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STATUTORY INSTRUMENTS

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**2003 No. 1963**

**School Staffing (England) Regulations 2003**

**PART 2**

**Provisions relating to community, voluntary controlled,  
community special and maintained nursery schools**

**School meals staff**

**18.**—(1) Subject to paragraphs (2) to (4), the authority is responsible for the appointment, discipline, suspension and dismissal of school meals staff who work or are to work at a school. Before exercising any such function the authority must consult the school's governing body to such extent as the authority thinks fit.

(2) Where an order is in force under section 512A(1) of the Education Act 1996 imposing on the governing body of a school a duty corresponding to a duty of the authority mentioned in section 512(3) and (4) of that Act (duty to provide school lunches) or section 512ZB(1) of that Act (duty to provide school lunches free of charge), paragraph (3) or (4) applies as appropriate.

(3) Where the governing body has entered into an agreement with the authority that the authority should provide lunches at the school, then where the governing body determines that any school meals staff member should cease to work at the school it must notify the authority in writing of its determination and the reason for it, and the authority must then require the person to cease to work at the school.

(4) Where no such agreement has been entered into, then regulations 6 and 15 to 17 apply to such staff members.