

# Who can serve as a School Governor?

Anyone over 18 years of age can serve as a Governor, but the Government of Maintained Schools (Wales) Regulations 2005 provides some exceptions.

You will not be eligible to become a Governor or continue to hold office as a Governor if any of the following statements apply to you:

1. I am intending to apply for an additional Governor position at the school at which I am already a Governor;
2. I am already a Governor at two schools;
3. I am the Governing Body Clerk at the school for which I am applying;
4. I have been disqualified to serve as a Governor at the school for which I am applying during the last 12 months for non-attendance;
5. I am able to be detained under the Mental Health Act 1983;
6. I am subject to a bankruptcy restriction order or an interim order;
7. I have had my estate sequestrated and the sequestration order has not been discharged, annulled or rescinded;
8. I am subject to:
  - A disqualification order or disqualification undertaking under the Company Directors Disqualification Act 1986
  - A disqualification order under Part 2 of the Companies (Northern Ireland) Order 1989
  - A disqualification undertaking accepted under the Company Directors Disqualification (Northern Ireland) Order 2002
  - An order made under section 492(2)(b) of the Insolvency Act 1986 (failure to pay under a County Court Administration Order)
9. I have been removed from the office of charity trustees or trustee for a charity by the Charity Commissioners or High Court on grounds of any misconduct or mismanagement or under section 7 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990 from participating in the management or control of any body;
10. I am included in the list of people whose employment is prohibited or restricted under Section 1 of the Protection of Children Act 1999;
11. I am disqualified from working with children or am the subject of a direction by the Welsh Government under section 142 of the Education Act 2002;
12. I have been disqualified from being the Proprietor of an Independent School;
13. I have received a sentence of imprisonment (whether suspended or not) for a period of not less than three months (without the option of a fine) in the five years before becoming a governor or since becoming a governor;
14. I have received a prison sentence of two and a half years or more in the 20 years before becoming a governor;
15. I have at any time received a prison sentence of five years or more;
16. I have been fined for causing a nuisance or disturbance on school premises during the 5 years prior to or since appointment or election as a governor;
17. I refuse a request at anytime by a Governing Body to make an application to the Disclosure and Barring Service for a Disclosure and Barring Certificate (DBS Check) formerly known as CRB Check.