

<b>MAYOR AND CABINET</b>			
<b>Report Title</b>	Variation to the Instrument of Government for the Governing Body of Myatt Garden Primary School		
<b>Key Decision</b>	Yes	Item No.	
<b>Ward</b>	Brockley		
<b>Contributors</b>	Executive Director for Children and Young People Head of Law		
<b>Class</b>	Part 1	Date:	11 September 2013

## **1. Summary**

- 1.1 Myatt Garden Primary School's governing body wish to reconstitute to a smaller size. They wish to focus on recruiting and training governors for their particular skills to carry out rigorous monitoring and challenge, whilst retaining an appropriate balance of representation.
- 1.2 Reducing the size of the governing body will allow all governors to add value. The governing body aim to rigorously focus on their core functions and believe that a smaller team of governors who have the right skills is the best model to achieve this.
- 1.3 The report sets out a new Instrument of Government for Myatt Garden Primary School and proposes a nominee for the appointment as the Local Authority governor by the governing body.

## **2. Purpose**

- 2.1 To seek agreement to the variation of the Instrument of Government for Myatt Garden Primary School and nomination of a Local Authority governor.

## **3. Recommendation/s**

The Mayor is recommended to:

- 3.1 Approve that the Instrument of Government for the primary school listed below be made by Local Authority order:

Myatt Garden

11 September 2013

- 3.2 To consider and approve the nomination of the Local Authority governor detailed in paragraph 6 below for appointment by the governing body.

#### **4. Policy Context**

- 4.1 Each school has to have an Instrument of Government. The Local Authority must satisfy itself that the Instruments of Government for schools conform to the legislation. The Local Authority must also agree its content.
- 4.2 Lewisham's Children & Young People's Plan sets out our vision for improving outcomes for all children. The main purpose of a governing body is to account for the achievement of children and young people in their schools.
- 4.3 The appointment of governors supports the broad priorities within Lewisham's Sustainable Community strategy, in particular those of being "ambitious and achieving" and "empowered and responsible". Governors help inspire our young people to achieve their full potential and they also promote volunteering which allows them to be involved in their local area.
- 4.4 Two specific corporate priorities that are relevant pertain to "community leadership and empowerment" and "young people's achievement and involvement".

#### **5. Background**

- 5.1 Myatt Garden Primary School entered into a partnership with Beecroft Garden Primary School, under the leadership of an executive headteacher, when Beecroft Garden ( then known as Brockley Primary School) went into special measures in November 2010.
- 5.2 In March 2013, the governing body of Myatt Garden took the decision that a hard federation with Beecroft Garden was not right for the school at that time. They wished to remain a single school with a single governing body.
- 5.3 At a meeting on the 5<sup>th</sup> July, the governing body of Myatt Garden examined options in respect of changing its composition and confirmed on the 18<sup>th</sup> July the size and composition of governors they felt would be most effective. The governing body agreed to reduce from a size of eighteen to twelve governors. It was agreed that the governing body be reconstituted as early as possible in the Autumn term 2013.
- 5.5 The governing body of every maintained school must be constituted in accordance with the School Governance (Constitution) (England ) Regulations 2012. The total membership of the governing body of a maintained school must be no fewer than seven governors.
- 5.6 The governing body of a maintained school must include the following:-

- (a) at least 2 parent governors;
- (b) the headteacher unless any such headteacher resigns the office of governor in accordance with regulation 19 of the Constitution Regulations 2012;
- (c) one staff governor; and
- (d) one Local Authority governor.

The governing body may in addition appoint such number of co-opted governors as they consider necessary provided that the requirements in the Regulations are met.

The total number of co-opted governors who are also eligible to be elected as staff governors when counted with the staff governor and headteacher, must not exceed one third of the total membership of the governing body.

- 5.7 The regulations now also state that the Local Authority governor is nominated by the Local Authority but appointed by the governing body.
- 5.8 Appendix 1 details the Instrument of Government the governing body is proposing for the local authority to make by order.

## **6. Governor recommended for Nomination by the Local Authority .**

- 6.1 Robert Barker, details of whom appear at Appendix 2, is the Local Authority nominee for appointment as the Local Authority governor by the governing body of Myatt Garden Primary School.

## **7. Financial implications**

- 7.1 There are no financial implications arising from this report.

## **8. Legal implications**

- 8.1 The governing body of every maintained school must be constituted in accordance with the School Governance (Constitution) (England ) Regulations 2012.
- 8.2 Section 20 of the Education Act 2002 requires all maintained schools to have an Instrument of Government which determines the constitution of the school and other matters relating to the school.

8.3 Each school must have an Instrument of Government detailing the name of the school, the type of school and the membership of the governing body. The category of governor and the number in each category is specified in the School Governance (Constitution) Regulations 2012.

## **9. Crime and Disorder Implications**

9.1 There are no specific crime and disorder implications.

## **10. Equalities Implications**

10.1 Governors will have enough flexibility in their choice of constitutional models to enable them to address issues of representation of stakeholder groups and to ensure that governing bodies reflect the communities they serve.

## **11. Environmental Implications**

11.1 There are no specific environmental implications.

## **12. Conclusion**

The Instrument of Government proposed for the governing body of Myatt Garden Primary School conforms to The School Governance (Constitution) (England ) Regulations 2012.

### **Background Documents**

<u>Short Title of Document</u>	<u>Date</u>	<u>File Location</u>	<u>Contact Officer</u>
The School Governance (Constitution) (England ) Regulations 2012	2012	<a href="http://www.legislation.gov.uk/ukxi/2012/1034/contents/made">http://www.legislation.gov.uk/ukxi/2012/1034/contents/made</a>	Suhaib Saeed

If there are any queries arising from this report, please contact Suhaib Saeed, Strategic Lead Governors' Services and School Leadership, 3<sup>rd</sup> Floor, Laurence House, telephone 020 8314 7670.

## APPENDIX 1

### INSTRUMENT OF GOVERNMENT: COMMUNITY SCHOOLS

1. The name of the school is **Myatt Garden Primary School**
2. The school is a **Community school**
3. The name of the governing body is **The governing body of Myatt Garden Primary School**
4. The governing body shall consist of:
  - a. **2 parent governors**
  - b. **1 Headteacher**
  - c. **1 staff governor**
  - d. **1 Local Authority governor**
  - e. **7 co-opted governors**
5. Total number of governors **12**
6. This instrument of government comes into effect on: **25th September 2013**
7. This instrument was made by order of Lewisham Local Authority on 11<sup>th</sup> September 2013
8. A copy of the instrument must be supplied to every member of the governing body (and the headteacher if not a governor)

**MAYOR AND CABINET****New LA Governor Nominee****APPENDIX 2**

<b>Name</b>	<b>School</b>	<b>Occupation</b>	<b>Residential Area</b>	<b>Précis of Suitability to be considered as a school governor</b>	<b>Governor Monitoring Information</b>
Robert Barker	Myatt Garden	Finance Auditor	SE16	Robert Barker is currently a local authority governor at Myatt Garden Primary School and a member of their Finance Committee, the governing body wish to appoint him again following a nomination from the Mayor and Cabinet. He is passionate about making a difference to children's education. Robert is one of the Vice-Chairs of the Lewisham Governors' Association and has recently been appointed as Director of Resources at Wide Horizons Trust.	Male White British