
STATUTORY INSTRUMENTS

2012 No. 1035

**The School Governance (Federations)
(England) Regulations 2012**

PART 3

CATEGORIES OF GOVERNOR

Foundation governors

17.—(1) In these Regulations,

- (a) “foundation governor” means a person who—
 - (i) is appointed to be a member of the governing body of the federation in respect of a particular federated school, by a person other than the local authority,
 - (ii) is appointed for the purpose of securing that the character of the federated school including, where the federated school has a particular religious character, such religious character, is preserved and developed,
 - (iii) where the federated school has a foundation, is appointed for the purpose of securing that the federated school is conducted in accordance with the foundation’s governing documents, including, where appropriate, any trust deed relating to the federated school, and
 - (iv) would, in the opinion of the person entitled to appoint the foundation governor, be capable of achieving the purposes for which they would be appointed as foundation governor;
- (b) “ex officio foundation governor” means a person who is a foundation governor by virtue of an office held by the person; and
- (c) “substitute governor” means a foundation governor appointed to act in the place of an ex officio foundation governor who is unwilling or unable to act as a governor or has been removed from office under regulation 21(1) of the Constitution Regulations 2012.

(2) An ex officio foundation governor is, upon ceasing to hold the office from which the governorship derives, disqualified from continuing to hold office as such a governor.