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WELSH STATUTORY INSTRUMENTS

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**2005 No. 2912**

**The New Maintained Schools (Wales) Regulations 2005**

**PART 8**

Transition from a Temporary Governing Body to a Governing Body

**Appointment or election of new governors**

**45.**—(1) The following paragraphs apply in relation to the appointment or election of governors required to constitute the governing body pursuant to regulation 43(4).

(2) Any parent governor must be either—

- (a) elected (after the school opening date) by the parents of registered pupils at the new school and must himself or herself be such a parent at the time when he or she is elected; or
- (b) appointed (after the school opening date) in accordance with Schedule 1 to the Government Regulations.

(3) After the school opening date—

- (a) any staff or teacher governor must be elected in accordance with regulations 5 and 6 of and Schedule 2 to the Government Regulations;
- (b) any partnership governor must be nominated and appointed in accordance with regulation 10 of and Schedule 3 to the Government Regulations
- (c) any community governor or additional community governor must be appointed in accordance with regulations 8 and 20 of the Government Regulations.

(4) If—

- (a) the instrument of government of a new school provides for one or more of the governors to be appointed by persons acting jointly, and
- (b) those persons fail to make an agreed appointment,

the appointment must be made by, or in accordance with a direction given by, the National Assembly for Wales.