STATUTORY INSTRUMENTS

1999 No. 362

EDUCATION, ENGLAND AND WALES

The Education (Transition to New Framework) (New Schools, Groups and Miscellaneous) Regulations 1999

Made - - - - 16th February 1999
Laid before Parliament 17th February 1999
Coming into force 10th March 1999

THE EDUCATION (TRANSITION TO NEW FRAMEWORK) (NEW SCHOOLS, GROUPS AND MISCELLANEOUS) REGULATIONS 1999

PART I

INTRODUCTION

- 1. Citation, commencement and application
- 2. Interpretation
- 3. New and grouped schools: interpretation
- 4. Conflicting regulations and instruments of government
- 5. Breach of prescribed time limits

PART II

NEW LEA MAINTAINED SCHOOLS

- 6. Allocation of new LEA maintained schools to new categories
- 7. Making instrument of government
- 8. Modifications to the 1998 Act to enable the instrument of government to be made before the appointed day
- 9. Modifications to the 1998 Act to enable the instrument of government to be made on or after the appointed day
- 10. Additional co-opted governors
- 11. Substitutes for ex officio foundation governors
- 12. Instrument of government
- 13. The transitional governing body
- 14. Constitution of the governing body under the instrument of government
- 15. New governors

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 16. Appointment or election of new governors
- 17. Joint appointments
- 18. Information for successors
- 19. Elections
- 20 Tenure of office
- 21. Qualifications and disqualifications
- 22. Property, rights and liabilities
- 23. Rights and liabilities under contract of employment
- 24. Definitions for regulations 22 and 23
- 25. Registered land and construction of agreements

PART III

NEW GRANT-MAINTAINED SCHOOLS

- 26. Making of the instrument of government
- 27. Modifications to the 1998 Act to enable the instrument of government to be made before the appointed day
- 28. Additional co-opted governors and substitutes for ex officio foundation governors
- 29. Instrument of government
- 30. The GM transitional governing body
- 31. Reconstitution of new GM school governing body
- 32. Governors ceasing to hold office
- 33. Governors continuing in office
- 34. Removal of surplus governors
- 35. New governors
- 36. Appointment or election of new governors
- 37. Joint appointments
- 38. Elections
- 39. Tenure of office
- 40. Qualifications and disqualifications

PART IV

GROUPED SCHOOLS

- 41. Transitional amendments to the 1996 Act
- 42. Time limit for making the instrument of government
- 43. Modifications to the 1998 Act where the instrument of government is made before the appointed day
- 44. Modifications to the 1998 Act where the instrument of government is made on or after the appointed day
- 45. Additional co-opted governors and substitutes for ex officio foundation governors
- 46. Instrument of government
- 47. Constitution of the governing body under the instrument of government
- 48. New governors
- 49. The grouped transitional governing body
- 50. Dissolution of grouped governing body or grouped transitional governing body
- 51. Elections
- 52. Tenure of office
- 53. Qualifications and disqualifications
- 54. Transfer of property

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

- 55. Transfer of staff
- 56. Modification of section 73 of the 1998 Act

PART V

ADDITIONAL GOVERNORS AT SCHOOLS CAUSING CONCERN

- 57. Additional governors continuing in office
- 58. Additional governors at new or grouped GM schools ceasing to hold office
- 59. Additional governors at other GM schools ceasing to hold office

PART VI

60. Governors as trustees

PART VII

61. Miscellaneous Amendments to the First Transitional Regulations Signature

SCHEDULE 1 — ADDITIONAL CO-OPTED GOVERNORS

- 1. In this Schedule: (a) the "governing body" without more means—...
- 2. Where the school has one or more sponsors, the governing...
- 3. Nominations for such appointments shall be sought from the school's...
- 4. Where the school is a participating school in relation to...

SCHEDULE 2 — INSTRUMENT OF GOVERNMENT PRO-FORMAS

SCHEDULE 3 — CO-OPTED GOVERNORS

- 1. In this Schedule: (a) "the governing body", without more, means—...
- 2. In appointing a person to be a co-opted governor, the...
- 3. For the purposes of paragraph 2(a) and (c), in considering...

SCHEDULE 4 — PARENT GOVERNORS

- 1. In this Schedule—(1) for the purposes of Part II:...
- 2. (1) This paragraph applies to any school which will be...
- 3. In the case of a school which will be or...
- 4. At any school which will be or is a maintained...
- 5. Except where paragraph 6 applies, in appointing a parent governor...
- 6. (1) Where the school will be or is a community...

SCHEDULE 5 — PARTNERSHIP GOVERNORS

- 1. In this Schedule—(a) for the purposes of Part III—...
- 2. Where a partnership governor is required, the governing body shall...
- 3. No person shall nominate for appointment, or appoint, a person...
- 4. (1) In the case of a school which will be...
- 5. Where a partnership governor is required, the governing body shall...
- 6. Subject to paragraph 8(2), no member of the governing body...
- 7. The governing body shall make all necessary arrangements for, and...
- 8. (1) The governing body shall appoint such number of partnership...
- 9. Where the governing body make an appointment under paragraph 8(2)...

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 6 — QUALIFICATIONS AND DISQUALIFICATIONS

- 1. In this Schedule, unless the context otherwise requires, any reference...
- 2. (1) No person shall be qualified for membership of a...
- 3. (1) A person who would otherwise continue in office as,...
- 4. (1) Subject to the following provisions of this paragraph, a...
- 5. (1) Subject to sub-paragraph (6), a person shall be disqualified...
- 6. A person shall be disqualified for appointment as a co-opted...
- 7. A person shall be disqualified for appointment as a parent...
- 8. A person shall not be disqualified for continuing to hold...
- 9. A person shall be disqualified for nomination or appointment as...
- 10. A teacher governor or a staff governor of a maintained...

Explanatory Note