

CYNGOR SIR POWYS COUNTY COUNCIL.

**CABINET EXECUTIVE
December 2022**

REPORT AUTHOR: County Councillor Pete Roberts
Portfolio Holder for a Learning Powys

REPORT TITLE: Instrument of Government – Ysgol y Mynydd Du

REPORT FOR: Decision / Discussion / Information

1. Purpose

- 1.1 To consider the Instrument of Government following a decision by the governing body of Ysgol y Mynydd Du on the 25th May 2022 to adopt an amended Instrument of Government.
- 1.2 The report contains a recommendation to ratify an amended Instrument of Government for Ysgol y Mynydd Du.
- 1.3 The report is supported by the revised Instrument of Government, appendix A.

2. Background

- 2.1 The Government of Maintained Schools (Wales) Regulations 2005 required all school governing bodies to review and adopt revised Instrument of Government (Instruments of Government are the legal documents that detail the composition of a school governing body).

The current composition of the Instrument of Governor for Ysgol y Mynydd Du is as outlined below: -

4 parent governors
3 LA governors
1 teacher governor
1 staff governor
3 community governors
1 additional community governor (appointed by Bronllys Community Council and Talgarth Town Council)
The headteacher

The amended Instrument of Government would be -

4 parent governors
3 LA governors
1 teacher governor
1 staff governor
3 community governors
1 additional community governor (appointed by Bronllys Community Council, Talgarth Town Council and Gwernyfed Community Council)
The headteacher

The Instrument of Government would not increase but would allow for Gwernyfed Community Council to put forward a nomination for additional community governor.

2.2 The governing body of Ysgol y Mynydd Du have recommended the change as this would reflect the communities of those pupils who attend the school as numbers have increased since the school opened in 2018.

3. Advice

3.1 It is proposed that the governing body of Ysgol y Mynydd Du is changed to allow for Gwernyfed Community Council to put forward a nomination for additional community governor.

4. Resource Implications

4.1. There are no resources implications in approving the recommendation.

4.2. The Head of Finance (Section 151 Officer) notes the content of the report.

5. Legal implications

5.1 Legal: the recommendations can be accepted from a legal point of view

5.2 The Head of Legal Services and the Monitoring Officer has commented as follows: " I note the legal comment and have nothing to add to the report".

6. Data Protection

6.1 There are no data protection implications within the proposal

7. Comment from local member(s)

County Councillor TJ Colbert – No comment received

County Councillor WD Powell - – I am delighted to support Gwernyfed Community Council in playing a full part in the governance of their local school.

8. Impact Assessment

8.1 N/A

9. Recommendation

It is proposed that the governing body of Ysgol y Mynydd Du increase its composition from 10 governors to 11 governors as per The Government of Maintained Schools (Wales) Regulations 2005.

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