

SCHEDULE 2

(Regulations 5 and 6)

Election of teacher and staff governors

1. In this Schedule “appropriate authority” (“*awdurdod priodol*”) has the same meaning as in Schedule 1.

Commencement Information

I1 Sch. 2 para. 1 in force at 31.10.2005, see [reg. 1\(1\)](#)

2. Where a local education authority is the appropriate authority in relation to a school, that authority may delegate to the head teacher of the school any of its functions under this Schedule.

Commencement Information

I2 Sch. 2 para. 2 in force at 31.10.2005, see [reg. 1\(1\)](#)

3. Subject to paragraphs 4 to 6, the appropriate authority must make all the necessary arrangements for the election of teacher and staff governors.

Commencement Information

I3 Sch. 2 para. 3 in force at 31.10.2005, see [reg. 1\(1\)](#)

4. The appropriate authority is to determine for the purposes of an election of teacher or staff governors whether a person is a school teacher or otherwise employed to work at the school.

Commencement Information

I4 Sch. 2 para. 4 in force at 31.10.2005, see [reg. 1\(1\)](#)

5. The power conferred by paragraph 3—

- (a) does not include power to impose any requirements as to the minimum number of votes required to be cast for a candidate to be elected, but
- (b) does include the power to make provision as to qualifying dates.

Commencement Information

I5 Sch. 2 para. 5 in force at 31.10.2005, see [reg. 1\(1\)](#)

6. Any election which is contested must be held by secret ballot.

Commencement Information

I6 Sch. 2 para. 6 in force at 31.10.2005, see [reg. 1\(1\)](#)

Changes to legislation:

There are outstanding changes not yet made by the legislation.gov.uk editorial team to The Government of Maintained Schools (Wales) Regulations 2005. Any changes that have already been made by the team appear in the content and are referenced with annotations.

[View outstanding changes](#)

Changes and effects yet to be applied to :

- Sch. 1-3 words substituted by [S.I. 2010/1142 Sch. 1 para. 17\(15\)](#)
- Regulations applied (with modifications) by [S.I. 2001/2678, reg. 12, Sch. 3](#) (as substituted) by [S.I. 2005/2916 reg. 6Sch.](#)

Changes and effects yet to be applied to the whole Instrument associated Parts and Chapters:

Whole provisions yet to be inserted into this Instrument (including any effects on those provisions):

- Sch. 5 para. 9(ba)(bb) inserted by [S.I. 2009/2544 reg. 6\(a\)](#)
- Sch. 5 para. 9(bc)(bd) inserted by [S.I. 2010/638 reg. 87\(1\)\(c\)](#)
- Sch. 5 para. 11A inserted by [S.I. 2013/2124 reg. 6\(1\)](#)
- Sch. 5 para. 9(bc) words substituted by [SI 2010/2582 Sch. 4 para. 9\(2\)](#) (as inserted) by [S.I. 2011/577 art. 2\(3\)Sch.](#)
- Sch. 7 para. 1(b) word inserted by [S.I. 2010/638 reg. 87\(2\)](#)
- Regulations applied (with modifications) by [S.I. 2012/1643 reg. 46-8](#)
- reg. 3(1)(d) words inserted by [S.I. 2005/3200 reg. 8\(6\)](#)
- reg. 12A inserted by [S.I. 2005/3200 reg. 8\(2\)](#)
- reg. 20A inserted by [S.I. 2005/3200 reg. 8\(3\)](#)
- reg. 25(5A) inserted by [S.I. 2005/3200 reg. 8\(4\)](#)
- reg. 33(5) added by [S.I. 2005/3200 reg. 8\(7\)](#)
- reg. 44A inserted by [S.I. 2005/3200 reg. 8\(9\)](#)
- reg. 45(1A) inserted by [S.I. 2020/1327 reg. 3\(2\)](#)
- reg. 46(2A) inserted by [S.I. 2005/3200 reg. 8\(12\)](#)
- reg. 47(5) inserted by [S.I. 2020/1327 reg. 3\(3\)\(c\)](#)
- reg. 55(3)(3A) substituted for reg. 55(3) by [S.I. 2014/1609 reg. 3\(2\)](#)
- reg. 55(4A) substituted by [S.I. 2014/1609 reg. 3\(3\)](#)
- reg. 60(3A) inserted by [S.I. 2020/1327 reg. 3\(4\)](#)
- reg. 60(9) inserted by [S.I. 2005/3200 reg. 8\(22\)](#)
- reg. 61(3) inserted by [S.I. 2020/1327 reg. 3\(5\)](#)