

Appendix A

Appointment of Local Authority Governors

The School Governance (Constitution) (England) Regulations 2012 state that Local Authority Governors are nominated by the Local authority but appointed by the Governing Body. The Local Authority can nominate any eligible person as a Local Authority Governor but it is for the Governing Body to decide whether the nominee has the skills to contribute to the effective governance and success of the school and meets any other eligibility criteria the Governing Body has set. Local Authorities should therefore make every effort to understand the Governing Body's requirements and identify and nominate suitable candidates.

The following describes the current procedure for Local Authority Governor appointments and a suggested method for making future appointments.

The current procedure for filling vacancies for Local Authority Governors whereby Governing Bodies are invited to put forward their own nominations to stand alongside any made by Members of the County Council has been in place since September 1998.

The Executive Councillor for Adult Care and Health Services, Children's Services has the power to make these appointments when nominations are uncontested.

In cases where there are more nominations than vacancies (i.e. when a County Councillor and a Governing Body have put forward opposing nominees) these are submitted to the Executive for decision.

The School Governance (Constitution) (England) Regulations 2012, in relation to the appointment of Local Authority Governors, state:

In these Regulations "Local Authority Governor" means a person who –

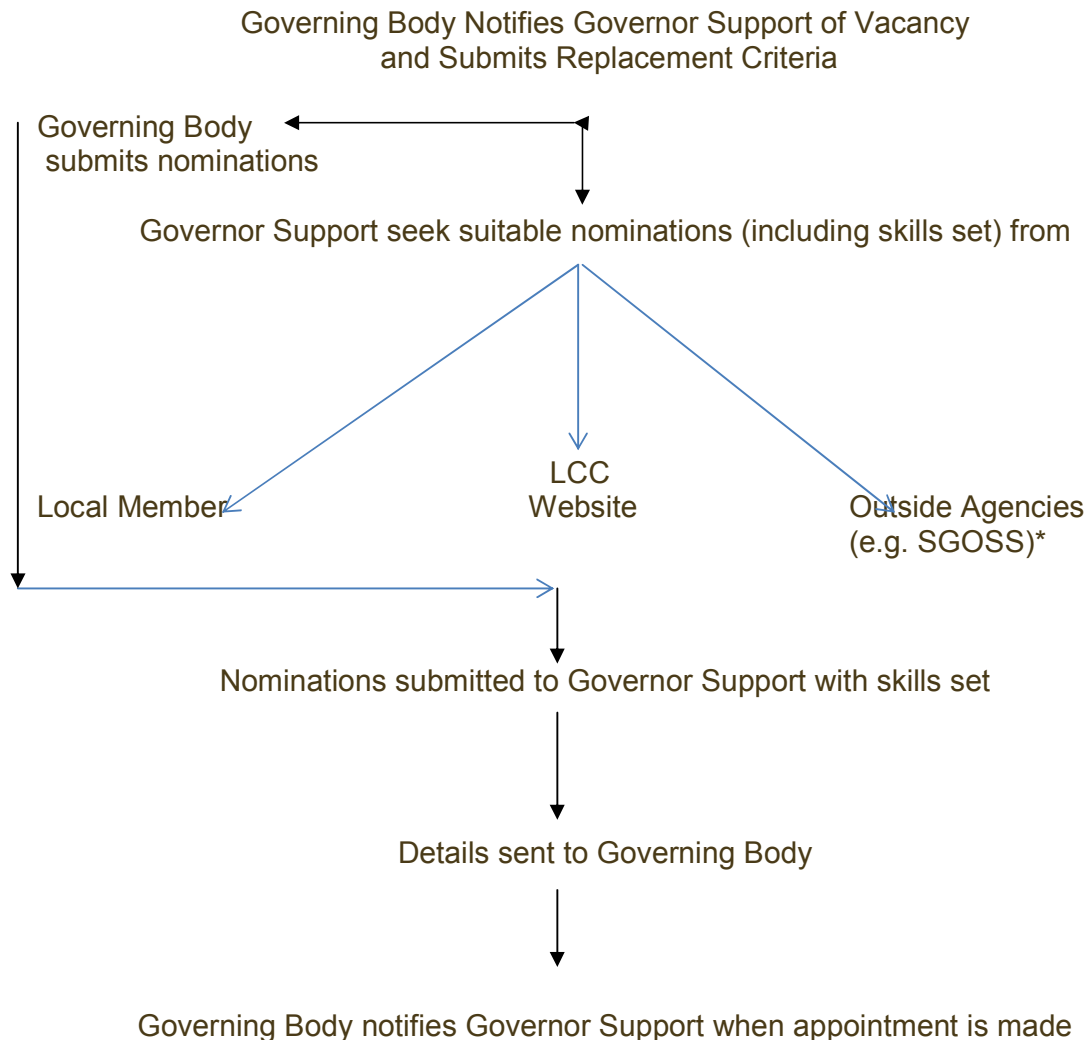
- (a) meets the eligibility criteria specified by the Governing Body;
- (b) is nominated by the Local Authority; and
- (c) is appointed by the Governing Body.

As the role of the Local Authority has changed from one of appointing to one of nominating, it will therefore be necessary to change the process by which Local Authority Governors are appointed under the amended Regulations with effect from 1 September 2014.

The following process is suggested:

- 1) The Governing Body must decide on its eligibility criteria and if necessary conduct a skills audit to determine what those criteria should be.
- 2) The Governing Body must inform the Local Authority (Governor Support) of its requirements.

- 3) Governor Support will seek nominees from available sources, e.g. School Governors' One Stop Shop, websites and local County Councillors.
- 4) The Governing Body will decide if the nominee meets their criteria and if so, make the appointment. If not, the process in 3) above will be repeated.



If more than one nominee with the appropriate skills set is received, it will be a Governing Body decision as to who is appointed.

*SGOSS "School Governors' One Stop Shop" The Governor recruitment charity funded by the DfE to help recruit highly skilled new Governors, particularly from the world of work.