

APPENDIX A

Disqualification from holding a governorship

Regulations disqualify certain individuals from becoming a governor. Before your appointment can be considered you are required to confirm that you are not disqualified from becoming a governor. You are required to notify the clerk, in writing, if you subsequently become disqualified from continuing as a governor.

To qualify to become a Governor you must:

1. be aged 18 or over at the date of your election or appointment;
2. not be a current student of the Academy;
3. not be incapable by reason of illness or injury of managing or administering your own affairs;
4. not have had your estate sequestrated (temporarily repossessed) and the sequestration is not discharged, annulled or reduced; and be the subject of a bankruptcy restrictions order or an interim order;
5. not be subject to a disqualification order or disqualification undertaking under the Company Directors Disqualification Act 1986 or to an order made under section 429(2)(b) of the Insolvency Act 1986 (failure to pay under county court administration order);
6. not have ceased to hold office to be a governor by virtue of any provision in the Companies Act 2006 and not have been disqualified from acting as a trustee by virtue of section 178 of the Charities Act 2011 (or any statutory re-enactment or modification to that provision);
7. not have been removed from the office of charity trustee or trustee for a charity by an order made by the Charity Commissioners or the High Court on the grounds of any misconduct or mismanagement in the administration of the charity for which he/she was responsible or to which he/she was privy, or which he/she by his/her conduct contributed or facilitated;
8. not be included in the list of teachers or workers prohibited or restricted from working with children or young people;
9. not be disqualified from working with children;
10. not at any time been convicted of any criminal offence, excluding any that have been spent under the Rehabilitation of Offenders Act 1974 as amended, and excluding any offence for which the maximum sentence is a fine or a lesser sentence except where a person has been convicted of any offence which falls under section 178 of the Charities Act 2011;
11. provide to the chair of governors a criminal records certificate at an enhanced disclosure level under section 113B of the Police Act 1997.