

Status: Point in time view as at 15/01/2012.

Changes to legislation: Education Act 1996, Part II is up to date with all changes known to be in force on or before 05 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 24

CATEGORIES OF GOVERNORS

PART II

INITIAL GOVERNORS

Parent governors

- 5 (1) In relation to a governing body to be incorporated under Chapter II of Part III, “parent governor” means—
- (a) a person who, immediately before the incorporation date in relation to the school, is a parent governor (as defined by section 78(3)) in relation to the school, or
 - (b) a person elected or appointed under section 234, or elected, appointed or nominated under section 237, to hold office as an initial parent governor on the governing body.
- (2) A person elected under section 234 to hold office as an initial parent governor must be elected by registered parents of registered pupils at the school and a person elected or appointed under that section to hold such office must when he is elected or appointed be such a parent.
- (3) A person elected, appointed or nominated under section 237 to hold office as an initial parent governor—
- (a) in the case of an election, must be elected by registered parents of registered pupils at the school and must when he is elected be such a parent, and
 - (b) in the case of an appointment or nomination, must be a registered parent of a registered pupil at the school at the time of his appointment or nomination.

Teacher governors

- 6 (1) In relation to a governing body to be incorporated under Chapter II of Part III, “teacher governor” means—
- (a) a person who, immediately before the incorporation date in relation to the school, is a teacher governor (as defined by section 78(4)) in relation to the school, or
 - (b) a person elected under section 234, or elected or nominated under section 237, to hold office as an initial teacher governor on the governing body.
- (2) A person elected under section 234 to hold office as an initial teacher governor must be elected by teachers at the school and must when he is elected be such a teacher.

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- (3) A person elected or nominated under section 237 to hold office as an initial teacher governor—
- (a) in the case of an election, must be elected by teachers at the school and must when he is elected be such a teacher, and
 - (b) in the case of a nomination, must be a teacher at the school at the time of his nomination.

First governors

- 7 (1) In relation to a governing body to be incorporated under Chapter II of Part III, “first governor” means a person who is selected under section 236(1), or nominated under section 238(1), and appears to the persons selecting or nominating him to be committed to the good government and continuing viability of the school.
- (2) In relation to a governing body to be incorporated under Chapter IV of Part III, “first governor” means a person appointed by the funding authority who appears to them to be committed to the good government and continuing viability of the proposed school.

Foundation governors

- 8 (1) In relation to a governing body to be incorporated under Chapter II of Part III, “foundation governor” means—
- (a) a person who is selected under section 236(2) or nominated under section 238(2),
 - (b) where the statement annexed (under paragraph 2 of Schedule 20) to the proposals for acquisition of grant-maintained status describes the religious character of the school, a person who is appointed for the purpose of securing that (subject to the approval or adoption under section 261 of any proposals) the religious character of the school is such as is indicated in the statement, and
 - (c) where there is a trust deed relating to the school, a person who is appointed for the purpose of securing that the school is conducted in accordance with the deed.
- (2) In relation to a governing body to be incorporated under Chapter IV of Part III, “foundation governor” means—
- (a) a person who is appointed by the promoters,
 - (b) where the statement annexed under paragraph 8 of Schedule 20 to the proposals for the establishment of a new grant-maintained school describes the religious character of the school, a person who is appointed for the purpose of securing that (subject to the approval or adoption under section 261 of any proposals) the religious character of the proposed school is such as is indicated in the statement, and
 - (c) where there is a trust deed relating to the proposed school, a person who is appointed for the purpose of securing that the proposed school is conducted in accordance with that deed.

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Sponsor governors

- 9 In relation to a governing body to be incorporated under Chapter II of Part III, “sponsor governor” means a person appointed by a person named as a sponsor of the school in the proposals for acquisition of grant-maintained status.

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