

ALL SAINTS SCHOOLS TRUST
LOCAL GOVERNING BODY TERMS OF REFERENCE

V1.1 April 2018

1. POWERS OF THE BOARD OF TRUSTEES

- 1.1. The Trustees of the Trust Board shall establish the Local Governing Body as a committee of the Trust as set out in the Trust's Articles of Association (Article 100a).
- 1.2. The Trustees shall determine and approve the Local Governing Body Terms of Reference and shall review the Terms at the start of each academic year (Article 104).
- 1.3. The Trustees shall determine and approve the delegation of powers, responsibilities and duties to the Local Governing Body and shall review this Scheme of Delegation at the start of each academic year (Article 105).
- 1.4. The Trustees shall have the right to intervene in the governance of a School where it has serious cause for concern, including:
 - 1.4.1. The standards of performance of pupils at the School are unacceptably low,
 - 1.4.2. There has been a serious breakdown in the way the School is governed or managed,
 - 1.4.3. The safety of pupils or staff is threatened,
 - 1.4.4. There is concern about possible financial mismanagement or failure to operate within budget.
- 1.5. The Trustees shall set out the Trust's vision, ethos, values and principles,
- 1.6. The Trustees shall set out a list of statutory, mandatory or required policies including the determination of those that are Trust policies and those that are School policies.
- 1.7. The Trust Scheme of Delegation is attached as Annex 1.

2. POWERS OF THE LOCAL GOVERNING BODY

The Governors shall exercise the powers, responsibilities and duties delegated by the Trust Board as set out in the Terms of Reference and Scheme of Delegation, and in particular:

- 2.1. To carry forward the Trust's vision, ethos, values and principles in ways that are appropriate to the School's status, students, pupils, staff and community,
- 2.2. To govern the School in line with the Scheme of Delegation, Terms of Reference, Governance Planning Calendar and other guidance agreed by the Board of Trustees
- 2.3. To establish the Local Governing Body sub-committee structure and to regulate their proceedings (SoD 1.8),
- 2.4. To govern the School in line with the Trust's policies, procedures and plans and relevant statutory regulation as advised by the Trust,
- 2.5. To hold to account the School leadership for the academic performance of the School, the quality of provision and the quality of care of the children,
- 2.6. To review and recommend the School Targets and Performance Review to the Trust Board and monitor progress towards the approved targets (SoD 2.3-4),
- 2.7. To review and recommend the School strategic plan to the Trust Board and monitor its continuing appropriateness (SoD 2.5)

- 2.8. To review and approve the School 1year plan to achieve the approved School Performance Targets and monitor its implementation and effectiveness (SoD 2.6),
- 2.9. To oversee and monitor the financial governance and operation of the School to comply with the Trust's financial regulations, policies and procedures (SoD 5.1-2),
- 2.10. To review and propose the School 1 year budget plan and to monitor and respond to performance against budget (SoD 5.14-15),
- 2.11. To review and approve the School staffing structure and complement, which shall be aligned to the School 1year budget plan (SoD 4.5),
- 2.12. To oversee the process of recruitment and appointment of the School Headteacher in line with the Trust recruitment policy and to recommend the appointment of the preferred candidate to the Trust Board (SoD 4.6),
- 2.13. To monitor the management of staff to ensure compliance with statutory regulation and the Trust's HR regulations, policies and procedures (SoD 3.1),
- 2.14. To oversee and support the Headteacher's performance review and any associated pay awards in line with the Trust policy (SoD 3.8)
- 2.15. To oversee and approve individual staff performance reviews and associated pay awards (SoD 3.9),
- 2.16. To make proposals, where deemed necessary, for re-structuring of staffing and/or redundancies in order to ensure best use of resources (SoD 4.17-18),
- 2.17. To review the School age range, PAN and type and range of provision and, where it is deemed beneficial, to make recommendations for change to the Trust Board (SoD 7.2-4),
- 2.18. To review and approve the School statutory and non-statutory policies and to monitor the School's compliance (SoD 7.7-7.8),
- 2.19. To oversee and approve the School branding and marketing including logo, uniform, prospectus and website (SoD 7.18-7.21), and
- 2.20. To review and recommend the School admission policy to the Trust Board in compliance with the Admissions Code and any other relevant statutory or regulatory guidance (SoD 7.15).

3. COMPOSITION AND APPOINTMENT OF THE LOCAL GOVERNING BODY

- 3.1. The composition of the Local Governing Body shall be as follows;

Each Governing Body to determine their composition within the parameters set out in the table below

	VA	VC	Community	Federation with any VA	Federation with any VC	Federation other
Headteacher	1	1	1	1	1	1
Staff	1	1	1	1	1	1
Parent	2	2	2	One per school	One per school	One per school
Trust	1	1	1	1	1	1
Foundation	Majority (min 6)	2 (no more than 25%)	None	Majority (min 6)	2 (no more than 25%)	None
Co-opted	0 - 3	1 - 4	2 - 7	0 - 2	1 - 4	2 - 6
Total	11-17	8 - 11	7 - 12	11 +	8 +	7 +

- 3.2. The Trust Board can appoint a Local Governing Body to govern more than one school (Article 100)
- 3.3. Local Governors are appointed as follows:
 - 3.3.1. The Headteacher or Executive Headteacher shall be an ex-officio governor.
 - 3.3.2. The Staff governor is elected by the staff of the School.
 - 3.3.3. Parent governors are elected by parents or carers of registered pupils at the School.
 - 3.3.4. Where a governing body serves more than one school one (1) parent governor is elected per school.
 - 3.3.5. Where no parents or carers put themselves forward for election the Local Governing Body can appoint a parent or carer of a registered pupil at any school it serves; or where it is not reasonably practical to do so, a person who is a parent or carer of a child of compulsory school age.
 - 3.3.6. All contested staff and parent governor elections shall be held by secret ballot.
 - 3.3.7. The Trust governor is appointed by the Trust Board.
 - 3.3.8. Foundation Governors are appointed by the Diocesan Board of Education.
 - 3.3.9. Co-opted governors are appointed by the Local Governing Body.
- 3.4. The membership of the Local Governing Body is attached as Annex 2.

4. TERM OF OFFICE AND RESPONSIBILITIES OF GOVERNORS

- 4.1. The Term of Office for all Governors except the Headteacher is 4 years.
- 4.2. On appointment Governors are each required to familiarise themselves with and to agree to comply with;
 - 4.2.1. the Trust Articles of Association,
 - 4.2.2. the Supplemental Funding Agreement,
 - 4.2.3. the Trust Financial Regulations,
 - 4.2.4. these Terms of Reference,
 - 4.2.5. current relevant legislation and guidance for Governors.

5. MEETINGS OF THE LOCAL GOVERNING BODY

- 5.1. The Local Governing Body shall meet a minimum of four times per year and at least once per term. In particular:
 - 5.1.1. The Local Governing Body shall meet during the date periods as per the Trust Governance Planning Calendar, except in exceptional circumstances approved by the Trust trustee board,
 - 5.1.2. The Governors will receive notice of each meeting at least seven (7) clear days before the date of the meeting,
 - 5.1.3. A copy of the agenda, papers and minutes of Local Governing Body meetings will be sent to the Clerk to the Trustees at the same time that the Clerk to the Local Governing Body issues them to Governors,
 - 5.1.4. Minutes will be signed by the Local Governing Body Chair at the next meeting to verify that the minutes are a true record of the previous meeting.
- 5.2. Quorum for a meeting of the Local Governing Body will be one half (1/2) of the number of Governors entitled to vote.

- 5.3. Each question to be decided at a meeting of the Local Governing Body shall be determined by a majority of votes of Governors present and eligible to vote on the question. In the event that there are equal votes on the question then the Chair shall have an additional casting vote.

6. APPOINTMENT OF THE LOCAL GOVERNING BODY CHAIR AND VICE CHAIR

- 6.1. The Local Governing Body shall elect the Chair and Vice Chair, noting that the Trustees have the authority to remove the Chair in the circumstances set out in 1.4.
- 6.2. The Trust Board shall have the right to remove the Chair, specifically in circumstances outlined in item 1.4 of these Terms of Reference.
- 6.3. The term of office for the Chair and Vice-Chair will be one (1) year with effect from the start of the new school year. The election of Chair and Vice-Chair shall take place at the last meeting of the preceding school year, and, in particular;
- 6.3.1. The Chair and Vice Chair will be elected by a secret ballot, conducted by the Clerk to the Local Governing Body.
- 6.3.2. Governors will be able to submit written nominations prior to the meeting and verbal nominations at the meeting. A Governor can nominate him/herself for office and does not need to be present. If there is more than one nominee, the remaining Governors will take a vote by secret ballot and the Clerk will tally the vote. Nominee(s) will be asked to leave the room whilst the election takes place.
- 6.3.3. If there are more than three nominees for either the Chair or Vice-Chair positions, the nominee receiving the least votes after the first vote shall be eliminated from contention and a further vote taken. This will continue until there are only 2 candidates remaining. A final vote will then be taken and the individual receiving the most votes will assume the position. If there is a tie, the remaining candidates will be asked to leave the room and the Governors shall discuss the relative strengths of the nominees and a further vote will be taken. This process will continue until a nominee polls a majority of votes.

7. LGB SUB-COMMITTEES

- 7.1. The Local Governing Body shall establish such sub-committees as it deems necessary to fulfil its powers, responsibilities and duties.
- 7.2. The Local Governing Body will set out sub-committee Terms of Reference and membership. These will be agreed and reviewed at the first meeting of the Local Governing Body each school year.
- 7.3. The current LGB sub-committee structure, Terms of Reference and membership shall be detailed by the Local Governing Body and attached as Annex 3.
- 7.4. The practice for LGB sub-committee management shall be;
- 7.4.1. Agendas will be circulated to all sub-committee members at least seven days in advance of the meeting.
- 7.4.2. Sub-committee papers and minutes will be available to all Governors (not just those on the sub-committee).

8. APPOINTMENT OF A CLERK

- 8.1. The Trust Board shall appoint the Clerk to the Local Governing Body having consulted with the LGB.

9. GOVERNORS' EXPENSES

- 9.1. The Trust Board shall set out a policy for payment of exceptional expenses incurred by Governors, subject to prior application to and approval by the Chair of the Local Governing Body

DECLARATION

The Local Governing Body, at its meeting on insert date resolved to adopt these Terms of Reference. A copy has been forwarded to the Clerk to the Trustees for the formal Trust Board records. These Terms of Reference will be reviewed annually at the start of the academic year.

Signature
(Chair of the Local Governing Body)

Date of signature

ANNEX 1: Trust Scheme of Delegation

ANNEX 2: Membership of the Local Governing Body

ANNEX 2: Local Governing Body sub-committee structure, terms of reference and membership