

ORDINANCE

OF THE STATES OF DELIBERATION

ENTITLED

The Education (Schools Committees) (Guernsey) Ordinance, 1970 *

[CONSOLIDATED TEXT]

NOTE

This consolidated version of the enactment incorporates all amendments listed in the footnote below. It has been prepared for the Guernsey Law website and is believed to be accurate and up to date, but it is not authoritative and has no legal effect. No warranty is given that the text is free of errors and omissions, and no liability is accepted for any loss arising from its use. The authoritative text of the enactment and of the amending instruments may be obtained from Her Majesty's Greffier, Royal Court House, Guernsey, GY1 2PB.

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* Recueil d'Ordonnances Tome XVI, p. 484; as amended by the Education (Schools Committee) (Amendment) (Guernsey) Ordinance, 1974 (Recueil d'Ordonnances Tome XIX, p. 358); the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1976 (Recueil d'Ordonnances Tome XX, p. 244); the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1977 (Recueil d'Ordonnances Tome XXI, p. 1); the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003 (No. XXXIII of 2003, Recueil d'Ordonnances Tome XXIX, p. 406); the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 2004 (No. XI of 2004, Recueil d'Ordonnances Tome XXIX, p. 438); the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016 (No. IX of 2016). This Ordinance has been repealed by the Education (Governance Boards) Ordinance, 2025 (No. XXV of 2025).

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The Education (Schools Committees) (Guernsey) Ordinance, 1970

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(Made on 28th October, 1970.)

The Education (Schools Committees) (Guernsey) Ordinance, 1970

THE STATES, in pursuance of their Resolution of the twenty-ninth day of September, nineteen hundred and seventy, and in exercise of the powers conferred upon them by section six of the Education (Guernsey) Law, 1970^a, and of all other powers enabling them in that behalf, hereby order: –

PART I

Constitution, powers and duties of Primary and Secondary Schools Committees for States' Schools

Establishment of Committees for States' schools.

1. There shall be established and constituted in accordance with the succeeding provisions of this Part of this Ordinance –

- (a) a Primary Schools Committee for each of the States' primary schools set out in the first column of Part I of the First Schedule to this Ordinance,
- (b) a Secondary Schools Committee for each of the States' secondary schools set out in the first column of Part II of the said Schedule,

and each such Primary Schools Committee and each such Secondary Schools Committee shall, in relation to the primary school or secondary school, as the case

^a No II of 1970.

may be, for which it is established and constituted, exercise the powers and perform the duties conferred or imposed upon it under the provisions of this part of this Ordinance.

Constitution of Committees for States' schools.

2. The Primary Schools Committees and the Secondary Schools Committees referred to in the last preceding section shall consist of –

- (a) the number of members specified in the second column of the said Part I or the said Part II, as the case may be (hereinafter referred to as "**elected members**") as representing the Parishes referred to in the said column, and
- (b) the number of members specified in the third column of the said Part I or the said Part II, as the case may be (hereinafter referred to as "**appointed members**"),

in relation to those primary schools and those secondary schools respectively.

Election of members.

3. (1) An elected member shall be elected from among those persons who are eligible in accordance with the provisions of Part V of the Law of 1948 for the office of Douzenier for the Parish concerned and a person so elected shall hold office for so long only as he continues to reside there.

(2) Only those persons whose names are for the time being inscribed on the section of the Electoral Roll relating to the Parish concerned shall be entitled to vote at an election for an elected member.

(3) The provisions of Part V of the Law of 1948 shall, so far as the

same are applicable, apply to elections for elected members.

(4) In this section the following expressions have the meanings hereby respectively assigned to them, that is to say –

"the Electoral Roll" means the Electoral Roll compiled and maintained in accordance with the provisions of the Law of 1948,

"the Law of 1948" means the Reform (Guernsey) Law, 1948^b, as amended.

NOTE

The following Regulations have been made under section 3:

Parochial Elections (Miscellaneous) Regulations, 2023;
Parochial Elections (School Committees and Cemetery Committee) (Forest) Regulations, 2023;
Parochial Elections (School Committee and Procureur) (St Peter Port) Regulations, 2023;
Parochial Elections (School Committee) (Castel) Regulations, 2023;
Parochial Elections (School Committee) (St Pierre du Bois) Regulations, 2023;
Parochial Elections (School Committee) (Castel) Regulations, 2024.

Appointment of members.

4. The appointed members shall be appointed by the States [Committee for Education, Sport & Culture] (hereinafter referred to as "[**the Committee for Education, Sport & Culture**]") –

- (a) in the case of the primary schools and the secondary schools other than the Grammar School for Boys and the Grammar School for Girls, from among the

^b Ordres en Conseil Vol. XIII, p. 288.

members for the time being of [the Committee for Education, Sport & Culture],

- (b) in the case of the Grammar School for Boys and the Grammar School for Girls, of whom at least two shall be from among the members for the time being of [the Committee for Education, Sport & Culture].

NOTES

In section 4, the words, first, "Committee for Education, Sport & Culture" and, second "the Committee for Education, Sport & Culture" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, respectively section 2, Schedule 1, paragraph 3 and section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.¹

The functions, rights and liabilities of the Education Department and its Minister arising under or by virtue of this Ordinance were transferred to and vested in, respectively, the Committee for Education, Sport & Culture and its President or Vice-President by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 1, Schedule 1, paragraph 3, with effect from 1st May, 2016, subject to the savings and transitional provisions in section 3 of the 2016 Ordinance.²

Powers and duties of Committees for States' schools.

5. Each Primary Schools Committee for a States' primary school and each Secondary Schools Committee for a States' secondary school may exercise the following powers and perform the following duties in relation to that school –

- (a) the preparation and presentation to [the Committee for Education, Sport & Culture] of an annual budget in respect of the school at such time and in such form as [the Committee for Education, Sport & Culture] shall, from time to time, require,

- (b) the maintenance of the school buildings with the exception of capital works and structural alterations which shall be the responsibility of [the Committee for Education, Sport & Culture],
- (c) the lighting, heating and cleaning of the school,
- (d) the inspection, at least twice in each year, of the premises, furniture and equipment and, from time to time, the reporting to [the Committee for Education, Sport & Culture] of any major repair requirements and of any apparent irregularities in the discipline or conduct of the school.

NOTE

In section 5, the words "the Committee for Education, Sport & Culture" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.

PART II

Constitution, powers and duties of Primary and Secondary Schools Committees for voluntary schools

Establishment of Committees for voluntary schools.

6. There shall be established and constituted in accordance with the provisions of this Part of this Ordinance –

- (a) a Primary Schools Committee for each of the voluntary primary schools set out in Part I of the Second Schedule

to this Ordinance,

- (b) a Secondary Schools Committee for the voluntary secondary school set out in Part II of the said Schedule,

and each such Primary Schools Committee and such Secondary Schools Committee shall, in relation to the primary school or secondary school, as the case may be, for which it is established and constituted, exercise the powers and perform the duties conferred or imposed upon it under the provisions of this Part of this Ordinance.

Constitution of Committees for voluntary schools.

7. The Primary Schools Committees and the Secondary Schools Committee referred to in the last preceding section shall consist of six members –

- (a) of whom four shall be foundation managers of the school concerned,
- (b) of whom two shall be appointed by [the Committee for Education, Sport & Culture] (hereinafter referred to as "**appointed members**").

NOTE

In section 7, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.

Powers and duties of Committees for voluntary schools.

8. Each Primary Schools Committee for a voluntary primary school and the Secondary Schools Committee for the voluntary secondary school may exercise the following powers and perform the following duties in relation to that school –

- (a) the preparation and presentation to [the Committee for Education, Sport & Culture] of an annual budget in respect of the school at such time and in such form as [the Committee for Education, Sport & Culture] shall, from time to time, require,
- (b) the lighting, heating and cleaning of the school,
- (c) the reporting, from time to time, of any apparent irregularities in the discipline or conduct of the school.

NOTE

In section 8, the words "the Committee for Education, Sport & Culture" in square brackets, wherever occurring, were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.

PART III

General provisions relating to Schools Committees

Election of President and Vice-President of Committees.

9. A Committee shall elect from among its members a President and a Vice-President.

Terms of office of President and Vice-President of Committees.

10. (1) The President and the Vice-President of a Committee shall hold office for a period of three years.

(2) On the death or retirement otherwise than by effluxion of time of the person holding the office of President or Vice-President of a Committee, the

Committee shall elect one of its members to fill the office so vacated for the remainder of the term then current.

(3) A meeting of a Committee shall, in the absence of the President or the Vice-President, be presided over by one of the members of the Committee appointed by that meeting by the other members present thereat.

Terms of office of members of Committees.

11. (1) The elected or appointed members of a Committee shall hold office for a period of three years from the date of their election or appointment, as the case may be.

(2) On the death or retirement otherwise than by effluxion of time of a member of a Committee, a person shall be elected or appointed, as the case may be, in accordance with the provisions of Part I or Part II of this Ordinance to fill the office so vacated for the remainder of the term then current.

Vesting and quorum.

12. (1) Each member of a Committee, other than the member presiding at a meeting thereof, shall have one vote and the person so presiding shall, in the case of an equality of votes, have a casting vote.

(2) The quorum for a meeting of a Committee shall be the nearest whole number above one half of the number of voting members on the Committee, among which number of voting members shall be included the President.

Cessation of membership of Committees.

13. Any member of a Committee who is absent from all the meetings of the Committee for a continuous period of one year or who becomes insolvent or who is incapacitated from acting as a member of the Committee or who communicates in writing to the Committee a wish to resign therefrom, shall thereupon cease to be a

member of the Committee.

Meetings.

14. A Committee shall meet at least once in every school term and shall be convened in such manner and at such place as the President thereof shall determine save that the President shall, on the request in writing of at least two members of the Committee, convene a meeting of the Committee as so requested.

Notice of meetings to Council.

15. The President of a Committee shall give at least seven days prior notice in writing to [the Committee for Education, Sport & Culture] of the time, date and place of each meeting of the Committee together with a copy of the agenda for the meeting.

NOTE

In section 15, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.

Representatives at certain meetings of Council.

16. A Committee shall elect from among its members three representatives to sit at meetings of [the Committee for Education, Sport & Culture] for the purpose of appointing a head teacher or a deputy head teacher to the school for which the Committee is responsible.

NOTE

In section 16, the words in square brackets were substituted by the Organisation of States' Affairs (Transfer of Functions) Ordinance, 2016, section 5(3), Schedule 4, paragraph 3, with effect from 1st May, 2016.

Ineligibility for membership of Committees.

17. A teacher or other person employed for the purposes of a school shall not be eligible for election or appointment to the Committee for that school.

Interpretation of Part III.

18. In this Part of this Ordinance the expression "**Committee**" means –

- (a) a Primary Schools Committee for a States' primary school, or
- (b) a Primary Schools Committee for a voluntary primary school, or
- (c) a Secondary Schools Committee for a States' secondary school, or
- (d) a Secondary Schools Committee for a voluntary secondary school,

as the case may be.

PART IV

Citation and Commencement

Citation.

19. This Ordinance may be cited as the Education (Schools Committees) (Guernsey) Ordinance, 1970.

Commencement.

20. This Ordinance shall come into force on the twenty-eighth day of

October, nineteen hundred and seventy.

REPEALED

FIRST SCHEDULE

Section one

PART I

COMPOSITION OF STATES' PRIMARY SCHOOLS COMMITTEES

Name of School	Number of elected members	Number of appointed members
Castel Primary School	4 members representing the Parish of the Castel	1 member
[...]	[...]	[...]
Saint Andrew's Primary School	4 members representing the Parish of Saint Andrew	1 member
[...]	[...]	[...]
[...]	[...]	[...]
[...]	[...]	[...]

Consolidated text

<p>Forest Primary School</p>	<p>3 members representing the Parish of the Forest</p> <p>1 member representing the Parish of Torteval</p>	<p>1 member</p>
<p>Hautes Capelles Infants and Junior Schools</p>	<p>2 members representing the Parish of the Vale</p> <p>2 members representing the Parish of Saint Sampson</p>	<p>1 member</p>
<p>Vale Infants and Junior Schools</p> <p>Saint Sampson's Infants School</p>	<p>3 members representing the Parish of the Vale</p> <p>1 member representing the Parish of Saint Sampson</p>	<p>1 member</p>
<p>[La Mare de Carteret Primary School]</p>	<p>[2 members representing the Parish of the Castel</p> <p>2 members representing the Parish of the Vale]</p>	<p>[1 member]</p>

Consolidated text

[La Houquette Primary School]	[2 members representing the Parish of Saint Peter in the Wood 2 members representing the Parish of Saint Saviour]	[1 member]
[Saint Martin's Primary School]	[4 members representing the Parish of Saint Martin]	[1 member]
[Amherst Primary School Vauvert Primary School]	[4 members representing the Parish of Saint Peter Port]	[1 member]

PART II

COMPOSITION OF STATES' SECONDARY SCHOOLS COMMITTEES

Name of School	Number of elected members	Number of appointed members
Saint Peter Port Secondary School	4 members representing the Parish of Saint Peter Port	1 member

Consolidated text

Saint Sampson's Secondary School	2 members representing the Parish of Saint Sampson 2 members representing the Parish of the Vale	1 member
[Les Beaucamps Secondary School]	[2 members representing the Parish of the Castel 2 members representing the Parish of Saint Martin 1 member representing the Parish of Saint Andrew]	[1 member]
Grammar School for Boys	—	6 members
Grammar School for Girls	—	6 members
	[1 member representing the Parish of the Castel	

<p>[La Mare de Carteret Secondary School]</p>	<p>1 member representing the Parish of the Vale</p> <p>1 member representing the Parish of Saint Sampson</p> <p>1 member representing the Parish of Saint Saviour</p> <p>1 member representing the Parish of St. Peter-in-the-Wood</p> <p>1 member representing the Parish of the Forest</p> <p>1 member representing the Parish of Torteval]</p>	<p>[1 member]</p>
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NOTES

In the First Schedule,

the items omitted in the first and second pairs of square brackets in the first, second and third columns in Part I were repealed by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 2004, section 1(a), with effect from 10th March, 2004, subject to the transitional provisions in section 2 of the 2004 Ordinance;

the items omitted in the third and fourth pairs of square brackets in the first, second and third columns in Part I were repealed by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1977, section 1(a)(i), with effect from 12th January, 1977;

the words in the fifth pairs of square brackets in the first, second and

third columns in Part I were inserted by the Education (Schools Committee) (Amendment) (Guernsey) Ordinance, 1974, section 1(a), Schedule, Part I, with effect from 11th December, 1974;

the words in the sixth pairs of square brackets in the first, second and third columns in Part I were inserted by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1977, section 1(a)(ii), Schedule, Part I, with effect from 12th January, 1977;

the words in the seventh and eighth pairs of square brackets in the first, second and third columns in Part I were inserted by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 2004, section 1(b), Schedule, with effect from 10th March, 2004;

the words in the first pairs of square brackets in the first, second and third columns in Part II were substituted by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1977, section 1(b), Schedule, Part II, with effect from 12th January, 1977;

the words in the second pairs of square brackets in the first, second and third columns in Part II were inserted by the Education (Schools Committee) (Amendment) (Guernsey) Ordinance, 1974, section 1(b), Schedule, Part II, with effect from 11th December, 1974.

SECOND SCHEDULE

Section six

[PART I

VOLUNTARY PRIMARY SCHOOLS

Notre Dame du Rosaire

Saint Mary and Saint Michael Roman Catholic Primary School]

PART II

VOLUNTARY SECONDARY SCHOOL

Saint Joseph's Secondary School

NOTE

In the Second Schedule, Part I was substituted by the Education (Schools Committees) (Amendment) (Guernsey) Ordinance, 1976, section 1, Schedule, with effect from 28th January, 1976.

¹ These words were previously substituted by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 2, Schedule 1, paragraph 13, with effect from 6th May, 2004.

² The functions, rights and liabilities of the Education Department and its Minister arising under or by virtue of this Ordinance were previously transferred to and vested in them, respectively, from the Education Council and its President by the Machinery of Government (Transfer of Functions) (Guernsey) Ordinance, 2003, section 1, Schedule 1, paragraph 13, with effect from 6th May, 2004, subject to the savings and transitional provisions in section 4 of the 2003 Ordinance.