

SCHEDULES

SCHEDULE 1

INSTRUMENT OF GOVERNMENT

Appointments

4.—(1) The Corporation is the appointing authority in relation to the appointment of any member other than—

- (a) a Welsh Ministers Appointed Member;
- (b) the first members, who are appointed by the Welsh Ministers; and
- (c) where the number of members falls below the number needed for a quorum, such number of members as is required for a quorum.

(2) If the number of members falls below the number needed for a quorum, the Welsh Ministers are the appointing authority in relation to the appointment of such number of members as is required for a quorum.

(3) The appointing authority may decline to appoint a person if it is satisfied that—

- (a) the person does not have the specified skills and experience as defined in sub-paragraph (4);
- (b) the person has, within the previous ten years, been removed from office as a member of a further education corporation or institution designated under section 28 of the Further and Higher Education Act 1992(1);
- (c) the appointment of the person would contravene any provision of any rules or bye-laws made under article 20 of the Articles of Government;
- (d) the person is ineligible to be a member by virtue of paragraph 7; or
- (e) in the case of a person to be appointed as a business, co-opted, local authority or community member, the Search Committee (established under Article 8 of the Articles of Government) has advised that the person should not be appointed.

(4) In this paragraph “specified skills and experience” means skills and experience (other than professional qualifications) specified by the Corporation as appropriate for members.

(5) Where the office of any member other than the Principal or a Welsh Ministers Appointed Member becomes vacant, the Corporation must, as soon as practicable, take all necessary steps to appoint a new member to fill the vacancy.

(6) A local authority member may be a local authority elected councillor, a local authority employee, or any other person nominated by the local authority.

(7) Nothing in this paragraph entitles the Corporation to request more than one nomination from any of the bodies referred to in paragraph 2(1)(c) to (g) to fill any single vacancy.

(1) 1992 c. 13; section 28 was amended by sections 112, 143(1) and 153 and Schedule 11 to the Learning and Skills Act 2000 (c. 21), section 140(1) and paragraph 38 of Schedule 30 to the School Standards and Framework Act 1998 (c. 31) and section 582(1) and paragraph 109 of Schedule 37 to the Education Act 1996 (c. 56) and paragraphs 5(1) and (2) of Schedule 2 to the Local Education Authorities and Children’s Services Authorities (Integration of Functions) Order 2010 (S.I.2010/1158).

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.