

SCHEDULES

SCHEDULE 14

STAFFING OF COUNTY, CONTROLLED AND SPECIAL AGREEMENT SCHOOLS WITH DELEGATED BUDGETS

Appointment of other teachers

- 8 Subject to paragraph 9, paragraphs 10 to 14 apply in relation to an appointment to fill a vacancy in any teaching post (whether full-time or part-time) at the school, other than the post of head teacher or deputy head teacher.
- 9 (1) Paragraphs 10 to 14 do not apply in relation to a temporary appointment to fill such a vacancy—
- (a) for a period not exceeding four months, or
 - (b) where it appears to the governing body that the period for which the person appointed will hold the post in question will not exceed four months.
- (2) Where it appears to the governing body in the case of any post that it would be appropriate to make an appointment such as is mentioned in sub-paragraph (1)—
- (a) they may recommend a person for appointment to the post on such terms as to the duration of the appointment as they may specify, and
 - (b) the local education authority shall appoint the person recommended on the terms specified unless he does not meet any staff qualification requirements which are applicable in relation to his appointment.
- 10 Before taking any of the steps mentioned below, the governing body shall—
- (a) determine a specification for the post in consultation with the head teacher, and
 - (b) send a copy of the specification to the local education authority.
- 11 (1) The local education authority may nominate for consideration for appointment to the post any person who appears to them to be qualified to fill it and who at the time of his nomination either—
- (a) is an employee of theirs or has been appointed to take up employment with them at a future date, or
 - (b) is employed by the governing body of an aided school maintained by them.
- (2) The authority shall not nominate a person within sub-paragraph (1)(b) without the consent of the governing body of the aided school.
- 12 (1) The governing body may advertise the vacancy at any time after they have sent a copy of the specification for the post to the local education authority in accordance with paragraph 10, and shall do so unless either—
- (a) they accept for appointment to the post a person nominated by the local education authority under paragraph 11, or
 - (b) they decide to recommend to the authority for appointment to the post a person who is already employed to work at the school.

- (2) Where the governing body advertise the vacancy, they shall do so in a manner likely in their opinion to bring it to the notice of persons (including employees of the authority) who are qualified to fill it.
- 13 (1) Where the governing body advertise the vacancy, they shall—
- (a) interview such applicants for the post and such of the persons (if any) nominated by the local education authority under paragraph 11 as they think fit, and
 - (b) where they consider it appropriate to do so, either recommend to the authority for appointment one of the applicants interviewed by them or notify the authority that they accept for appointment any person nominated by the authority under paragraph 11.
- (2) If the governing body are unable to agree on a person to recommend or accept for appointment, they may repeat the steps mentioned in sub-paragraph (1)(a) and (b), with or without first re-advertising the vacancy in accordance with paragraph 12(2).
- 14 (1) The local education authority shall appoint the person recommended or accepted for appointment by the governing body unless (in the case of a person other than one nominated by the authority) he does not meet any staff qualification requirements which are applicable in relation to his appointment.
- (2) If the authority decline to appoint a person recommended by the governing body, the governing body shall repeat such of the steps mentioned in paragraph 13(1)(a) and (b) as they think fit, with or without first re-advertising the vacancy in accordance with paragraph 12(2).
- 15 The governing body may, in relation to the filling of a particular vacancy or a vacancy of a kind specified by them, delegate any of their functions under paragraphs 9 to 14—
- (a) to one or more governors,
 - (b) to the head teacher, or
 - (c) to one or more governors and the head teacher acting together.