
STATUTORY INSTRUMENTS

1999 No. 2163

**The Education (School Government)
(England) Regulations 1999**

PART V

MEETINGS AND PROCEEDINGS OF GOVERNING BODIES

Proceedings of the governing body

38.—(1) Subject to paragraph (2), every question to be decided at a meeting of the governing body shall be determined by a majority of the votes of the members present and voting on the question.

(2) Subject to regulations 29(9) and 31(7), where there is an equal division of votes the chairman or, as the case may be, the person who is acting as chairman for the purposes of the meeting, shall have a second or casting vote.

(3) The proceedings of the governing body of a school shall not be invalidated by—

- (a) any vacancy among their number,
- (b) any defect in the election, appointment or nomination of any governor, or the continuation in office of any governor by virtue of the First Transitional Regulations or the School Organisation Regulations; or
- (c) the school having more governors of a particular category than are provided for by the instrument of government, pending removal of the surplus governors pursuant to paragraph 17 of Schedule 9 to the 1998 Act.