
WELSH STATUTORY INSTRUMENTS

2020 No. 1327

**The Government of Maintained Schools
(Wales) (Amendment) Regulations 2020**

Amendments to the Government of Maintained Schools (Wales) Regulations 2005

3.—(1) The Government of Maintained Schools (Wales) Regulations 2005(1) are amended as follows.

(2) In regulation 45, after paragraph (1) insert—

“(1A) The governing body may decide to hold a meeting by remote access provided that the following conditions are met—

- (a) the participants will be able to fully make representations or discharge their functions (as the case may be);
- (b) the participants agree to the meeting being held using remote access;
- (c) each participant has access to the electronic means to allow them to hear and be heard and (where using a live video link) see and be seen, throughout the meeting; and
- (d) the meeting is capable of being held fairly and transparently.”

(3) In regulation 47—

- (a) omit paragraph (2);
- (b) in paragraph (3), for “immediately before the entry recording the minutes of that meeting in the book or pages used for that purpose” substitute “in the minutes of that meeting”;
- (c) after paragraph (4) insert—

“(5) The minutes and agenda drawn up for the purposes of this regulation may be kept in electronic form and where that is the case the minutes may be signed electronically.”

(4) In regulation 60, after paragraph (3) insert—

“(3A) Committee meetings may be held by remote access provided that the following conditions are met—

- (a) the participants will be able to fully make representations or discharge their functions (as the case may be);
- (b) the participants agree to the meeting being held using remote access;
- (c) each participant has access to the electronic means to allow them to hear and be heard and (where using a live video link) see and be seen, throughout the meeting; and
- (d) the meeting is capable of being held fairly and transparently.”

(5) In regulation 61, after paragraph (2) insert—

(1) *S.I. 2005/2914 (W. 211)*, amended by *S.I. 2005/3200 (W. 236)* and *S.I. 2010/1142 (W. 101)*; there are other amending instruments but none is relevant.

“(3) The minutes and agenda drawn up for the purposes of this regulation may be kept in electronic form and where that is the case the minutes may be signed electronically.”

(6) In Schedule 5—

- (a) omit paragraph 4 (mental disorder);
- (b) in paragraph 7(b), for “a disqualification order under Part 2 of the Companies (Northern Ireland) Order 1989” substitute “a disqualification order under the Company Directors Disqualification (Northern Ireland) Order 2002⁽²⁾”;
- (c) in paragraph 8(b), for “section 7 of the Law Reform (Miscellaneous Provisions) (Scotland) Act 1990” substitute “section 34 of the Charities and Trustee Investment (Scotland) Act 2005⁽³⁾”.

⁽²⁾ S.I. 2002/3150 (N.I. 4).

⁽³⁾ 2005 asp 10.