

CHESHIRE EAST

COUNCIL

Date of meeting: 9th December 2008
Report of: Chairman of the Governance and Constitution Committee
Title: Appointment of Statutory Co-opted Members to Scrutiny Committees-Elected Parent Governors and Nominated Church Representatives

1.0 Purpose of Report

- 1.1 To advise Council of the recommendations of the Council's Scrutiny and Governance and Constitution Committees in respect of education matters and appointments of Statutory Co-opted Members to the Scrutiny Committee, who will have voting rights on education matters.

2.0 Decision Required

- 2.1 That Council agree the following recommendations of the Council's Scrutiny and Governance and Constitution Committees:
- 2.1.1 That two parent governor representatives should be appointed to the Scrutiny Committee for the purposes of dealing with education matters; one being drawn from the primary education sector, and the other being drawn from the secondary education sector.
- 2.1.2 That the period of office of the parent governor representatives should be 2 years with effect from 1st April 2009.
- 2.1.3 That one nominated representative of the Church of England Diocese and one nominated representative of the Roman Catholic Diocese should be co-opted to the Scrutiny Committee for the purposes of dealing with education matters.
- 2.2 That the Interim Monitoring Officer be authorised to make such consequential additions and changes to the Constitution as she considers are necessary to give effect to the decision of Council.

3.0 Financial Implications for Transition Costs

3.1 There are no financial implications.

4.0 Financial Implications 2009/10 and beyond

4.1 There are no financial implications.

5.0 Legal Implications

5.1 The legal implications are contained in the body of this report.

6.0 Information

6.1 Under the Local Government Act 2000 and the Parent Governor representatives (England) Regulations 2001, local authorities must appoint representatives of parent governors at maintained schools to Scrutiny Committees which deal with Education matters. This is to enable parents to have a direct input to policies on education provision for pupils of school age.

6.2 Section 499 of the Education Act 1996, and a subsequent Direction (with guidance) - DfEE Circular 19/99, local authorities must appoint diocesan representatives to Scrutiny Committees which deal with Education matters. The Church representatives will have voting rights in relation to any decision relating to: - schools maintained by the LA, pupils who attend schools maintained by the LA or are educated by the LA in some way but not the other business of the Committee. This is to enable denominations to have a direct input to policies on education provision for pupils of school age.

6.3 On 10th October 2008, and on 2nd November respectively, the Council's Scrutiny and Governance and Constitution Committees considered reports on this matter and made recommendations to Council which now appear at paragraph 2 of this report.

6.4 Once considered by Council the decisions on this matter will need to be reflected in the Council's Constitution.

For further information:

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Background Documents:

- ***Report to Scrutiny Committee***
- ***Report to Governance and Constitution Committee***

Documents are available for inspection at:

Cheshire East Shadow Council Support Office,
Westfields,
Middlewich Road,
Sandbach