

# Individual Executive Decision Notice

<b>Report title</b>	Instrument of Government	
<b>Decision designation</b>	GREEN	
<b>Cabinet member with lead responsibility</b>	Councillor Claire Darke Education	
<b>Wards affected</b>	Penn	
<b>Accountable director</b>	Meredith Teasdale, Director of Education	
<b>Originating service</b>	School Standards	
<b>Accountable employee(s)</b>	Emma Balchin	School Workforce and Governance Manager
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<b>Report to be/has been considered by</b>	n/a	

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## Summary

All governing bodies of maintained schools are required to be constituted under Regulation 28, the School Governance (Constitution) (England) Regulations 2012 or the School Governance (Federations) (England) Regulations 2012, as appropriate, by 1 September 2015.

## Recommendation(s) for action or decision:

That the Cabinet Member for Education, in consultation with the Director of Education, approves the proposed Instrument of Government for Warstones Primary School.

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Signature

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Signature

Date:

Date:

## **1.0 Background**

- 1.1 At a meeting held on 8<sup>th</sup> November 2017, the governing body of Warstones Primary School passed a resolution to reconstitute itself (minute number 2430) resulting in the need for a new Instrument of Government.
- 1.2 An Instrument of Government is the legal document for Local Authority (LA) schools that records the constitution of the governing body and the term of office for each category of governor as well as the name of the school. It can be reviewed or changed at any time by the governing body or the LA provided the correct procedure is followed.
- 1.3 New regulations were introduced on 1 September 2012 giving greater flexibility to governing bodies of LA maintained schools over their composition and appointment of governors, so any school re-constituting after this date must conform to the new regulations. The Department for Education (DfE) says that all governing bodies constituted under the 2007 regulations must reconstitute under the 2012 regulations by 1 September 2015. Other governing bodies may constitute if deemed necessary.
- 1.4 The Instrument at appendix A is submitted for approval.

## **2.0 Financial implications**

- 2.1 The appointment of new governors and their subsequent training has financial implications for a school. This is funded from within a school's budgets.  
[DB/2711207/X]

## **3.0 Legal implications**

- 3.1 The DfE guidance refers to The School Governance (Constitution) (England) Regulations 2012 and the School Governance (Federations) (England) Regulations 2012 as amended by the School Governance (Constitution and Federations) (England) (Amendment) Regulations 2014.  
[TS/09112017/R]

## **4.0 Equalities implications**

- 4.1 This report has equalities implications in that it relates to the appointment of governors to the governing bodies of schools and appointments should reflect a continuing commitment to the existing equalities policy of the Council.

## **5.0 Environmental implications**

- 5.1 This report has no discernible implications for the Council's environmental policy.

## **6.0 Human resources implications**

- 6.1 This report has no human resources implications.

## **7.0 Corporate landlord implications**

7.1 This report has no corporate landlord implications.

## **8.0 Schedule of background papers**

The constitution of governing bodies of maintained schools.  
Statutory guidance for governing bodies of maintained schools and local authorities in England. (Department for Education May 2014).

**Appendix A**

**INSTRUMENT OF GOVERNMENT**

1. The name of the school is Warstones Primary School
2. The school is a maintained school.
3. The name of the Governing Body is "The Governing Body of Warstones Primary School"
4. The Governing Body shall consist of <sup>i</sup>:
  - a. Three Parent Governors
  - b. One LA Governor
  - c. One Staff Governor
  - d. One Headteacher
  - f. Eight Co-opted Governors
5. Total number of Governors: fourteen.
6. This Instrument of Government comes into effect on 1 December 2017
7. This instrument was made by order of Wolverhampton City Council Local Authority on .....
8. A copy of the instrument must be supplied to every member of the Governing Body (and the Headteacher if not a Governor).

The Common Seal of Wolverhampton City Council was hereunto affixed in the presence of:

Authorised Officer

  

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