



# Education (Wales) Measure 2011

2011 nawm 7

## PART 2

### SCHOOL GOVERNANCE

#### CHAPTER 2

##### TRAINING FOR GOVERNORS AND CLERKS AND PROVISION OF CLERKS

#### **22 Information and training for governors of maintained schools**

- (1) A local authority in Wales must secure that every governor is provided, free of charge, with such information as it considers appropriate in connection with the discharge of a governor's functions.
- (2) This duty applies to the extent that the local authority is not otherwise required to secure the provision of such information.
- (3) Regulations may require a local authority in Wales to secure the provision, free of charge, of prescribed training to prescribed governors of maintained schools.
- (4) Training may be prescribed by reference to a document published, as specified in the regulations, by the Welsh Ministers.
- (5) The requirements of regulations under subsection (3) are without prejudice to the following duty.
- (6) A local authority in Wales must secure that there is made available to every governor, free of charge, such training as it considers necessary for the effective discharge of the governor's functions.
- (7) In this section, "governor" means a governor of a maintained school in the local authority's area.
- (8) In section 22 of the Education Act 2002, after "authority" insert "in England".

**23 Duty of local authorities to provide clerks to the governing bodies of maintained schools**

- (1) A local authority in Wales must inform, from time to time, each body that is required to appoint a clerk to the governing body of a maintained school in the local authority's area under section 23 of the Education Act 2002 that the body may request the authority to provide a person for appointment as a clerk.
- (2) Regulations may require a local authority in Wales to provide a person for appointment if a request is made.
- (3) The regulations may (among other things)—
  - (a) confer power on a local authority to charge a fee for the provision of a person (including a power to charge different fees in different cases);
  - (b) prescribe the person by whom the fee must be paid;
  - (c) provide for exceptions and exemptions.

**24 Training for clerks to the governing bodies of maintained schools**

- (1) Subsection (2) applies in relation to a body that is required to appoint a clerk to the governing body of a maintained school in Wales under section 23 of the Education Act 2002.
- (2) Regulations may require the body to ensure that a person appointed as clerk has completed prescribed training to a prescribed standard.
- (3) The regulations may—
  - (a) prohibit the appointment of person who has not completed the training to the required standard;
  - (b) provide for a person appointed as a clerk who has not completed the training to complete the training to the required standard within a prescribed period;
  - (c) provide for termination of the appointment of a clerk who does not complete the training to the required standard within that period;
  - (d) prescribe training and standards by reference to a document published, as specified in the regulations, by the Welsh Ministers;
  - (e) provide for exceptions and exemptions.

**25 Duty of local authorities to secure availability of training for clerks**

- (1) A local authority in Wales must secure that there is made available to every person appointed as a clerk such training as the authority considers necessary to enable the body that appointed the clerk under section 23 of the Education Act 2002 to comply with any requirement under section 24 of this Measure.
- (2) A local authority in Wales may charge a fee for any training provided (and may charge different fees in different cases).
- (3) In this section, “clerk” means a clerk to the governing body of a maintained school in the local authority's area.