

PART 1 - PUBLIC

Decision Maker: **Children and Young People Portfolio Holder**

Date: **For Pre-Decision Scrutiny by the Children and Young People PDS Committee on 20 July 2010**

Decision Type: Non-Urgent Executive Non-Key

TITLE: REVISED INSTRUMENTS OF GOVERNMENT

Contact Officer: Janet Heathcote, Governor Support Officer
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Chief Officer: Gillian Pearson, Director of Children and Young People Services

Ward: Chislehurst Ward, Cray Valley East

1. Reason for the Report

- 1.1 Each school must have an Instrument of Government. It records the name of the school and the constitution of the Governing Body. It is the Governing Body's responsibility to prepare a draft instrument for submission to the LA, who must be content that the draft complies with all applicable statutory requirements. The following schools have submitted Instruments of Government for approval:

Beaverwood School for Girls
St Paul's Cray CE Primary School

2. **RECOMMENDATION(S)**

- 2.1 **It is recommended that the Executive Member approves the revised Instruments of Government, set out in Appendices 1 and 2.**
- 2.2 **It is recommended that the Executive Member instructs that the Instrument be made by the Common Seal of the Council of the London Borough of Bromley.**

Corporate Policy

1. Policy Status: Existing policy:
 2. BBB Priority: Children and Young People
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Financial

1. Cost of proposal: N/A
 2. Ongoing costs: N/A
 3. Budget head/performance centre:
 4. Total current budget for this head: £N/A
 5. Source of funding:
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Staff

1. Number of staff (current and additional) – N/A
 2. If from existing staff resources, number of staff hours – N/A
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Legal

1. Legal Requirement: Statutory requirement: School Governance (Constitution)(England) Regulations 2007
 2. Call in: Call-in is applicable
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Customer Impact

1. Estimated number of users/beneficiaries (current and projected) - N/A
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Ward Councillor Views

1. Have Ward Councillors been asked for comments? N/A
2. Summary of Ward Councillors comments:

3. COMMENTARY

- 3.1 Following the decision of the Portfolio Holder to seek further advice on the provision for two Local Authority Governors to the Governing Body of Beaverwood School (**DCYP09111, item 8 (B)**), the following actions were implemented.
- 3.2 The Assistant Director formally requested that Bromley Governing Bodies deliberate, and where only one Local Authority Governor is included within a governing body constitution, consider increasing the category from one to two.
- 3.3 The Governing Body of Beaverwood School for Girls considered the request from the Assistant Director at a full Governing Body meeting. The Governors, after careful consideration did not feel it that would benefit the Governing Body at this time. The Governing Body of Beaverwood School seek the approval from the Portfolio Holder for a sponsor governor (regulation 10 and schedule 5) to be included within a new constitution for the Governing Body, as discussed and formally agreed by the Governing Body prior to the CYP PDS meeting of 7 September 2009 (Appendix 1).
- 3.4 The Governing Body of St Paul's Cray Primary School considered the request made by the Assistant Director (ref: 3.2). The Governors have agreed that the action of increasing the LA Governor category to two LA Governors, would add value to the membership of their Governing Body. The Diocesan Board of Rochester has approved the new constitution. Therefore, the Governing Body of St Paul's Cray CE Primary School has requested that the Portfolio Holder approve the new constitution (Appendix 2).

4. POLICY IMPLICATIONS

- 4.1 Schools contribute to the achievement of improved outcomes for children and young people under the Children and Young People's Plan, "Every Child Matters".

5. LEGAL IMPLICATIONS

- 5.1 The draft Instrument of Government complies with the requirements of the School Governance (Constitution) (England) Regulations 2007.

Non-Applicable Sections:	Financial Implications Personnel Implications
Background Documents: (Access via Contact Officer)	Governor Services, Learning and Achievement in Schools, EDC.

Children and Young People Services

Instrument of Government: Foundation Schools

1. The name of the school is **Beaverwood School for Girls**.
2. The school is a Foundation school.
3. The name of the Governing Body is “**The Governing Body of Beaverwood School for Girls**”.
4. The governing body shall consist of:
 - (a) 5 Parent Governors;
 - (b) 1 LA Governor;
 - (c) 3 Staff Governors;
 - (d) 3 Community Governors;
 - (e) 3 Partnership Governors;
 - (f) 1 Sponsor Governor.
6. Total number of governors 16.
7. The sponsor entitled to nominate a person for appointment as a sponsor governor under schedule 5 of the regulations is **HSBC**.
8. The term of office of all governors is four years.
9. This instrument of government comes into effect on 20 July 2010.
10. This instrument was made by order of **Bromley Local Education Authority** on 20 July 2010.

Children and Young People Services

Instrument of Government: Voluntary Controlled Schools

1. The name of the school is **St Paul's Cray Church of England Primary School**
2. The school is a voluntary controlled school.
3. The name of the governing body is:

**"The Governing Body of
St Paul's Cray Church of England Primary School"**
4. The governing body shall consist of:
 - (a) 4 Parent governors;
 - (b) 2 LA governors;
 - (c) 3 Staff governors;
 - (d) 2 Foundation governors;
 - (e) 2 Community governors.
5. Total number of governors 13.
6. The foundation governors shall be appointed by:

The Parochial Church Council of the Parish of St Mary and St Paulinus Cray
acting with The Rochester Diocesan Board of Education.
7. The holder of the following office shall be a foundation governor ex-officio:
 - (a) The Principal Officiating Minister of the Parish of St Mary and St Paulinus Cray
 - (b) The Archdeacon of Bromley and Bexley shall be entitled to appoint a foundation governor to act in place of the ex-officio foundation governor whose governorship derives from the office named in (a) above, in the event that the ex-officio governor is unwilling or unable to act as a foundation governor, or there is a vacancy in the office by virtue of which the governorship exists.
8. The Archdeacon of Bromley and Bexley shall be entitled to request the removal of any ex-officio foundation governor and to appoint any substitute governor.

9. The ethos of the school is:

Recognising its historic foundation, this Church of England Controlled Primary School will preserve and develop its religious character in accordance with the principles of the Church of England and in partnership with the church at Parish and Diocesan level.

The school aims to serve its community by providing an excellent education for pupils of all abilities and backgrounds in the context of Christian belief and practice. It encourages an understanding of the meaning and significance of faith. It promotes Christian values and spiritual development through the experience it offers to all its pupils.

10. The term of office of all governors is four years.

11. The instrument of government comes into effect on **1 September 2010**

12. This instrument is made by order of **Bromley Local Authority** on **20 July 2010**.