
WELSH STATUTORY INSTRUMENTS

2014 No. 1609

**The Staffing of Maintained Schools
(Wales) (Amendment) Regulations 2014**

Amendment to the Government of Maintained Schools (Wales) Regulations 2005

3.—(1) Regulation 55 of the Government of Maintained Schools (Wales) Regulations 2005⁽¹⁾ is amended as follows.

(2) For paragraph (3) substitute—

“(3) The staff disciplinary committee must include not less than three governors, but where allegations are made against a member of staff that that member of staff has caused harm to a registered pupil at the school the committee must include not less than two governors and an independent person who is not a governor.

(3A) For the purposes of paragraph (3) “harm” (“*niwed*”) means physical, sexual or emotional abuse.”.

(3) For paragraph (4A) substitute—

“(4A) A person is not to be regarded as independent for the purposes of paragraphs (3) and (4) if the person—

- (a) is a member of the governing body making the appointment;
- (b) is a parent of a current or former registered pupil of the school;
- (c) is a current or former member of staff of the school;
- (d) is a member or employee of the local authority that maintains the school;
- (e) is a trustee of the school;
- (f) is a member of the appropriate diocesan authority for the school; or
- (g) appoints the foundation governors to the school governing body.”.

⁽¹⁾ S.I. 2005/2914 (W. 211) as amended by S.I. 2005/3200 (W. 236), S.I. 2006/873 (W. 81), S.I. 2007/944 (W. 80), S.I. 2009/2544 (W. 206), S.I. 2010/638 (W. 64), S.I. 2010/1142 (W. 101), S.I. 2010/2582 (W. 216), S.I. 2013/2124 (W. 207) and as modified by S.I. 2012/1643 (W. 212).