



## ELIGIBILITY OF GOVERNORS

Please read the relevant section of the Instrument of Government- Persons who are ineligible to be governors (copy overleaf) carefully before signing the declaration at the bottom of this page.

**I CONFIRM THAT I AM ELIGIBLE TO SERVE AS A GOVERNOR AND I HAVE NOT BEEN ADJUDGED BANKRUPT OR CONVICTED OF AND IMPRISONED FOR ANY CRIMINAL OFFENCE.**

**IF ELECTED, SHOULD I, FOR ANY REASON, BECOME INELIGIBLE TO STAND AS A GOVERNOR OF PRIOR PURSGLOVE AND STOCKTON SIXTH FORM COLLEGE AT ANY TIME IN THE FUTURE, I UNDERTAKE TO NOTIFY THE CLERK TO THE GOVERNORS OF THIS AT THE FIRST OPPORTUNITY.**

**NAME:**

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**Signature**

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**Date:**

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**Instrument of Government:**

**Instrument 8**

## Persons who are ineligible to be members

1. No one under the age of 18 years may be a member, except as a student member.
  2. The Clerk may not be a member.
  3. A person who is a member of staff of the institution may not be, or continue as, a member, except as a staff member or in the capacity of Principal.
  4. Paragraph (3) does not apply to a student who is employed by the Corporation in connection with the student's role as an officer of a students' union.
  5. Subject to paragraphs (6) and (7), a person shall be disqualified from holding, or from continuing to hold, office as a member, if that person has been adjudged bankrupt, or is the subject of a bankruptcy restrictions order, an interim bankruptcy restrictions order or a bankruptcy restrictions undertaking within the meaning of the Insolvency Act 1986(1), or if that person has made a composition or arrangement with creditors, including an individual voluntary arrangement.
  6. Where a person is disqualified by reason of having been adjudged bankrupt or by reason of being the subject of a bankruptcy restrictions order, an interim bankruptcy restrictions order or a bankruptcy restrictions undertaking, that disqualification shall cease—
    - a. on that person's discharge from bankruptcy, unless the bankruptcy order has before then been annulled; or
    - b. if the bankruptcy order is annulled, at the date of that annulment; or
    - c. if the bankruptcy restrictions order is rescinded as a result of an application under section 375 of the Insolvency Act 1986, on the date so ordered by the court; or
    - d. if the interim bankruptcy restrictions order is discharged by the court, on the date of that discharge; or
    - e. if the bankruptcy restrictions undertaking is annulled, at the date of that annulment.
  7. Where a person is disqualified by reason of having made a composition or arrangement with creditors, including an individual voluntary arrangement, and then pays the debts in full, the disqualification shall cease on the date on which the payment is completed and in any other case it shall cease on the expiration of three years from the date on which the terms of the deed of composition, arrangement or individual voluntary arrangement are fulfilled.
  8. Subject to paragraph (9), a person shall be disqualified from holding, or from continuing to hold, office as a member if—
    - a. within the previous five years that person has been convicted, whether in the United Kingdom or elsewhere, of any offence and has received a sentence of imprisonment, whether suspended or not, for a period of three months or more, without the option of a fine; or
    - b. within the previous twenty years that person has been convicted as set out in sub-paragraph (a) and has received a sentence of imprisonment, whether suspended or not, for a period of more than two and a half years; or
    - c. that person has at any time been convicted as set out in sub-paragraph (a) and has received a sentence of imprisonment, whether suspended or not, of more than five years.
  9. For the purpose of this regulation there shall be disregarded any conviction by or before a court outside the United Kingdom for an offence in respect of conduct which, if it had taken place in the United Kingdom, would not have constituted an offence under the law then in force anywhere in the United Kingdom.
  10. Upon a member of the Corporation becoming disqualified from continuing to hold office under paragraphs (5) or (8), the member shall immediately give notice of that fact to the Clerk
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