

---

STATUTORY INSTRUMENTS

---

**2012 No. 1035**

**The School Governance (Federations)  
(England) Regulations 2012**

**PART 5**

**INSTRUMENTS OF GOVERNMENT, PROCEDURES,  
STAFFING, FINANCING AND CHARITABLE STATUS**

**Qualifications, tenure of office and instruments of government**

**23.** Regulations 16 to 31 of, and Schedule 4 (Qualifications and disqualifications) to, the Constitution Regulations 2012 apply to the governing body of a federation and its members subject to the modifications in Schedule 5.

**Procedures of governing bodies of federations**

**24.** The Procedures Regulations apply to the procedure of governing bodies of federations subject to the modifications in Schedule 6.

**Staffing of federations**

**25.** The Staffing Regulations apply to the staffing of federations subject to the modifications in Schedule 7.

**Charitable status of federations**

**26.** The governing body of a federation which includes a foundation, voluntary or foundation special school is a charity but no governing body of a federation which includes only community, community special or maintained nursery schools is a charity.

**Information for the governing body of a federation**

**27.—(1)** Immediately before the federation date, the governing body of a school which is to become a federated school must prepare, for the purpose of assisting the governing body of the federation, a written report on the action which they have taken in the discharge of their functions relating to the school.

**(2)** All minutes and papers of a governing body of a school which is to become a federated school on the federation date, including the report prepared under paragraph (1), must be made available to the governing body of the federation.

### **Financing of federations**

**28.** Except as provided by regulation 29, Chapter 4 of Part 2 of SSFA 1998 (Financing of maintained schools) applies to federated schools and their governing bodies as it applies to other maintained schools and their governing bodies.

**29.** In their application to a federated school in England, other than one for which a temporary governing body is established pursuant to regulations 31(3), 35 or 41(3), sections 49 to 51 of, and Schedule 15 to, SSFA 1998 have effect subject to the modifications in Schedule 8.