

DISQUALIFICATION CRITERIA FROM HOLDING A GOVERNORSHIP

PARENT GOVERNORS - ELECTION

Regulations disqualify certain individuals from becoming a governor. Before your nomination can be considered you are required to confirm that you are not disqualified from becoming a governor. **Failure to submit a declaration will debar you from consideration as a governor.** You are required to notify the Clerk to the Governing Body, in writing, if you subsequently become disqualified from continuing as a governor.

Further information on any of the criteria can be found in the DfES Guide to the Law for School Governors which contains the School Governance (Constitution) (England) Regulations 2003, Regulation 20 and Schedule 6. These sections refer specifically to disqualification from governorship. Alternatively you may contact Governor Services on Freephone 0800 181832.

Qualification and Disqualification Criteria

1. A governor must be aged 18 or over at the time of their election or appointment.
2. A person cannot hold more than one governorship at the same school.
3. A person is disqualified from being a governor if they:
 - are detained under the Mental Health Act 1983;
 - have had their estate sequestrated (temporarily repossessed) and the sequestration has not been discharged, annulled or reduced; or they are the subject of a bankruptcy restrictions order or an interim order;
 - are subject to a disqualification order under the Company Directors Disqualification Act 1986 or to an order made under section 429(2) of the Insolvency Act 1986;
 - have been removed from the office of charity trustee or trustee for a charity by the Charity Commissioners or High Court on grounds of any misconduct or mismanagement, or under section 7 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 from being concerned in the management or control of any body;
 - are included in the list of teachers or workers prohibited or restricted from working with children or young people;
 - are disqualified from working with children;

- are disqualified from being an independent school proprietor, teacher or employee by the Secretary of State;
- have been sentenced to three months or more in prison (without the option of a fine) in the five years before becoming a governor or since becoming a governor;
- have received a prison sentence of 2½ years or more in the 20 years before becoming a governor;
- have at any time received a prison sentence of five years or more;
- have been fined for causing a nuisance or disturbance on school premises during the five years prior to or since appointment or election as a governor;
- refuse to an application being made to the Criminal Records Bureau for a criminal records certificate.

Additionally parent governors cannot be elected members of the local education authority or employed to work at the school for more than 500 hours in any twelve month period commencing on 1 August and finishing on 31 July.