

NORTH LINCOLNSHIRE COUNCIL**CHILDREN, FAMILIES AND LEARNING
CABINET MEMBER****APPOINTMENT OF LOCAL AUTHORITY SCHOOL GOVERNORS****1. OBJECT AND KEY POINTS IN THIS REPORT**

- 1.1 To consider the appointment of suitable candidates to serve as local authority (LA) governors.

2. BACKGROUND INFORMATION

2.1 Boards of governors are the key strategic decision-making body for schools. It is the board's role to set a school's strategic framework and to ensure that all statutory duties are met. There are currently 72 boards of governors within North Lincolnshire serving both schools and academies. A number of schools within North Lincolnshire are federated, which means a governing board oversees the running of two schools.

2.2 The Department for Education confirms that the board of governors has three main duties, which are:

- Ensuring clarity of vision, ethos and strategic direction;
- Holding the head teacher to account for the educational performance of the school and its pupils, and the performance management of staff; and
- Overseeing the financial performance of the school and making sure its money is well spent.

2.3 In accordance with the School Governance Regulations (2012), maintained schools' boards are constituted from the following governor categories:

- **Parent Governors:** Parents, including carers, of registered pupils at the school at the time of election are eligible to stand for election as parent governors. There must be at least two parent governors on a board.
- **Head Teacher:** The head teacher is automatically entitled to become a governor, unless s/he decides otherwise.
- **Staff Governor:** Teaching and support staff who, at the time of election work at the school are eligible to be staff governors - Staff governors are elected by the school staff. There can only be one elected staff governor;
- **Local Authority Governor:** LA governors are nominated by the local authority but appointed by the governing board. The local authority can nominate any eligible person as a local authority governor, but it is for the governing board to decide whether their nominee has the skills to contribute to the effective governance and success of the school and meets any other eligibility criteria they have set. Only one local authority governor may be appointed by a board.
- **Foundation Governor:** Where appropriate, a number of foundation governors may be appointed by the relevant foundation.

- 2.4 In addition, the board may appoint as many additional co-opted governors as it considers necessary.
- 2.5 Once appointed or elected, governors must operate in the best interest of pupils. Whilst the role of the foundation governors provides them with an additional duty to preserve and develop a school's character (e.g. religious character) other governors are not expected to represent or lobby on behalf of their constituency.
- 2.6 The governance structure for academies is specified in their articles of association. An academy may choose whether to have a LA governor on their board. The process for appointing LA governors to serve on academy board is the same as for maintained schools.
- 2.7 LA local authority governors are expected to have:
- An interest in the future education and wellbeing of all children
 - A desire to make a difference
 - A willingness to accept responsibility
 - An ability to work in a team, ask questions, listen and learn
 - Time and commitment to undertake governor duties
 - A commitment to fulfil the Nolan principles which relates to Standards in Public Life.
- 2.8 There are currently six local authority (LA) governor vacancies, listed in Appendix 1. Vacancies occur for one of the following reasons: resignation or removal, end of term of office, change in category of governor (e.g. they become a co-opted governor) or death. LA authority governor vacancies are advertised on the council's website.
- 2.9 When a LA governor vacancy occurs, the relevant board identifies the necessary skills, knowledge and experience that would be required of the successful candidates. All potential applicants (including re-appointments) are required to complete an application form identifying their skills, knowledge and experience. This information is sent to the LA.
- 2.10 The LA is then able to match the board of governors' needs against the perspective candidates' application. The LA nominates suitable candidates to the school and the board of governors decide whether the nominee meets their requirements. The board may choose to reject or appoint the candidate accordingly.

3. **OPTIONS FOR CONSIDERATION**

- 3.1 **Option 1:** To nominate the suitable applicant based on the skills they hold and those required by the governing board.
- 3.2 **Option 2:** Not to nominate the applicant for appointment.

4. ANALYSIS OF OPTIONS

4.1 Option 1:

4.1.1 The prospective candidate meets both; the requirements identified by the board of governors and the expectations of the local authority.

4.1.2 Nominating the appointment will allow the board of governors the opportunity to consider appointing a suitable candidate at the earliest opportunity. Suitable appointments will strengthen the board's position and maintain its capacity to deliver the strategic and statutory duties.

4.1.3 The appointment of the applicants would reduce the number of local authority governor vacancies within North Lincolnshire from 6 to 5.

4.2 Option 2

4.2.1 If the applicant was not nominated for appointment/re-appointment, the authority vacancy levels would not be reduced.

4.2.2 Additionally, the governing board may not have all the skills they require to ensure effective governance. It would however, not be appropriate to recommend for appointment or re-appointment candidates who were unable to undertake the duties required by local authority governors.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

5.1 None.

6. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT

6.1 An integrated impact assessment has not been undertaken in respect of this decision. The appointment of authority governors is determined in accordance with:

- The School Governance (Constitution) (England) Regulations 2012 and
- The School Governance (Constitution) (Amendment) Regulations 2014.

7. OUTCOMES OF CONSULTATION AND CONFLICTS OF INTERESTS DECLARED

7.1 None

8. RECOMMENDATIONS

8.1 It is recommended that the applicants in Appendix 1 are nominated for appointment by the boards of governors.

DIRECTOR OF LEARNING, SKILLS AND CULTURE

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Background Papers used in the preparation of this report:

- 1) The School Governance (Constitution) (England) Regulations 2012.
- 2) The School Governance (Constitution) (Amendment) Regulations 2014.
Guidance for Local Authority Governors – 2014
- 3) Report of the Director of People– Revised Process for the Selection & Nomination of
Local Authority Governors October 2014.

APPENDIX 1

Table 1: Current Local Authority Governor Vacancies

| School | Date of vacancy | Reason for vacancy |
|------------------------------------|------------------|-----------------------|
| Alkborough Primary School | 24 April 2016 | End of term of office |
| Castledyke Primary School | 9 January 2017 | End of term of office |
| Darley Centre Management Committee | 9 June 2016 | End of term of office |
| Oasis Academy Parkwood | 10 May 2014 | Resignation |
| South Ferriby Primary School | 17 November 2015 | Resignation |
| Wrawby St Mary's CE Primary School | 8 August 2016 | End of term of office |

Table 2: Applications from persons requesting re-appointment to schools with authority governor vacancies

| School | Applicant |
|----------------|-----------|
| not applicable | |

Table 3: Applications from persons requesting new appointment to schools with authority governor vacancies

| School | Applicant |
|------------------------------------|-----------------|
| Wrawby St Mary's CE Primary School | Mr Scott Thomas |

Table 4: Terms of Office due to end by 31 March 2017

| School | Date of vacancy | Name |
|--------|-----------------|------|
| none | | |