style="list-style-type: none"> • the structure and remit of the governing body and any committees, and the full names of the chair of each; • for each governor who has served at any point over the past 12 months: • their full names, date of appointment, term of office, date they stepped down (where applicable), appointing body; • relevant business and pecuniary | <p>Information about the governing body published on the school website Y</p> <p>Information about governors to be kept up to date by</p> <p>Person responsibleChair of Governing Body.....</p> |

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| | <p>interests (as recorded in the register of interests) and also including: governance roles in other educational institutions and any relationships between governors or relationships between governors and school staff (including spouses, partners and close relatives); and</p> <ul style="list-style-type: none"> • their attendance record at governing body and committee meetings over the last academic year. | |
| 13. Failure to Provide Information for Disclosure – The Constitution of Governing Bodies of Maintained Schools Statutory Guidance | | |
| Any governor failing to provide information to enable the governing body to fulfil their responsibilities may be in breach of the code of conduct and as a result be bringing the governing body into disrepute. In such cases the governing body should consider suspending the governor. In the case of associate members the governing body can remove them. | Governing bodies should make it clear in their code of conduct that this information will be published on their governors and any associate members. | Code of Practice signed by all governors and associate members Y |
| 14. DBS Checks for Governors - The School Governance (Constitution and Federations) (England) (Amendment) Regulations | | |
| <p>All governors must hold an enhanced criminal record certificate (DBS). Where a governor is elected or appointed and does not hold an enhanced criminal record certificate, the governing body must apply for such a certificate in respect of that governor within 21 days after his or her appointment or election.</p> <p>Where a governor fails to provide the necessary documentation to enable a DBS check to be carried out within the 21 days; the chair should remind the governor of the required documentation, give a reasonable deadline (e.g. 2 weeks) for it to be provided and a DBS check to be undertaken. The chair should make it clear to the governor that if the deadline is not met they will be disqualified in line with the regulations.</p> | Governing bodies should make it clear in their governor recruitment, appointment and induction information that this is a mandatory requirement. | <p>All new governors made aware of the requirement on appointment, and it is undertaken as part of the induction procedure Y</p> <p>Person responsible for ensuring DBS check is undertaken within 21 days: Headteacher</p> |

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| <p>During this period without a DBS check the governor should not be allowed to attend any governing body meetings. If the governor fails to provide the necessary information by the deadline, the clerk should send the governor a letter of disqualification and keep a copy on file. The disqualification letter should be copied to any appointing body, for example, the LA for an LA governor and the Diocese for a foundation governor. The chair should inform the governing body at the next meeting and ensure the action is captured in the minutes.</p> | | |