

Removal of Local Authority Nominated Governors

All administrative tasks will be undertaken by the Governor Support and Development Team.

The Director of Leicestershire Children's and Families Service has delegated authority to deal with all matters relating to the removal of LA nominated Governors following consultation with the Chair and Spokespersons of the Corporate Governance Committee

The School Governance (Constitution) (England) Regulations 2012 state that in these Regulations

a "local authority governor" means a person who (a) is nominated by the local authority; and (b) is appointed as a governor by the governing body having, in the opinion of the governing body, met any eligibility criteria that they have set (Regulation 8)

Regulation 22 of The School Governance (Constitution) (England) Regulations 2012 gives Local Authorities the right to remove Governors they have appointed, by giving notice in writing to the Clerk to the Governing Body and also to the Governor to be removed.

There is no prescribed process for removal; this is a matter for local determination. Removal of a Governor from office is a last resort. All nominated Governors must abide by the Nolan principles of public office and adhere to the requirements of the Model Code of Conduct for Governing Bodies.

1. Where concerns have been raised about the suitability of an Authority Governor, the Team Manager Governor Support and Development Team will investigate the matter, unless a safeguarding issue requires it to be referred.
2. As part of the investigation process, the Governor Support and Development Team Manager will write to the governor concerned to advise him/her that his suitability to serve as an Authority Governor has been questioned, providing information on the substance of the objection, who has raised it, confirming that this will be considered by the Director Children and Families Service and inviting him/her to provide a written statement/response.
3. Having investigated the concerns, the Team Manager Governor Support and Development Team will prepare a report for the Director Children and Families Service to consider.

4. The Director Children and Families Service may, if considered appropriate, consult the Chair of Governors and/or Headteacher for their comments, before considering the matter.
5. The Director Children and Families Service having considered all points put forward, will decide whether or not the Authority Governor in question should continue or be removed following consultation with the Chair and spokesperson of the Corporate Governance Committee.
6. The Team Manager Governor Support and Development will advise the Governor concerned of the decision, with a copy of the letter being forwarded to the Clerk to Governors, the Chair of Governors and the Headteacher. If the decision is to remove, the letter will contain brief reasons for this and make clear that there is no right of appeal.
7. Any governor who is removed from office may not be appointed to a governing body as a LA governor for a period of twelve months from removal. Should the governor concerned hold office on another governing body, that position would not necessarily be affected by his/her removal from the governing body the removal relates to; however, consideration would be given to this at the same time.