

Disqualification Information

GDPR

For those successful in being appointed as a foundation governor this application form and any associated relevant paperwork is kept securely within the data management systems of the Diocesan Board of Education (DBE). For further information please refer to the [Privacy Policy](#).

We will communicate with you in your role as foundation governor and keep you informed of changes in relation to your role and responsibilities, legislative and otherwise, relevant training for your role, information about church schools and other education related issues.

We share your personal data with:

- The Local Education Authority Governor Services Team;
- The school where you serve as a foundation governor, including with the Clerk to Governors and the Chair of Governors. Schools must publish certain information online via their website; this includes information about their governors. Schools are also required to publish governor details on the DfE's 'Get Information about Schools' website, also known as 'GIAS'.

An Enhanced Criminal Records certificate is mandatory for all governors.

The application for this will be undertaken by the school.

Declaration of Eligibility

A governor must be aged 18 or over at the time of their election or appointment and cannot be a registered pupil at the school. A person cannot hold more than one governorship at the same school.

A person is disqualified from holding or from continuing to hold office as a governor or associate member if he or she:

- fails to attend the governing body meetings – without the consent of the governing body – for a continuous period of six months, beginning with the date of the first meeting missed (not applicable to ex officio governors); may not be re-nominated as a foundation governor for the following 12 months;
- has been removed from office as an elected governor within the last five years

Bankruptcy

- is subject to a bankruptcy restrictions order ; an interim bankruptcy restrictions order; debt relief restrictions order or interim debt relief restrictions order;
- has had their estate sequestrated and the sequestration order has not been discharged, annulled or reduced;

Disqualification of company directors

- is subject to:
 - i) a disqualification order or disqualification undertaking under the Company Directors Disqualification Act 1986
 - ii) a disqualification order under the [Company Directors Disqualification \(Northern Ireland\) Order 2002](#)
 - iii) a disqualification undertaking accepted under the [Company Directors Disqualification \(Northern Ireland\) Order 2002](#)
 - iv) an order made under Section 429(2)(b) of the [Insolvency Act 1986](#) (failure to pay under a County Court administration order);

Disqualification of charity trustees

- has been removed from the office of trustee for a charity by an order made by the Charity Commission or Commissioners or High Court on grounds of any misconduct or mismanagement in the administration of the charity;
- has been removed under [Section 34 of the Charities and Trustees Investment \(Scotland\) Act 2005](#) from being concerned in the management or control of any body;

Persons whose employment is prohibited or restricted

- is included in the list of people considered by the Secretary of State as unsuitable to work with children or young people;
- is barred from any regulated activity relating to children;
- is subject to a direction of the Secretary of State under Section 142 of the Education Act 2002, or Section 128 of the Education and Skills Act 2008;
- is disqualified from working with children or for registering for childminding or providing day care;
- is disqualified from being an independent school proprietor, teacher or employee by the Secretary of State;

Criminal convictions

- has been sentenced to three months or more in prison (without the option of a fine) in the five years before becoming a governor or since becoming a governor;
- has received a prison sentence of two years or more in the 20 years before becoming a governor;
- has at any time received a prison sentence of five years or more;
- has been convicted and fined for causing a nuisance or disturbance on school or educational premises during the five years prior to or since appointment or election as a governor;
- refuses a request by the clerk to make an application to the Disclosure and Barring Service (DBS) for a criminal records certificate.