

Becoming a Governor

Anyone can become a Governor as long as the following eligibility criteria are met:

- **I am** aged 18 or over at the date of this election or appointment;
- **I do not** already hold a governorship of the same school in another category;
- **I agree to** undertaking a Disclosure & Barring Service (DBS) check.
- **I am not** included in the list kept under Section 1 of the protection of Children Act 1999 or subject to a direction by the Secretary of State, barred from regulated activity relating to children in accordance with section 3 (2) of the Safeguarding Vulnerable Groups Act 2006, disqualified from working with children under the Criminal Justice and Court Services Act 2000 or disqualified from registration under Part 3 if the Childcare Act 2006.
- **I am not** a bankrupt or subject to a disqualification order under the Company Directors Disqualification Act 1986 or to an order made under section 429(2)(b) of the Insolvency Act 1986;
- **I have not** been removed from the office of a charity trustee or trustee for a charity by an order made by the Charity Commissioners or the High Court on the grounds of any misconduct or mismanagement or, under section 7 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 2005, from being concerned in the management or control of any body;
- **I am not** disqualified from being the proprietor of any independent school or from being a teacher or other employee of a school the Secretary of State;
- **I have not**, in the five years prior to becoming a Governor, received a sentence of imprisonment, suspended or otherwise, for a period of three months or more without the option of a fine;
- **I have not**, in the twenty years prior to becoming a Governor, been convicted as aforesaid of any offence and had passed on me a sentence of imprisonment for a period of two and a half years or more;
- **I have not**, at any time, had passed on me a sentence of imprisonment for a period of five years or more;
- **I have not** been fined, in the five years prior to becoming a Governor, for causing a nuisance or disturbance on school or education premises;
- **I have not been** disqualified as a Foundation, Authority, Co-opted or Partnership Governor for non-attendance at meetings in the last 12 months at this school
- **I have not** been disqualified as an elected Parent or Staff Governor of a school in the last five years.
- **Parent Governors only - I am not** an elected member of the Local Authority; or paid to work at the school for more than 500 hours in any 12 consecutive months.
- **Local Authority Governors only – I am not** eligible to be a staff Governor of the school.

*This is a summary of the relevant Regulations, which have legal force. If you are already a Governor and any of the above apply you should tell the Clerk of the Governing Board. A newly appointed Governor will be asked to make a disclosure to the **Disclosure and Barring Service** who would identify any criminal offences which apply. The same provisions apply to Associate Members of Governing Board committees.*

This is a simplified summary of the School Governance (Constitution) (England) Regulations 2012, The School Governance (Constitution and Federations) (England) (Amendment) Regulations and amendments (2017) and is not an interpretation of the law. Anyone seeking clarification of any of these provisions should contact the Governor Support Service in the first instance.