



ST MARY'S SCHOOL HAMPSTEAD

Recruitment of Trustees and Governors policy

February 2021

Reviewed December 2020 (amended February 2021 for change to KCSIE following Brexit)
Next Review Date: September 2021

MISSION STATEMENT

St Mary's School seeks to provide an education firmly founded on Christ and the Catholic Faith.

Spiritual and moral principles are nurtured in a way that is reflected in daily life.

Within a happy and caring environment and based on the recognition of the dignity and worth of each child, high standards are expected and pursued. Intellectual development is emphasised and fostered along with the pursuit of academic excellence.

St Mary's values the unique contribution of every child within the school community.

St Mary's aims to encourage an active partnership between home, school, parish and the wider community.

1. General

St Mary's School, Hampstead ("the School") is committed to ensuring the best possible environment for the children in its care. Safeguarding and promoting the welfare of children are its highest priority.

The School aims to recruit Trustees and Governors that share and understand our commitment to the aims of the School.

All queries on the School's recruitment process must be directed to the Chair of Governors.

2. Recruitment of Governors and Trustees

As trustees of a registered charity, the Trustees of St Mary's School, Hampstead are responsible for the selection and appointment of new Trustees and Governors. This is a legal responsibility that cannot be delegated, although the Nominations Committee, comprising the Headmistress and Chair of Governors will, after discussion and research, put forward recommendations for new Trustees and Governors to the Trustees. As charity trustees, we are aware of the importance of identifying the appropriate mixture of skills and experience that we and our successors need to manage the multi-faceted affairs of a modern school which is also a company limited by guarantee, a medium sized business and an important local employer, with some 75 employees. Schools should avoid appointing or retaining trustees who are disqualified from being a trustee, unless the Charity Commission has given a waiver. All potential trustees should complete a "charity trustee positions: automatic disqualification declaration" before beginning the selection process.

The Trustees devote a good deal of thought to succession planning and keep a register of the mixture of skills and professional backgrounds that they require for the Governing Body. The aim is to achieve a balanced Board with a core of individuals with educational, legal, accountancy, finance, property management, surveying, IT, business and marketing backgrounds. The Governors review this balance regularly and try to achieve a wide range of professions and backgrounds. For a list of current Trustees and Governors, their professions and skills, see Annex A.

The Board of Governors is required to consist of the Treasurer, eight members appointed by the Trustees, of whom at least one should be a member of the Congregation of Jesus ("CJ") nominated by the Provincial, and in addition the Board of Governors may co-opt not more than two additional persons. It is required that consideration be given to the appointment or co-option of at least one Governor with special links with education and the appointment or co-option of at least one Governor with special links to the Diocese.

Following return of the completed disqualification declaration, all Trustees and Governors complete a selection process which requires the submission of brief biographical details, meeting with a substantial number of Trustees and Governors, a meeting with the Headmistress and an interview with the Nominations Committee. Every Trustee and Governor undertakes the pre- appointment checks listed in 3.3 below, which includes the requirement that every Governor and Trustee has an enhanced DBS check unless they will be undertaking a regulated activity, in which case they will undertake an enhanced DBS check with a barred list check.

Each appointment is made by the full Board for a period of 3 years. The School arranges for all new Trustees and Governors to receive a thorough induction in child protection and in the compliance and

fiduciary duties of governance. New Governors and Trustees spend a day at the School in order to meet the key personalities and to gain an insight into the curriculum and to meet groups of pupils.

3. Governor and Trustee selection process

3.1 The Initial Stage

When a potential Trustee or Governor has been identified and has expressed an interest, he or she will be invited to visit the School to meet the Headmistress informally and to have a tour of the School. If the Chair of Governors is not present at that stage, s/he will arrange a separate informal meeting, perhaps in the company of another, experienced Governor. At that meeting, we will briefly describe our strategic vision for the next three to five years and the direction in which the Trustees and Governors see the School moving. Our aim at the informal meeting is to ensure that every prospective Trustee or Governor has a clear understanding of the commitment expected of him or her in terms of time and attendance and is given sufficient material about the School that is in the public domain (prospectus, latest ISI Inspection Report, Statutory Accounts and Annual Return for the previous year) to allow a well-informed judgement to be made before committing themselves to the appointment process. At the informal meeting, we also brief all potential candidates about the range of statutory checks that are required as part of the appointment process.

If desired, the nominee may attend a full governors' meeting and a subcommittee meeting as an observer, appropriately supervised as a visitor to the School.

3.2 The appointment process

The second step is to invite the prospective Trustee or Governor to submit a copy of his/her brief biographical details under a covering letter to the Chair of Trustees, following which the Chair of Trustees will arrange for an opportunity for the individual to meet a substantial number of Trustees and Governors. Prospective Governors and Trustees are then interviewed by the Nomination Committee, which recommends all appointments to the full Board of Trustees. Care is taken to select Trustees and Governors who are prepared to serve for a minimum of three years (which is the normal length of a term of appointment) and preferably six years, and to be prepared to commit the time necessary to get to know the School.

All new appointments are made by the Trustees and formally recorded in the minutes. A formal letter of appointment is sent by the Chair of Trustees, which specifies the term of the appointment, and, if appropriate, the sub-Committee(s) to which the new Governor has been appointed. The letter will state that the appointment is subject to the satisfactory completion of safer recruitment checks, detailed below.

As part of the approval process, the nominee will be required to sign a declaration of Catholicity, in order to evidence that the Roman Catholic majority required by the constitution of the School is maintained.

3.3 Safer recruitment checks

The Bursar, in his/her capacity as Clerk to the Governors, plays an important role in assisting with the appointment of new Trustees and Governors, in arranging briefing and induction programmes at the School and in ensuring that the correct paperwork is sent and completed. He/she will complete/obtain the following from the new potential Trustee or Governor before their appointment is confirmed:

- Identification checks (including name, address, photographic ID and date of birth)
- Evidence of right to work in the UK
- If they will be undertaking a regulated activity, a barred list check
- Satisfactory enhanced DBS check (or pre-existing enhanced DBS checked and accepted from applicant who has subscribed to DBS update service together with the check with the DBS update service)
- Receipt of Suitability declaration Form showing applicant is not disqualified from providing childcare as set out in the statutory guidance “Disqualification under the Childcare Act 2006 (July 2018)”
- Evidence that the applicant is not prohibited from participating in the management of independent schools
- Prohibition from teaching check if applicant is a teacher
- Evidence of overseas criminal records checks for applicants who have worked/ lived abroad and for candidates who have previously taught in the EEA, a letter of professional standing from the professional regulating authority of the teaching profession in any country where they have carried out teaching work;
- Confirmation that applicant has not been disqualified from acting as a charity trustee or director
- If they are also to be appointed as a Company Director, a completed Form AP01 (downloadable from <https://www.gov.uk/government/publications/appoint-a-director-ap01>) will be sent to Companies House to register the appointment.

All the paperwork will be handled by the Bursar as Clerk to the Governors and will be recorded in the School’s Single Central Register.

Temporary changes to right to work checks were implemented during the height of the coronavirus pandemic to assist with safer recruitment where face to face contact was not possible in the usual way. Candidates should notify the School immediately if they are experiencing any issues with providing right to work information as a result of covid-19. The School may be able to initiate right to work checks on the basis of scanned images and live video links. Further guidance is available at <https://www.gov.uk/guidance/coronavirus-covid-19-right-to-work-checks>

3.4 Checks regarding the Chair of Trustees

If the Chair of Trustees is to change, the School will ensure that the Department for Education obtains an enhanced DBS check, and checks both the individual's identity and right to work in the UK before he or she takes up the appointment. Further overseas checks are required if the person lives or has lived outside the UK. The Chair of Trustees’ disclosure application has to be made by the DfE; the School cannot handle it as they would for all other Trustees or Governors. Even if a Trustee or Governor, whom the school has already checked, becomes Chair of Trustees, the DfE has to make yet another check

4. Induction of Governors and Trustees

Governors and Trustees will be provided with training on the following, once in post:

- Child Protection and Safeguarding
- School's Code of Conduct from the School's Employment Manual (NB This applies both to Staff and to Governors/Trustees)
- Health and Safety policy
- Confidentiality obligations
- Supervision
- Data Protection

In addition, all new governors and trustees will be required to read Keeping Children Safe in Education Part 1 and Annex A and to confirm in writing that they have done so.

All new governors and trustees will be advised on the confidentiality requirements of their appointment.

New Governors will be provided with access to the Governors' Handbook which is maintained on the School's intranet for Governors and Trustees (with hard copies available if need) and which sets out useful information about the School, including the roles and responsibilities of senior staff, details of sub committees of the governing body, and the School's employment manual. Governors will be provided with the AGBIS manual, *Guidelines for Governors* and will be advised and encouraged to participate in training and in particular to undertake the AGBIS Seminar for New Governors.

4. Data Protection

The School will comply with its obligations under the relevant data protection legislation. Governors and Trustees' attention should be drawn to the Staff Privacy Notice and Data Protection Policy which sets out details of how the School will process their personal data.

Annex A

Current Trustees and Governors of St Mary's School, Hampstead		
Ms C Barry-Walsh	Trustee/Governor	Law
Mr K Wilkins	Trustee/Governor	Accountancy
Mrs S McCarron	Trustee/Governor	Law
Mr S Murphy	Trustee/Governor	Finance
Mr R Carlyle	Trustee/Governor	Education
Mr K Murphy	Trustee	Finance
Mrs V Sherwood	Trustee	Governance and administration
Sister P Harriss	Governor	Congregation of Jesus; Education
Mrs Annabel Dumbell	Trustee	Law
Mrs A Gethin	Governor	Human Resources
Mrs A Granger	Governor	Media
Dr D Harris	Governor	Medicine
Mr Matthew O'Reilly	Governor	Education