

Disqualification criteria

Anyone over 18 years of age can serve as a governor, but the Government of Maintained Schools (Wales) Regulations 2005 and The Government of Maintained Schools (Wales) (Amendment) Regulations 2020 provides some exceptions. **Please note:** The disqualification criteria should be read **prior** to submitting your application / nomination. 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 have been appointed / elected as a governor of a different category at the school at which I am already a governor (can only hold one governorship at a school).
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 subject to a bankruptcy restriction order or an interim order, or has made an agreement with my creditors (i.e. an IVA) and has not been discharged.
6. I have had my estate sequestrated and the sequestration order has not been discharged, annulled or rescinded.
7. I am subject to:
 - a disqualification order or disqualification undertaking under the Company Directors Disqualification Act 1986
 - a disqualification order under the Company Directors Disqualification (Northern Ireland) Order 2002
 - 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)
8. 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 34 of the Charities and Trustee Investment (Scotland) Act 2005 from participating in the management or control of any body.
9. I am listed on the "Children's List" and the "Vulnerable Adults List", which are lists of teachers and workers with children and young persons whose employment is prohibited or restricted.
10. I am barred from regulated activity relating to children in accordance with Section 3(2) of the Safeguarding Vulnerable Groups Act 2006.
11. I have been disqualified from childminding or providing day care.
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 have refused a request at any time by a governing body to make an application to the Criminal Records Bureau for a Disclosure and Barring Service check (DBS check).
18. I have been disqualified under regulation 4 or 5 of the Government of Maintained Schools (Training Requirements for Governors) (Wales) Regulations 2013 for failing to attend required mandatory training, and have still not completed the training.

Declaration

I have read the summary of regulations above and confirm that I am not disqualified from serving as a school governor and that in the event that I am appointed to a governing body, I will notify the clerk to the governing body immediately should I become disqualified during my term of office. I understand that it is an offence to serve as a school governor whilst disqualified.

I agree to the information given on this form being recorded and used by the Local Authority in accordance with the Data Protection Act and confirm that it is correct and complete to the best of my knowledge and belief.

Signed:

Date: