



# MAINTAINED GOVERNING BODY SCHEME OF DELEGATION 2024-2025

## **Banks Road Infant and Nursery School**

### **Introduction**

Governing bodies are accountable in law for all major decisions about the school and its future. However, this does not mean that they are required to carry out all the work themselves. Many of the tasks can and should be delegated to individuals and committees. It is vital that the decision to delegate a task/responsibility to an individual is made by the full governing body and recorded – without such a formula, the individual/committee has no power to act.

The table below sets out the major areas of responsibility for the governing body and who they can delegate each task to. **This scheme of delegation** shows to which level the governing body may legally delegate functions. Please note that this scheme of delegation does not apply to academies who will use their own documentation.

There is also space for relevant notes – for example, which committee or individual a particular task will be delegated to.

- The governing body is responsible for the strategic direction of the school.
- Committees can be given delegated authority (subject to prescribed restrictions) to make decisions, monitor, evaluate and review particular plans, policies and targets. The head and staff play the major role in formulating plans, policies and targets to bring to committees or to the governing body for discussion prior to adoption by the full governing body.
- The Headteacher is responsible for operational decisions such as internal organisation, management and control of the school and is accountable to the governing body.
- Although decisions may be delegated, the governing body as a whole remains responsible for any decision made under delegation therefore the governing body should receive reports/minutes from any individual or committee to whom a function of the governing body has been delegated and consider whether any further action is necessary.

**Annual Review** - The governing body must review the delegation of functions annually. The governing body will remain accountable for any decisions taken, including those relating to functions delegated to a committee or individual.

**Quoracy** - Decisions may only be made if a meeting is quorate. The quorum for full governing body meetings is 50% (rounded up to the nearest whole number) of the governors in post (not including vacancies). The minimum quorum for a committee is three governors, but the full governing body may set this at a higher level if it wishes. Associate Members do not count towards quoracy.

**Boards with committees** - The governing body must determine the membership and proceedings of any committee. A chair must be appointed annually to each committee by the governing body or elected by the committee as determined by the governing body. The governing body may remove the chair of a committee from office at any time. The governing body must appoint a clerk to each committee established by it, who must not be the headteacher of the school.

**Boards without committees – Circle Model** - A board may decide to have a circle model of governance where the board may meet usually twice a term and no decisions are delegated down to committees (with the exception of the pay committee – see below). Each of the meetings need to be carefully planned out for the whole year to make sure that all responsibilities of the governing board are completed (see annual planner). It is important that governors keep on top of monitoring under the circle model, including both carrying out the visits or discussions and reporting them back to the board.

**All boards - Pay Committees.** - Pay decisions are usually made by a pay committee (non-staff governors) because if a teacher is refused a pay rise, they have the right to appeal heard by a separate group of governors who have sat on the pay committee or been part of the decision process. Even though the law allows the headteacher to sit on a pay committee, as long as their own pay is not being discussed, this is **not** considered good practice. The pay process is more robust if the person making the recommendations does not take part in the final decision.

**Governor panels** - may also need as required for governor complaints panels or exclusions etc. It is not recommended that a standing committee is set up for panel meetings “standing” meaning permanently in place because if a standing committee member for a complaint panel has a conflict of interest or is not able to attend due to illness, then replacement cannot be sought easily as the committee membership would need to be reviewed by the full governing board and this may cause a delay in the process.

**VA and VC Schools are required by law to establish the following statutory committees** (where necessary):

- Community, Voluntary Controlled, Voluntary Aided and Foundation schools - Staff hearing/appeals.
- Voluntary Aided and Foundation schools - Admissions Committee

### **Chairs emergency powers**

The chair – or vice-chair if the chair is unavailable or the position is vacant – can make decisions on the governing body’s behalf using the power of ‘chair’s action’ (Regulation 8 of the Role, Procedures and Allowances Regulations).

Decisions taken under the power of ‘chair’s action’ must be reported to the governing body at the first available opportunity.

While there is no specified restriction on which functions, the chair may exercise under chair’s action, the power should only be used where any delay would be likely to be seriously detrimental to the interests of:

- the school
- any pupil at the school or his/her parent
- or a person who works at the school.

### **Key**

Level 1: Full governing body

Level 2: A committee of the governing body

Level 3: An individual governor

Level 4: Headteacher.

Grey box Function **cannot** be carried out at this level.

✓ Action could be undertaken by this level.

Whilst significant decisions, monitoring and evaluation are best undertaken by the governing body or a committee with delegated authority, not by individuals, as long as it is line with the regulations, governing bodies are free to decide for themselves.

All Governors - ACTION REQUIRED - The board need to discuss and agree in a FGB meeting who has the responsibility for taking decisions regarding each item below, and if the decision has been delegated, then state who is responsible or which committee etc. (in line with the levels above). In practice, the HT and chair may review together the previous document and share a draft of the proposed scheme of delegation for consideration approval at the summer term Full Governing Board meeting and in place for the start of the new academic year.

Area		Function	Level				In our school, this responsibility is delegated to:
			1	2	3	4	
Budgets/ Finance	1	To scrutinise and approve the initial budget plan each financial year	✓	✓			Governing Board
	2	Ensure adherence to the LA scheme for financing schools in relation to: <ul style="list-style-type: none"> <li>obtaining quotes and inviting tenders</li> <li>inventories and security of assets</li> <li>use of income from the sale of assets</li> </ul>	✓	✓		✓	Head teacher/School Business Manager
	3	To agree annual action plans and monitor how school premiums are spent (i.e., PE and sports premium, Y7 numeracy and maths catch up premium, service premium and the pupil premium)	✓	✓			Governing Board
	4	To monitor termly expenditure	✓	✓		✓	Governing Board/Head Teacher
	5	Review completed mid-year reforecast and note impact of changes to projected carry forward	✓	✓		✓	Governing Board
	6	Submit committed balance return to School finance by 31 May, subject to timing of governing committee meetings	✓	✓		✓	Governing Board
	7	Approve the school's SFVS (to be signed by Chair of Governors and submitted by no later than 31 <sup>st</sup> March)	✓	✓			Governing Board
	8	To review and approve the School's Finance Policy	✓	✓			Governing Board
	9	To determine arrangements for the accounts, and annual auditing of the school funds and to send audited accounts to school internal audit	✓	✓			Head teacher/School Business Manager
	10	To monitor actions following a LA internal audit	✓	✓		✓	Head teacher/School Business Manager/Finance Committee

	11	To approve write off of irrecoverable debts and the disposal of surplus and damaged equipment	✓	✓			Governing Board
	12	To establish a charging and remissions policy	✓	✓			Governing Board
	13	To establish the financial limits of delegated authority to enter into commitments and to authorise payments	✓				Governing Board
	14	To enter into contracts (above £25,000)	✓				Governing Board
	15	To enter into contracts (below set financial limit - as set in finance policy)	✓	✓		✓	Governing Board/Head Teacher
	16	Setting the Individual School Range (ISR). In accordance with School Pay Policy, set or reset the IPR if circumstances change.	✓				Governing Board
Staffing	1	To decide to recruit a new <b>headteacher</b> , determine job description and IPR.	✓				Governing Board
	2	Appoint selection panel for headteacher recruitment.	✓				Governing Board
	3	To decide to recruit a new <b>deputy headteacher</b> , determine job description and IPR.	✓				Governing Board
	4	Appoint selection panel for deputy head recruitment.	✓				Governing Board
	5	To determine the arrangements for the appointment of <b>senior leadership team</b> , including job description and pay range	✓				Governing Board
	6	Ratification of the appointment of a headteacher and deputy headteacher	✓				Governing Board
	7	To ensure the appointment of all staff on the leadership spine are made and reviewed in line with the school pay policy, statutory regulations and, for support staff, the JE scheme adopted by the governing body	✓	✓			Governing Board
	8	Appointment of all other staff				✓	Headteacher
	9	To review annually the pay policy	✓	✓			Governing Board/Pay Committee/Head Teacher
	10	To monitor the implementation of pay decisions in line with the pay policy and legal requirements		✓		✓	Pay Committee
	11	To consider the recommendations of the appraisal governors in relation to the headteacher's pay		✓			Pay Committee
	12	To receive a report from the headteacher on pay progression for all teaching and support staff		✓			Pay Committee
	13	To determine and review any temporary pay allowances in line with the schools pay policy		✓			Pay Committee
	14	Suspending headteacher		✓	✓		Normally Chair, supported by a senior LA officer

Staffing	15	Suspending staff (except headteacher)		✓		✓	Should be headteacher but can be delegated to a committee
	16	Ending suspension (headteacher)	✓	✓	✓		Recommended COG
	17	Ending suspension (except head)	✓	✓	✓	✓	Recommended COG
	18	To determine the staffing complement of the school in line with the budget and requirements of the school	✓	✓			Governing Board/Head Teacher
	19	To determine and review staffing structure annually including any temporary appointments in line with the fixed term agreement policy. To ensure all teaching posts are paid in line with the STPCD. To ensure all support staff posts are evaluated and paid in line with the schools Job Evaluation Scheme	✓	✓			Governing Board/Head Teacher
	20	To receive a report from the Head Teacher on the outcome of annual salary / grade payroll audit check in line with the current staffing structure	✓	✓			Head Teacher
	21	In voluntary and foundation schools to agree whether or not the Chief Education Officer/diocesan authority should have advisory rights and inform the Local Authority	✓				Governing Body
	22	To produce and maintain a Single Central Record (SCR) of recruitment and vetting checks				✓	Headteacher
	23	To ensure an up to date a Single Central Record (SCR) of recruitment and vetting checks is kept in line with statutory requirements	✓	✓	✓		Governing Board/Head Teacher/COG
	24	Establish, review, consult and implement HR policies and procedures for addressing staff matters when policies are updated by the HR Service / provider including discipline, conduct and grievance, capability and absence management	✓	✓			Disciplinary/conduct/grievance - FGB
	25	To hear appeals made by staff in relation to all staffing matters and to ensure that any hearing or appeal panels set up to consider staffing matters are properly convened in line with school policy	✓	✓			Governing Board
	26	To make recommendations on dismissal and consider dismissal payments/early retirement (seek advice from the LA for community schools)	✓	✓			Governing Board
	27	Dismissal of headteacher		✓			Committee plus hearing/appeal panel
	28	Dismissal of other staff				✓	Headteacher (plus hearing/appeal panel)
	1	Ensure National Curriculum (NC) taught to all pupils	✓	✓		✓	Governing Board/Head Teacher

Curriculum	2	To comply with the requirements of the Ofsted Inspection Framework	✓	✓		✓	Head Teacher
	3	To consider in detail any inspection report made by Ofsted or the LA	✓	✓	✓	✓	Head Teacher
	4	To ensure that recommendations following an Ofsted inspection are incorporated into the SIP	✓	✓		✓	Head Teacher
	5	To approve and monitor the school improvement plan	✓	✓			Head Teacher/Governing Board
	6	To be involved in the formulation and review of school self-evaluation	✓	✓		✓	Head Teacher
	7	To consider any disapplication for pupil(s)				✓	Headteacher
	8	To monitor the standards of teaching and attainment				✓	Headteacher
	9	To decide which subject options should be taught having regard to resources, and implement provision for flexibility in the curriculum (including activities outside school day)	✓	✓		✓	Head Teacher
	10	Establish and review an RSE policy (including in primary schools where the GB must decide whether to teach sex education) and ensure that parents are informed of their right to withdraw their children				✓	Headteacher
	11	Provide clear advice, informed by statutory guidance, on which a strategy for careers advice and guidance can be based				✓	Headteacher
	12	To prohibit political indoctrination of pupils and ensure a balanced treatment of political issues				✓	Headteacher
	13	To ensure the curriculum complies with the Equality Act legislation				✓	Headteacher
	Curriculum	14	Responsibility for ensuring that provision of Religious Education (RE) meets statutory requirements and/or the requirements of any trust deed	✓	✓		✓
15		To ensure that all pupils take part in a daily act of collective worship in line with statutory requirements				✓	Headteacher
16		To set and monitor targets for pupil achievement				✓	Headteacher
17		To receive and monitor pupil achievement against set targets	✓	✓			Governing Board/Head Teacher
Extra-curricular provision	1	To consider activities to be offered and ensure the effective delivery of activities provided	✓				Governing Body
	2	To put into place and monitor the effectiveness and financial sustainability of the additional services provided	✓	✓		✓	Head Teacher/School Business Manager

	3	To decide whether to stop providing additional activities	✓	✓		✓	Governing Board – SDC Sub committee
	4	Where services or activities are not under the direct supervision or management of the school, the individual organisations must have appropriate procedures and safeguarding in place (KCSiE)	✓	✓		✓	Head Teacher/COG
Performance management	1	To adopt and review teacher appraisal policy	✓	✓			Governing Board/Head Teacher
	2	To appoint the panel to carry out the appraisal of the head teacher	✓				Governing Body
	3	To appoint an external adviser to support the appraisal governors in conducting the headteacher's appraisal process	✓				Governing Body
	4	To appoint a QA governor to carry out the QA of the headteacher appraisal process	✓				Governing Body
	5	To conduct the annual appraisal of the headteacher with the assistance of the external adviser		✓			Appointed appraisal governors who report to the appropriate committee
	6	To carry out appraisal of other teachers (or delegate to line managers in the school)				✓	Headteacher
Pupil Discipline/ Exclusions	1	To review all permanent exclusions and fixed term exclusions where the pupil is either excluded for more than 15 days in total in a term or would lose the opportunity to sit a public examination. (Can be delegated to chair/vice-chair in cases of urgency)		✓			Pupil Discipline Committee
	2	To appoint a clerk to the Discipline Committee (who is not a governor or the headteacher)	✓				Governing Body
	3	Ensure compliance with the exclusions related provisions of the Education & Inspections Act 2006	✓	✓		✓	Governing Board/Head Teacher
	4	To implement the behaviour policy, anti-bullying policy and peer on peer abuse policy (inclusive of sexual violence and sexual harm).				✓	Headteacher
	5	To annually review the behaviour policy and receive regular reports on the use of exclusion in school in comparison with local and national data	✓	✓			Governing Board/Head Teacher
Admissions	1	To consider annually the LA consultation on admission arrangements	✓				Governing Body
	2	To implement the LA's admission arrangements including the coordinated admissions scheme				✓	Headteacher

Premises & Insurance	1	To determine insurance arrangements – GB to seek advice from LA, diocese or trustees where appropriate	✓				Governing Body
	2	Procuring building maintenance works in accordance with the school's delegated and devolved responsibilities (see LA property handbook) and developing a properly funded site maintenance plan				✓	Headteacher
	3	To establish a lettings policy	✓	✓			Head Teacher
Health & Safety	1	To ensure a health and safety policy and procedures are in place	✓	✓			Head Teacher
	2	To ensure that health and safety regulations are followed				✓	Headteacher
	3	To monitor the use and suitability of the premises in relation to the above				✓	Headteacher
	4	To monitor the arrangements of school visits/residentials	✓	✓		✓	Governing Board/Head Teacher
School Organisation	1	To consider the alteration, discontinuation or change of category of maintained schools (must be confirmed by governing body)	✓	✓		✓	Governing Board
	2	To ensure publication of proposals to change category of school	✓	✓			Governing Board/Head Teacher
	3	To decide whether to convert to academy status	✓				Governing Board
	4	Propose to alter voluntary foundation or foundation special school	✓				Governing Board
	5	Propose to discontinue voluntary foundation or foundation special school	✓				Governing Board
	6	To agree school session times (taking into account recommended minimum weekly lesson time)	✓				Governing Board
	7	To ensure that the school meets for 380 sessions in a school year	✓				Governing Board
	8	To ensure that school lunch nutritional standards are met				✓	Head Teacher
	9	To establish a data protection policy and review it at least every two years and register with the Information Commissioner's Office	✓	✓		✓	Head Teacher
	10	Maintain a register of pupil attendance				✓	Headteacher
	11	To monitor and review pupil attendance	✓	✓			Governing Board/Head Teacher
	12	To ensure provision of free meals to those pupils meeting the criteria, including Universal Infant Free School Meals (if applicable)				✓	Headteacher
Information for Parents	1	To determine whether to publish a home-school agreement (no longer a statutory requirement)	✓	✓		✓	Governing Board/Head Teacher

	2	Overall responsibility for ensuring that statutory requirements for information published on the school website, including details of governance arrangements, are met	✓	✓			Governing Board/Head Teacher
	3	Consult and listen to the parent body, when required	✓	✓			Governing Board/Head Teacher
	4	To approve, publish and review a complaints procedure	✓	✓			Governing Board/Head Teacher
	5	To establish and publish a Freedom of Information scheme and ensure the school complies with it	✓	✓		✓	Governing Board/Head Teacher
GB roles, procedures and development	1	Ensure focus on three core strategic functions	✓				Governing Board
	2	Set the strategy for the school based on a clear vision for the future with defined strategic priorities and a plan to monitor progress	✓				Governing Board
	3	Adopt/review a governor's Code of Conduct	✓				Governing Board
	4	Complete a skills and diversity audit (and create action plans)	✓				Governing Board
	5	To draw up an instrument of government and any amendments thereafter (requiring subsequent approval by the LA/Diocese)	✓				Governing Board
	6	To appoint (and remove) the chair and vice-chair of a permanent or a temporary governing body	✓				Governing Board
	7	To appoint and remove Chairs and Vice Chairs of Committees	✓	✓			Head Teacher
	8	To appoint panel members (including independent governors/associate members) to HR related or Complaints panels.	✓	✓	✓		Recommended COG or their nominee if conflict of interest
	9	To appoint investigating governor/associate member/officer for HR related or complaints matters	✓	✓	✓		Recommended COG or their nominee if conflict of interest
	10	To appoint and dismiss the clerk to governors and clerk to each committee	✓				Governing Board
	11	To appoint or remove community/co-opted, partnership, any appointed parent, any sponsor governors and associate members	✓				Governing Board
	12	To appoint local authority governors	✓				Governing Board
	13	To suspend any governor	✓				Governing Board
	14	To establish, publish and oversee the maintenance of a register of governors' business and pecuniary interests	✓	✓			Governing Board
	15	To set the structure and remit of the governing body and any committees including governor appointment details, term of office and attendance record	✓				Governing Board

	16	To decide on additional attendance at full governing body meetings	✓				Governing Board
	17	To appoint link or designated governors e.g. appraisal, safeguarding, complaints	✓				Governing Board
	18	To draft a schedule of governor monitoring visits to school	✓				Governing Board
	19	To publish the structure and remit of the governing body and any committees including governor appointment details, term of office and attendance record				✓	Headteacher
	20	To submit governor information to the DfE database of governors via GIAS				✓	Headteacher
	21	To determine whether or not to pay governor allowances for out-of-pocket expenses	✓				Governing Board
	22	To establish and monitor a governors' expenses policy	✓				Governing Board
	23	To consider whether or not to exercise delegation of functions to individuals or committees	✓				Governing Board
	24	To determine voting rights for associate members on committees	✓				Governing Board
	25	To decide the arrangements for full governing body meetings (legal minimum three per year)	✓				Governing Board
	26	To regulate the GB procedures (where not set out in law)	✓				Governing Board
	27	To agree governor induction and training programme	✓	✓	✓		Governing Board
	28	To annually review progress against strategic plan and evaluate governing body performance	✓				Governing Board
	29	To understand the main areas of risk associated with the governing body's strategic priorities and the school improvement plans, and ensure these are captured within a risk register	✓				Governing Board
	30	Maintain a risk register to document risks and control measures				✓	Headteacher
	31	To approve new policies or amendments to policies	✓	✓			Governing Board
Formal collaboration	1	To consider forming/joining/leaving a group of schools in a formal collaboration	✓				Governing Board
	2	To consider requests from other schools to join a formal collaboration	✓				Governing Board
Academies	1	To consider approach and time scale to academy conversion	✓	✓			Governing Board
	2	To consider forming or joining an existing multi-academy trust (MAT)	✓	✓			Governing Board
Federations	1	To consider forming a federation or joining/leaving an existing federation	✓				Governing Board
	2	To consider requests from other schools to join the federation	✓				Governing Board
	3	Review of structure including any subsequent conversion to MAT status	✓				Governing Board

Inclusion and equality	1	To establish and approve a special educational needs (SEN) policy	✓				Governing Body
	2	To appoint an individual governor or sub-committee to have specific oversight of the school's arrangements for SEND and support monitoring		✓	✓		Governing Board
	3	SEND information report to be updated and published on the school website at least annually (meeting requirements set out in the Special Educational Needs and Disability Regulations 2014)	✓	✓		✓	Governing Board/Head Teacher
	4	To designate a qualified teacher to be responsible for co-ordinating SEND provision (the SEND co-ordinator or SENDCO)				✓	Headteacher
	5	To establish an accessibility plan and review it every three years	✓	✓		✓	Governing Board/Head Teacher
Safeguarding	1	To have due regard to the need to prevent people from being drawn into terrorism and to oversee the incorporation of the necessary procedures and practices outlined in the Prevent duty into the child protection policy. To produce a Prevent Action Plan and Risk Assessment and review this annually.	✓				Governing Board
	2	Promote the welfare and safeguarding of children and comply with DfE's statutory guidance on Keeping Children Safe in Education (KCSiE) and HM Working Together to Safeguard Children 2023	✓				Governing Board
	3	Comply with the requirement for the governing body to complete safeguarding training (KCSiE) at Induction and annually	✓				Governing Board
	4	To appoint an individual governor to have specific oversight of the school's arrangements for safeguarding and support monitoring	✓				Governing Board
	5	To adopt and review annually a child protection policy and relevant procedures and report to the LA, in line with DfE KCSiE, HM Working Together to Safeguard Children 2023 (statutory guidance) and local NSCP Policy and Practice Guidance.	✓	✓			Governing Board/Head Teacher/Senior DSL/Safeguarding Gov
	6	To appoint a Snr Designated Safeguarding Lead (who is a member of the school's senior leadership team) and ensure the role and responsibilities of DSL are written into the person's job description. To consider the need to appoint Deputy DSL's and ensure the role and responsibilities are defined within their job description.	✓			✓	Headteacher/ Governing body
	7	To appoint a Designated Teacher to promote the educational achievement of registered pupils who are looked after or previously looked after. Ensure the role and	✓			✓	Headteacher/ Governing body

		responsibilities are written into their job description.					
	8	To adopt the NCC & Nottinghamshire Safeguarding Children's Partnership (NSCP) Safeguarding in Education Annual Audit. To be completed during the autumn term and reported to the LA. To be signed off at the full Governing body meeting autumn term. (Linked to Headteacher appraisal).	✓		✓	✓	Governing Body/ Headteacher/ Snr DSL/ Safeguarding Governor
	9	To provide a safe environment for online learning and ensure that appropriate filters and monitoring systems are in place (KCSiE).	✓				Governing Body
	10	To adopt and carry out the best practice NCC & NSCP annual spring term child protection and confidential file audit and report to Governing body.	✓		✓	✓	Governing Body/ Headteacher/ Snr DSL/ Safeguarding Governor