

NORTH LINCOLNSHIRE COUNCIL

**CHILDREN, FAMILIES AND CULTURE
CABINET MEMBER**

**SCHOOL GOVERNORS - INSTRUMENT OF GOVERNMENT
THE BELTON WROOT FEDERATION**

1. OBJECT AND KEY POINTS IN THIS REPORT

1.1 To consider approving the instrument of government to allow the governing boards of Belton All Saints Church of England Primary School (Voluntary Controlled) and Wroot Travis Charity Church of England Primary School (Voluntary Controlled) School to form a federated governing board, to be effective from 1 June 2019.

2. BACKGROUND INFORMATION

- 2.1 The governing boards of Belton All Saints Church of England Primary School (Voluntary Controlled) and Wroot Travis Charity Church of England Primary School (Voluntary Controlled) agreed at a special meeting on 11 February 2019 to consider forming a hard federation of the two schools.
- 2.2 A formal proposal was subsequently produced by the governing boards confirming the nature of the hard federation. This led to a statutory consultation being undertaken to seek stakeholders' views regarding the proposal.
- 2.3 On 29 April 2019 Belton All Saints Church of England Primary School and Wroot Travis Charity Church of England Primary School governing boards considered the consultation responses and agreed to form a hard federation of the two schools from 1 June 2019 in line with The School Governance (Federations) (England) Regulations 2012.
- 2.4 The above regulations set out the options available to schools in terms of the overall number of governors, the categories of governor and the guiding principles for the constitution. The regulations give the governing body more flexibility with their constitution and state that they should be no bigger than they need to be to carry out their statutory

duties. The regulations stipulate the categories and number of governors for maintained schools as follows:

- 2 parent governors (minimum)
- 1 Local Authority governor (maximum)
- 1 staff governor (maximum)
- 1 head teacher
- As many co-opted governors as necessary to fulfil the skills requirements. Up to a maximum of one third of governors can be staff members

2.5 In order for the federated governing board to be formed a new instrument of government is required confirming the constitution. A draft instrument of government has been developed by the governing board, in consultation with The Lincoln Diocese of Education and has been submitted to the local authority for approval in Appendix 1.

2.6 If the local authority is not content with the draft instrument of government, it must advise the board of governors and give reasons. If it is not possible for the local authority and the board to agree on a revised draft the local authority will produce a final draft for the school as they think fit, having regard to the category of school to which the school belongs.

2.7 Appendix 1 of this report sets out the constitution of the federated governing body in the form of an instrument of government, as requested by the governors of The Belton Wroot Federated Governing Body.

3. OPTIONS FOR CONSIDERATION

3.1 **Option 1:** To approve the new instrument of government for The Belton Wroot Federation. This would allow the federation to commence on 1 June 2019 and the instrument complies with statutory regulations and with the recommendations of the governing boards.

3.2 **Option 2:** Not to approve the new instrument of government for The Belton Wroot Federation. This decision would go against the recommendations of the governing boards, and mean that the federation could not commence and the schools would continue as two separate boards.

4. ANALYSIS OF OPTIONS

4.1 **Option 1:** The proposed instrument of government, shown in Appendix 1, meets the requirements of relevant legislation, sets out their requirements and has been developed by the governing boards in consultation with the Lincoln Diocese.

4.1.1 :

Table 1: Proposed constitution

Proposed Instrument of Government	
2	Parent governors
1	Local authority governor
1	Staff governor
1	Ex officio Head teacher
14	Co-opted governors (can include * staff members)
1	Ex officio governor
4	Foundation Governors
Total 24	

4.1.2 Approving the instrument of government will allow for the revised structure of the governing board to be effective from 1 June 2019.

4.2 **Option 2**

4.2.1 If the new instrument of government was not approved alternative arrangements would need to be put in place which would delay the federation process.

5. **FINANCIAL AND OTHER RESOURCE IMPLICATIONS (e.g. LEGAL, HR, PROPERTY, IT, COMMUNICATIONS etc.)**

5.1 None

6. **OTHER RELEVANT IMPLICATIONS (e.g. CRIME AND DISORDER, EQUALITIES, COUNCIL PLAN, ENVIRONMENTAL, RISK etc.)**

6.1 None

7. OUTCOMES OF INTEGRATED IMPACT ASSESSMENT (IF APPLICABLE)

7.1 None

8. OUTCOMES OF CONSULTATION AND CONFLICTS OF INTERESTS DECLARED

8.1 None

9. RECOMMENDATIONS

9.1 It is recommended that option 1 be implemented.

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Background Papers used in the preparation of this report –

The School Governance (Federations) (England) Regulations 2012
The joint federation proposal January 2019
The joint consultation document February 2019

INSTRUMENT OF GOVERNMENT

For the Belton All Saints Church of England Primary School and Wroot Travis Charity Church of England Primary School Federation

- 1 The name of the federation is "The Belton Wroot Federation"
- 2 The names and categories of the schools in the federation are:
 - Belton All Saints Church of England Primary School (Voluntary Controlled)
 - Wroot Travis Charity Church of England Primary School (Voluntary Controlled)
- 3 The name of the governing board is "The Belton Wroot Federated Governing Body"
- 4 The governing board shall consist of the following:
 - 2 Parent governors
 - 1 Staff governor
 - 1 Head Teacher
 - 1 Local Authority governor
 - 14 Co-opted governors (max.no. of staff is 6)
 - 1 Ex officio
 - 4 Foundation
- 5 Total number of governors 24 (except any time when the head teacher has given notice that he/she chooses not to be a governor, when the total number of governors will be 23)
6. The foundation governors shall comprise:-
 - a. one ex officio foundation governor
 - b. two foundation governors appointed by the Lincoln Diocesan Board of Education after consultation with Parochial Church Council of the parish in which Belton All Saints CofE Primary School is situated, being people who are fit and willing to support the Anglican ethos, values and aims of the school and be a person of faith
 - c. two foundation governors appointed by the Lincoln Diocesan Board of Education after consultation with Parochial Church Council of the

parish in which Wroot Travis Charity Church of England Primary School is situated, being people who are fit and willing to support the Anglican ethos, values and aims of the school and be a person of faith

7. The holder of the following office shall be a foundation governor ex-officio:

Principal Officiating Minister (i.e. the incumbent or priest in charge of the parish in which either school is situated or a team vicar with a special cure of souls for the area in which either school is situated)
8. The Archdeacon of the Archdeaconry in which the schools are situated after consultation with the Rural Dean of the Deanery in which the schools are situated shall be entitled to appoint a foundation governor to act in the place of the ex officio foundation governor whose governorship derives from the office named in (7) above, in the event that that ex-officio foundation governor is unable or unwilling to act as a foundation governor or has been removed from office under regulation 23(2) of the Regulations.
9. The Archdeacon of the Archdeaconry in which the schools are situated, after consultation with the Rural Dean with oversight for the parishes in which the schools are situated is entitled to request the removal of any ex-officio foundation governor and appoint a substitute governor.
10. Recognising their historic foundation, the schools will preserve and develop their religious character in accordance with the principles of the Church of England and in partnership with the Church at parish and diocesan level. The schools aim to serve their community by providing an education of the highest quality within the context of Christian belief and practice. This encourages an understanding of the meaning and significance of faith and promotes Christian values through the experience they offer to all pupils.
11. This instrument of government comes into effect on 1 June 2019.
12. This instrument was made by order of North Lincolnshire Local Education Authority in May 2019.
13. A copy of the instrument must be supplied to every member of the governing body (and the head teacher if not a governor), and to the appropriate religious body.