

Individual Executive Decision Notice

Report title	Instrument of Government for Eastfield Primary School	
Decision designation	GREEN	
Cabinet member with lead responsibility	Councillor Lynne Moran Education	
Wards affected	East Park;	
Accountable Director	Meredith Teasdale, Director of Education	
Originating service	School Standards	
Accountable employee	Rebecca Fletcher	School Governance & Workforce Co-Ordinator
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Report to be/has been considered by	n/a	

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 and from 1 September 2015.

Recommendation for decision:

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

1.0 Background

- 1.1 Eastfield Primary School complied to the 2012 regulations on 19 June 2016.
- 1.2 At a meeting held on 22 January 2018, the Governing Board of Eastfield Primary School passed a resolution to reconstitute themselves (minute number 3051) in order to reduce the number of Parent Governors and increase the number of Co-opted Governors, resulting in the need for a new Instrument of Government.
- 1.3 An Instrument of Government is the legal document for local authority (LA) schools that records the constitution of the governing Board 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 Board or the LA provided the correct procedure is followed.
- 1.4 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.
- 1.5 The Instrument at appendix 1 is submitted for approval.

2.0 Progress

- 2.1 Following the decision of the governing Board of Eastfield Primary School, a revised Instrument of Government is presented for approval.

3.0 Evaluation of alternative options

- 3.1 There are no viable alternative options. 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.

4.0 Reason for decision

- 4.1 Reconstitution of the Governing Board.

5.0 Financial implications

- 5.1 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/24052018/R]

6.0 Legal implications

- 6.1 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.
[RB/01052018/Q]

7.0 Equalities implications

- 7.1 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 and the School.

8.0 Environmental implications

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

9.0 Human resources implications

- 9.1 This report has no human resources implications.

10.0 Corporate landlord implications

- 10.1 This report has no corporate landlord implications.

11.0 Schedule of background papers

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

12.0 Appendix

- 12.1 Appendix 1 – Instrument of Government

INSTRUMENT OF GOVERNMENT

1. The name of the school is Eastfield Primary School.
2. The school is a Community school.
3. The name of the Governing Body is "The Governing Body of Eastfield Primary School".
4. The Governing Body shall consist of:
 - a. Two Parent Governors
 - b. One LA Governor
 - c. One Staff Governor
 - d. One Headteacher
 - e. Seven Co-opted Governors
5. Total number of Governors is twelve.
6. This Instrument of Government comes into effect on 1 April 2018.
7. This Instrument was made by order of Wolverhampton Local Authority on 13/06/18
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 City of Wolverhampton Council was hereunto affixed in the presence of:

Authorised Officer



