

SCHEDULE 3

Regulations 16, 36 and 48

CO-OPTED GOVERNORS

1. In this Schedule:
 - (a) “the governing body”, without more, means—
 - (i) for the purposes of Part II, the temporary governing body where appointments are made before the appointed day and the transitional governing body where appointments are made on or after that day;
 - (ii) for the purposes of Part III, the GM governing body where appointments are made before the appointed day and the GM transitional governing body where appointments are made on or after that day;
 - (iii) for the purposes of Part IV, the grouped governing body where appointments are made before the appointed day and the grouped transitional governing body where appointments are made on or after that day;
 - (b) “the relevant governors” means the members of the governing body who were not themselves appointed as co-opted governors or temporary co-opted governors;
 - (c) “the local community” includes the local business community.
2. In appointing a person to be a co-opted governor, the relevant governors—
 - (a) shall have regard to the extent to which the governing body of the maintained school will include members of the local community;
 - (b) shall have regard to any representations made to the governing body as to the desirability of increasing the connection between the governing body of the maintained school and the local community; and
 - (c) where it appears to them that no member of the governing body of the maintained school will otherwise be a member of the local community or that it is desirable to increase the number of governors who will be members of the local community, shall co-opt a person who appears to them to be a member of that community.
3. For the purposes of paragraph 2(a) and (c), in considering the extent to which the governing body of the maintained school will include members of the local community, the following governors shall not be regarded as members of the local community—
 - (a) LEA governors;
 - (b) parent governors;
 - (c) staff governors;
 - (d) teacher governors;
 - (e) partnership governors;
 - (f) additional co-opted governors nominated by minor authorities; and
 - (g) the head teacher.