

DIOCESE OF **Hexham & Newcastle**
DEPARTMENT FOR EDUCATION



Bishop Bewick Catholic Education Trust
Scheme of Delegation

Fully revised Diocesan Scheme of Delegation model policy Superseding prior Scheme of Delegation (Jan 2021)	April 2024
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CONTENTS

PART 1: INTRODUCTION AND EXECUTIVE SUMMARY: PURPOSE OF SCHEME OF DELEGATION

Contents

PART 2: GOVERNANCE PRINCIPLES: VISION AND VALUES.....	7
1. Vision and Values	7
2. Catholic Ecclesiology and Principles for Effective Partnership	7
3. Mutual Respect and Distinctiveness.....	7
4. Transparency	8
5. Subsidiary and Earned Autonomy	8
6. Solidarity.....	9
7. The Common Good.....	9
PART 3: GOVERNANCE & MANAGEMENT STRUCTURE: ROLES AND RESPONSIBILITIES	10
1. Overall Structure	10
2. Role of Members	11
3. Role of Directors.....	11
4. Role of Governors.....	11
5. Committees and Further Delegation.....	12
6. Executive Team.....	12
7. Financial Delegation	13
8. Personnel.....	14
9. Premises	14
10. Regulatory Matters	14
PART 4: SUPERVISION AND INTERVENTION: ACCOUNTABILITY	15
Trust Structure Chart.....	17
Summary of Delegated Governance Responsibility	19
Summary of Delegated Leadership Responsibility	20
LEADERSHIP AND GOVERNANCE DECISION PLANNER.....	21

PART 1: INTRODUCTION AND EXECUTIVE SUMMARY: PURPOSE OF SCHEME OF DELEGATION

1. Bishop Bewick Catholic Education Trust (referred to herein as the “**Trust**”) is a Catholic multi-academy trust, which has been established by the **Bishop of Hexham and Newcastle**. It is responsible for the running of a number of Catholic schools/academies (referred to as the “**Academies**”).
2. The Academies shall at all times remain Catholic schools, conducted in conformity with any trust deed governing the use of land used by the Trust and in conformity with canon law and with the teachings of the Catholic Church. Both the Trust and the Academies must comply with and observe any advice or directive issued by or on behalf of the Bishop. This includes the **Diocesan Memorandum of Understanding**.
3. The Trust is a company limited by guarantee (**Company Number 7841435**) and a charity, whose objects are the advancement of the Catholic religion through the provision of a Catholic education. The Trust is not a registered charity but an “exempt” charity, regulated by the Secretary of State for Education, who acts as the principal regulator.
4. The Trust’s constitution is set out in its **Articles of Association**, which delegate responsibility for the governance and management of the Trust to the **Directors**.
5. The Directors have put in place this **Scheme of Delegation** to provide clarity as to the roles and responsibilities of those involved in the governance of the Academies and how decisions are made.
6. The purpose of good governance is to:
 - 6.1. determine the vision and values of the Trust;
 - 6.2. support leadership in determining and fulfilling the strategic direction of the Trust;
 - 6.3. hold leadership to account and ensure staff well-being; and
 - 6.4. oversee the financial performance of the Trust ensuring there are systems in place to manage risk and ensure money is well spent.
7. An overview of the governance structure is set out in the attached structure chart.
8. The **Members** of the Trust oversee the Board of Directors (the “**Trust Board**”), holding the Directors to account and ensuring that the values and ethos of the Trust are upheld and the distinctiveness of the Academies is preserved.
9. The Members are:
 - 9.1. the Bishop of Hexham & Newcastle;
 - 9.2. the Vicar General;
 - 9.3. the Episcopal Vicar for Education;
 - 9.4. the Diocesan Director of Education; and
 - 9.5. the Diocesan Chief Operating Officer.

10. The Trust Board is made up of both **Foundation Directors** appointed by the Bishop (who shall always be in the majority) and **Co-opted or Non-Foundation Directors** appointed by the Trust Board itself with the approval of the Diocese. Whilst Foundation Directors are appointed for a term of four years, Co-opted Directors are appointed for a one-year term and are generally appointed for a specific purpose. In exceptional circumstances, the Trust Board may seek the approval of the Diocese to appoint a “Non-Foundation Director” for a term of four years, who must uphold the Catholic mission of the Trust but are not expected to be practising Catholics. Both Co-opted and Non-Foundation Directors can be removed by both the Bishop and the Trust Board.
11. The Trust Board is the accountable body within the Trust and is responsible for the good governance of the Trust and its Academies.
12. The Trust Board delegates aspects of governance and the day-to-day oversight of school leadership to a local governing committee (referred to as the “**Local Governing Committee**”).
13. To ensure effective collaboration and the dissemination of good practice, headteachers meet as a **Leadership Group** and some strategic decision-making responsibility is vested in this group. It is intended that this group meet regularly, and Chairs of Local Governing Committees will be invited to attend two of these meetings a year to provide an opportunity to consider the impact of the Trust as a whole and how it is meeting the needs of its communities with the view to supporting the Trust Board in making strategic decisions about the future priorities for the Trust and its Academies.
14. A **Summary of Key Delegated Responsibilities** is attached.
15. A **Leadership and Governance Decision Planner** is attached to aid swift decision making.
16. This Scheme of Delegation applies to each Academy. Its effective date is noted on the first page, and it will be reviewed from time to time by the Trust Board in discussion with the Diocesan Department for Education. Whilst the Scheme cannot take the form of a legally binding contract and is subject to the overriding duty on the Directors to act freely and in the best interest of the Trust, in so far as the Directors are able, they agree to abide by the provisions of it and will consult the Local Governing Committees on any significant changes.
17. This Scheme of Delegation is formed of several component parts, effectively comprising a Trust governance and leadership handbook. By way of summary, it contains or references the following:
 - 17.1. Part 1 - This Introduction and Executive Summary: Purpose of the Scheme of Delegation.
 - 17.2. Part 2 - The Trust’s Governance Principles: Vision and Values.
 - 17.3. Part 3 - Governance and Management Structure: Roles and Responsibilities.
 - 17.4. Part 4 - Supervision and Intervention: Accountability.
 - 17.5. Trust Structure Chart.
 - 17.6. Tables of Key Delegated Responsibilities for Governance and Leadership

17.7. Leadership and Governance Decision Planner.

PART 2: GOVERNANCE PRINCIPLES: VISION AND VALUES

1. Vision and Values

1.1. At the heart of our Catholic Trust is the belief that 'A great education has the power to transform lives'. The Trust's five Goals (Aims), rooted in Gospel values (Matthew 5: 1-12), provide a set of expectations and aspirations for the Trustees, leaders, staff and students of our schools.

1.2. BBCET's five goals are:

Love (thy neighbour as thyself) Everyone feels part of a wider Trust, not just their individual school. All staff care about the other schools in the Trust, they want them to succeed.

Opportunity - Our staff are aspirational for all students, regardless of their background. They are pioneers who embrace wider horizons. All our students have high aspirations for their futures, know what they need to do and achieve the necessary qualifications.

Collaboration - Schools willingly share their expertise and areas of strength Schools willingly share resources for the good of others. Schools are open about where they need support Schools are open to both give and receive support. There is no rivalry between our schools, we take pride in everyone's success

Development - Staff remain within our Trust and see their future with us. We build strong capacity across schools for leadership and other key roles. Staff are happy. Parents feel involved and listened to. All levels of governance are supported and developed.

Aspiration - All schools offer high quality, broad curriculums and wider curriculum provision to students. All students can find something at their school to help them develop their unique talents. Our students demonstrate faith in action. They are involved in their wider community, support charitable works and demonstrate good manners, respect and kindness towards all.

2. Catholic Ecclesiology and Principles for Effective Partnership

2.1. The Trust is part of a family of Catholic schools that exist to further the Church's saving mission by educating its young people in accordance with the teachings of the One Teacher, Jesus Christ. In carrying out any functions on behalf of the Trust all Members, Directors and those in any way involved in the business of the Trust and the Academies recognise the Bishop of Hexham and Newcastle as the Chief Teacher and the focus of unity in the Diocese and will carry out those functions and responsibilities in full communion with him and in accord with the mind of the Catholic Church. Accordingly, the functions of the Trust and the Academies will be conducted in accordance with the following principles and observing the commitments set out in the Diocesan Memorandum of Understanding.

3. Mutual Respect and Distinctiveness

3.1. The Academies are equal partners within the Trust and at all times the partners will strive for consensus in decision making, recognising that each Academy has both strengths and weaknesses. Each Academy is unique and serves its community. The Trust will seek to

preserve and protect each Academy's distinctiveness and will be respectful of each Academy's respective ethos and mission. The Academies will work collaboratively with each other, sharing resources, knowledge, and best practice, to fulfil the Trust's mission, vision and values.

4. Transparency

- 4.1. All those involved in the running and oversight of the Trust and the Academies will be open and honest in their dealings with each other, always acting in good faith and recognising the value of independence and separation in relation to decision making.

5. Subsidiary and Earned Autonomy

- 5.1. Decisions are to be taken at the level nearest to those affected by those decisions which is compatible with the principles of solidarity and support for the common good, avoiding unnecessary bureaucracy and aiming in so far as possible to make changes to established practices only where it can be demonstrated there is a reasonable need and to learn from experience or adapt to changing circumstances. The Trust adopts a policy of earned autonomy and where governance responsibility is delegated appropriate decision-making authority will be given. The parameters of such authority will be clear and those to whom responsibility is given will be required to report to those who retain overall responsibility and accountability.

6. Solidarity

- 6.1. All those with responsibility for the Trust and the Academies share a particular commitment to the mutual support of all Academies for whom the Trust is responsible, especially those that need assistance at any time. It is acknowledged that smaller schools, particularly in rural areas, can be financially vulnerable putting at risk continuity of Catholic education in an area and therefore the Trust's policy will prioritise funding support to those schools, either by levying reduced charges for centralised services or weighting resource support in favour of smaller schools.

7. The Common Good

- 7.1. All recognise their responsibility towards the common good, not just of the Academies for whom the Trust is responsible and the wider Diocesan family of schools, but of all the families and communities in the areas served by the Trust. The Directors will ensure that common action and collaboration is conducted at the correct level and that the balance between subsidiarity and solidarity serves the common good in the most appropriate way.

PART 3: GOVERNANCE & MANAGEMENT STRUCTURE: ROLES AND RESPONSIBILITIES

1. Overall Structure

- 1.1. The nature of the Trust as a company running multiple Academies means there are many governance and management layers.
- 1.2. The “**Members**” of the Trust are equivalent to shareholders of a trading company but as the Trust is charitable with no power to distribute profit to shareholders, the Members are best viewed as guardians of the constitution, changing the Articles if necessary and ensuring the charitable object is fulfilled. Each Member’s liability is limited to £10.
- 1.3. The Bishop, through the Diocesan Department for Education, will also exercise oversight and supervision as diocesan authority and the Diocesan Memorandum of Understanding seeks to articulate this. Each of the Members, Directors and Governors are required to observe any directions issued by the Bishop and to follow any advice and guidance issued by the Diocesan Department for Education on behalf of the Bishop.
- 1.4. This Scheme of Delegation is consistent with and incorporates the principles of delegation within a Catholic multi academy trust as advised by the **Catholic Education Service** and reflected in the CES model protocols which have been adopted by the Diocese and which guide the relationship of Catholic schools with their diocese. It accords with the **Memorandum of Understanding** put in place between the Secretary of State for Education and the Catholic Church.
- 1.5. Decision making and accountability rests with the “**Directors**”, who are Directors for charity law purposes and company directors registered with Companies House. The Directors are personally responsible for the actions of the Trust and the Academies and are accountable to the Members, the Secretary of State for Education, and the wider community for the quality of education and the expenditure of public money. The Directors are required to have systems in place through which they can assure themselves of the quality, safety, and good practice of the affairs of the Trust. The Directors meet as a board of Directors (the “**Trust Board**”).
- 1.6. The Directors delegate aspects of governance and the day-to-day oversight of school leadership to a “Local Governing Committee” (referred to as the “**Local Governing Committee**”).
- 1.7. Other committees established by the Trust Board may be tasked with fulfilling functions or advising the Directors on strategic matters.
- 1.8. To encourage collaboration and develop local leadership capacity particularly with the view to improving and sustaining standards of teaching and learning and deciding strategic vision, a “**Leadership Group**” has been formed comprising the Academy Headteachers and those with executive responsibilities within the Trust. Some decision-making responsibility may be delegated directly to the Leadership Group or otherwise to the Headteachers by the Trust Board or the respective Local Governing Committee.
- 1.9. A diagram setting out the Trust’s governance structure and a summary of how key decisions are made (the “**Leadership and Governance Decision Planner**”) are attached.

2. Role of Members

- 2.1. The Members are the guardians of the constitution, determining the governance structure of the Trust and providing oversight and challenge of the Directors to ensure the charitable object of the Trust is being fulfilled and a Catholic education is provided. In view of the overarching role of the Members, the Bishop of Hexham and Newcastle will be a Member and will appoint other Members from within the Diocese of Hexham and Newcastle.
- 2.2. The Members' key responsibilities are:
 - 2.2.1. to secure Catholic education and ensure the Trust remains true to its vision and values.
 - 2.2.2. to ensure the charitable objects of the Trust are met.
 - 2.2.3. to determine the Trust's constitution i.e. the Articles and approve of the governance structure; and
 - 2.2.4. to support the Bishop in appointing and removing Directors.

3. Role of Directors

- 3.1. The Directors have overall responsibility and ultimate decision-making authority for all the work of the Trust, including the establishing and maintaining of the Academies (which includes taking existing schools into the Trust and opening new schools). The Directors have the power to direct change where required.
- 3.2. There are no "terms of reference" for the Trust Board as the detail for the organisation of meetings of the Directors is set out in the Articles of Association. These determine meeting frequency, quorum and the appointment of a chair and vice chair. For ease of reference, the Trust Board is required to meet at least 3 times a year and the quorum for any meeting is the greater of 3 and a third of the Directors appointed at any one time.
- 3.3. A summary of the key responsibilities of the Directors is set out in the attached **Table of Key Delegated Responsibilities**.
- 3.4. All Directors must comply with the **Director Code of Conduct** adopted by the Trust.

4. Role of Governors

- 4.1. The role of a Governor within the Trust is an important one. In developing a governance structure, the Trust has sought to ensure that as much as possible the responsibility to govern is vested in those closest to the impact of decision making and that such responsibility matches the capacity of those assuming responsibility. The Trust Board has established Local Governing Committees for each of the Academies (or in groups where Academies are working closely together), for the most part made up of individuals drawn from the Academy's community, both elected and appointed.
- 4.2. Those serving on the Local Governing Committee are accountable to the Directors and the Bishop and must always ensure that they act in good faith and in the best interests of the Academies and the Trust, exercising reasonable care and skill having particular regard to personal knowledge and experience.
- 4.3. The Directors will work with the Diocese, having regard to any recommendations by the Diocesan Department for Education, in making or facilitating the making of suitable appointments of Governors and where removal is deemed in the best interest of the Trust and the Academy.

- 4.4. As a matter of general principle, the Local Governing Committee will adopt and will comply with all policies adopted by the Trust Board and will comply with any direction issued by the Trust Board and have regard to any advice given.
- 4.5. A summary of the key responsibilities of the Governors is set out in the attached **Table of Key Delegated Responsibilities**.
- 4.6. For the purposes of contracting with third parties, the Local Governing Committee has authority to act to fulfil its responsibilities and make the decisions it is authorised to make as set out in the Leadership and Governance Decision Planner and the Trust's Financial Regulations Manual or Finance Policy (which will be compliant with the Education & Skills Funding Agency's **Academy Handbook**).
- 4.7. All Governors must comply with the **Governor Code of Conduct** adopted by the Trust.

5. Committees and Further Delegation

- 5.1. The Local Governing Committees are not expected to establish any sub-committees. The Local Governing Committee is encouraged to form working groups to deliver specific projects if required, whether in conjunction with the Trust Board or alone, and subject to any guidance offered by the Trust Board from time to time.
- 5.2. Those to whom delegated responsibility is given must acknowledge the limitations of their authority and must not act outside of their authority. Any willful disregard of the matters expressed in this Scheme and in particular the relevant Terms of Reference is likely to lead to a removal of delegated authority.
- 5.3. In the event of any serious disagreement between the Trust Board and a Local Governing Committee which cannot be resolved by the Chair of the Local Governing Committee discussing the matter with the Chair of the Trust Board will be referred to the Diocesan Department for Education for guidance.
- 5.4. No alteration of the Articles or change to the Scheme or removal of delegated authority shall invalidate any prior act of the Local Governing Committee (or other committee) which would have been valid if that alteration or withdrawal had not been made.
- 5.5. As a matter of general principle, the Local Governing Committee and the Academy more generally will adopt and will comply with all policies adopted by the Trust Board and will comply with any direction issued by the Trust Board and have regard to any advice given.

6. Executive Team

- 6.1. As a non-executive body, the Trust Board must rely on others to fulfil the executive or management functions of the Trust. For the most part, this responsibility will fall on the Headteachers of the Academies, supported by the school leadership teams. Certain functions relating to the leadership and management of the Trust itself or which relate to the activities of more than one Academy will be undertaken by an "**Executive Team**", led by the "**Chief Executive Officer**" (the senior executive leader in the Trust) and supported by either or both the "**Chief Operating Officer**" (a senior officer with general operational responsibility) and the "**Chief Financial Officer**" (a senior officer with overall responsibility for the Trust's financial systems and procedures).
- 6.2. The Chief Executive Officer will be the "**Accounting Officer**" for the Trust, responsible to Parliament and to the Education & Skills Funding Agency's accounting officer for the financial

resources under the Trust's control and to assuring Parliament of high standards of probity in the management of public funds, particularly regularity, propriety, and value for money.

- 6.3. The need for and size of the Executive Team will be determined by the Trust Board, in consultation with the Leadership Group, reflecting the degree of collaboration across the Trust. Where possible, resources will be drawn from the Academies themselves rather than the use of external consultants or through recruitment.
- 6.4. The cost of the functions undertaken by the Executive Team or actions at the request of the Trust Board are generally funded on a fair and equal basis by the Academies by the contribution of a percentage of the central government funding provided for each Academy. This contribution will be set each year against a budget for the shared costs approved by the Trust Board in consultation with the Leadership Group and may vary according to the level of activities undertaken and cost on a menu type basis. Variations may also reflect any financial vulnerability from time to time, especially in relation to smaller schools.
- 6.5. A summary of key leadership responsibilities is set out in the attached Table of Key Delegated Responsibilities.

7. Financial Delegation

- 7.1. The Trust's financial procedures and authorisations are set out in the "**Financial Regulations Manual**" or "**Finance Policy**". Except as provided for in this Scheme of Delegation and subject to the requirements and restrictions set out in the Financial Regulations Manual/Finance Policy, budget responsibility is delegated to the respective Academy and expenditure will be authorised by the trust and monitored by the Local Governing Committee.
- 7.2. No Trust or Academy monies (whether authority to expend has been devolved to the Local Governing Committee) shall be paid into any bank account other than a bank account authorised by the Trust's Chief Financial Officer.
- 7.3. The Trust is required to have in place systems to identify and properly manage risk. The Local Governing Committee is expected to comply with any policy or guidance issued by the Trust (and the Secretary of State for Education as Principal Regulator) and to ensure that proper procedures are put in place for the safeguarding of funds, including any voluntary funds or charitable funds obtained through fund raising activities.
- 7.4. The Local Governing Committee is expected to report to the Trust Board on the management of the funds which are its responsibility and will notify the Trust Board (or as directed) as soon as reasonably practicable of the occurrence of any event or happening of any circumstance which might expose the Trust or the Academy to any loss or claim, including but not limited to any event which might be covered by the ESFA's **Risk Protection Arrangement** scheme.
- 7.5. The Trust Board will have regard to the interests of all the Academies in deciding and implementing any policy (including any reserves or contingency policy) or exercising any authority in respect of any one or all the Academies for which it is responsible. Notwithstanding this, the priority for the Trust Board is to put in place measures to ensure that any of the Academies are supported when the need arises and remain financially viable. Where this may have a significant financial impact on the funding of the support provided by or on behalf of the Trust Board, any policy shall first be discussed with the Leadership Group and its views considered and considered in relation to the setting and implementation of any such policy.

8. Personnel

- 8.1. All staff employed by the Trust or in connection with any Academy or Academies are employees of the Trust.
- 8.2. The Trust is required to adopt and ensure the consistent implementation of a series of HR policies and practices, which are expected to mirror those issued from time to time by the Catholic Education Service. The responsibility for the appointment and performance management of staff is set out in the relevant Table of Key Delegated Responsibilities and the Leadership and Governance Decision Planner.
- 8.3. Any proposed changes to the staffing structure operated within an Academy must be approved first by the Trust Board, who may also require changes to be made, but who will consult first with the Local Governing Committee before consulting more widely on any proposal.
- 8.4. Whilst the management of any claims and disputes involving staff (other than senior leaders) are expected to be dealt with at the local level in accordance with the Trust's Disciplinary Policy, the Trust Board should be kept informed, and any advice or guidance issued by or on behalf of the Trust Board should be followed.
- 8.5. The Trust Board (in conjunction with the Local Governing Committees) will ensure that the Chief Executive Officer for the CET, the Headteachers and Deputy Headteachers for all Academies, as well as any key teaching staff responsible for coordinating religious education and any chaplain or reserved post, shall be practising Catholics. The Diocesan Department for Education must be consulted on any appointment and if any investigation into wrongdoing is to be carried out.

9. Premises

- 9.1. The day to day maintenance and care of the buildings and facilities used in respect of the Academy is the responsibility of the Local Governing Committee (with management responsibility being delegated to the Headteacher), who shall have regard at all times to the safety of the users of the buildings and the facilities and the legal responsibilities of the Trust (and/or any others) as owner of such buildings and facilities.
- 9.2. The Trust is required to have and to keep under review a long-term estate management strategy that will identify the suitability of buildings and facilities in light of anticipated curriculum needs and projected pupil numbers. The Local Governing Committee will advise the Trust Board of the need for and availability of any capital investment and will work with the Trust Board to agree any capital priorities and the delivery of any significant capital project.
- 9.3. No disposal or acquisition of land will be undertaken without the consent of the Trust Board. Temporary use and short-term lettings will be managed by the Local Governing Committee, subject to any lettings policy issued by the Trust from time to time and observing any regulations issued by the Diocese.

10. Regulatory Matters

- 10.1. The responsibility to ensure that the Academy complies with all legal obligations and operates in accordance with any statutory guidance and any guidance issued by the Diocese is a shared responsibility of the Directors and the Governors, as well as leadership.

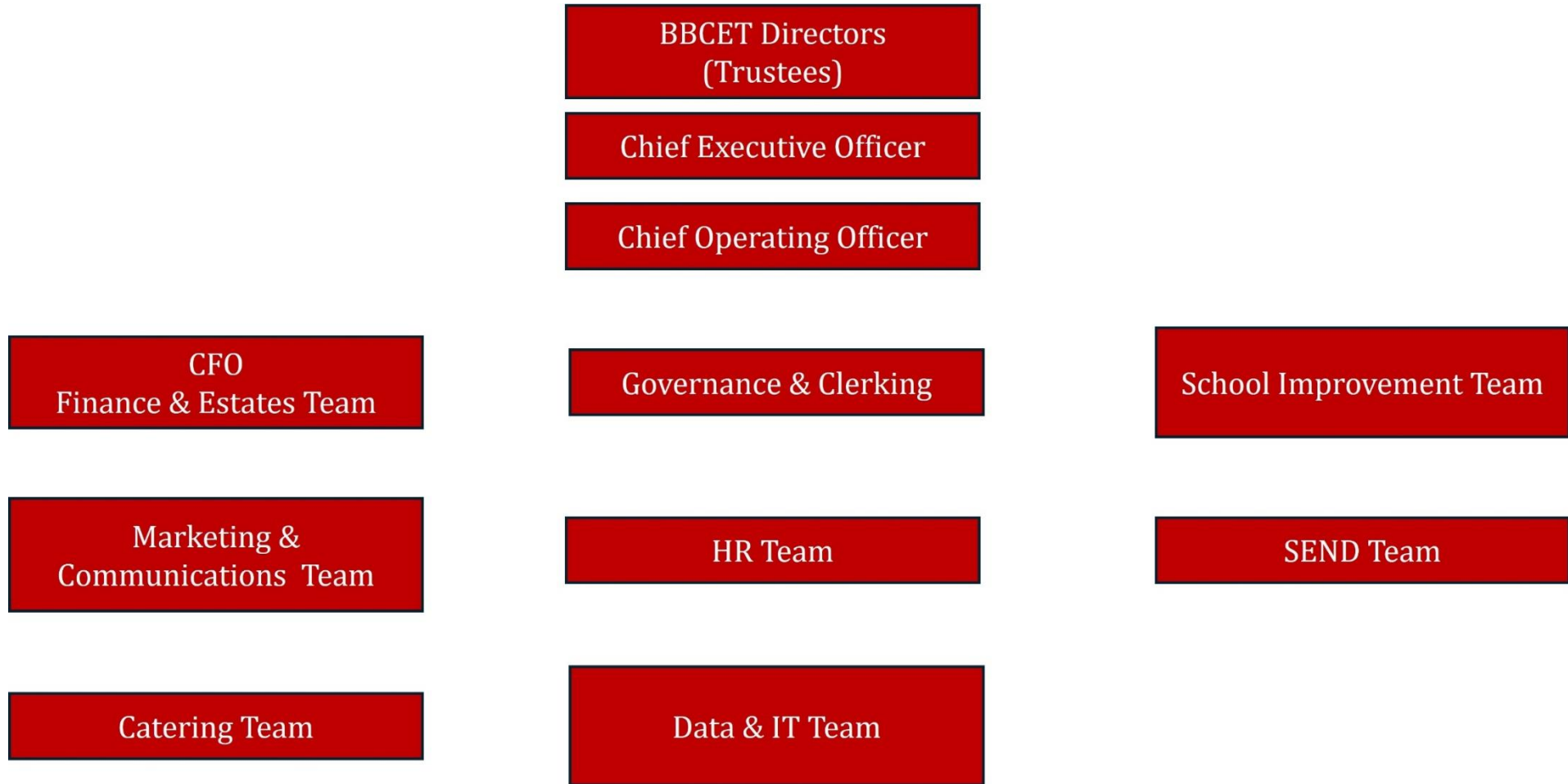
10.2. The Local Governing Committee has authority to determine any appeals against admission and any decision by the Headteacher to exclude any pupil.

PART 4: SUPERVISION AND INTERVENTION: ACCOUNTABILITY

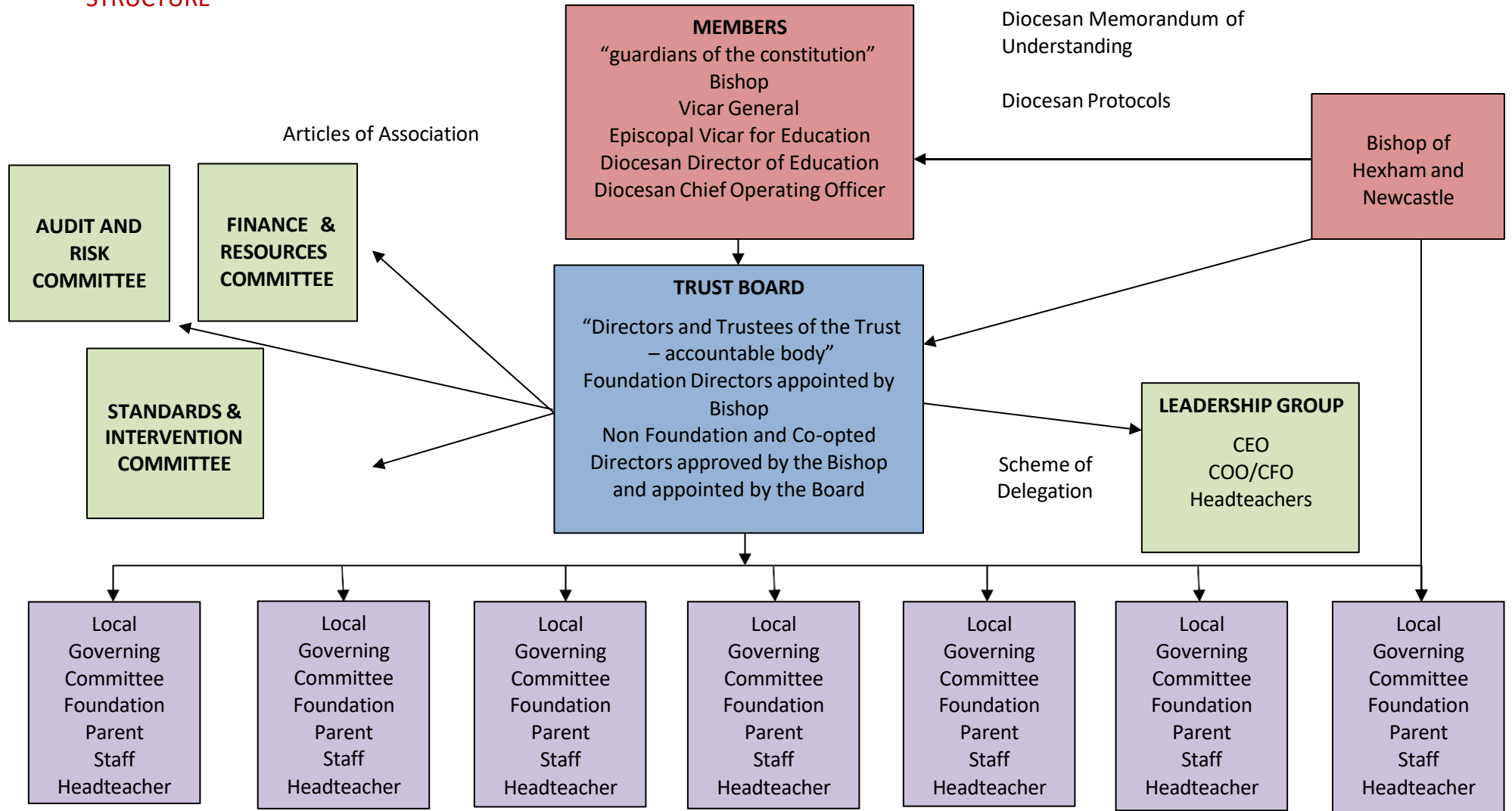
1. Notwithstanding the level of delegated responsibility to the Local Governing Committee and leadership, the Directors remain legally responsible and accountable for all matters in connection with the Academies and they are required to have systems in place through which they can assure themselves of quality, safety, and good practice in the Academies.
2. Underpinning this accountability is a requirement for transparency and openness both in terms of the communication of expectations and the reporting of activities and outcomes. It is the responsibility of all to ensure this is achieved, with reporting taking such format as the Trust Board and the Local Governing Committee shall agree from time to time.
3. As well as the legal or financial implications of any failure or wrongdoing, the reputational damage to the Trust and its Academies, as well as the Bishop and the Diocese of Hexham and Newcastle, is a significant risk and concern.
4. As the day-to-day responsibility for the running of the Academy is delegated to the Local Governing Committee (such responsibility being managed in practice by the Headteacher), the Directors are removed from the operational risks and thus require the Academy to notify them (or as directed) of the following:
 - 4.1. any event leading to loss of life or critical injury on the premises of the Academy or during an event off the premises organised or supervised by Academy staff.
 - 4.2. any sexual or violent or illegal act against a child committed by any person while on the Academy premises under any circumstances.
 - 4.3. the suspension or summary dismissal of any senior member of staff.
 - 4.4. any event that requires a report to the Health and Safety Executive or that results in the service of a legal notice on the Academy alleging a breach of fire or health or safety law or regulations.
 - 4.5. any event that requires a formal hearing by a panel of representatives of the Academy or that results in the service of a legal notice on the Academy alleging a breach of employment law or regulations.
 - 4.6. notification of any OFSTED inspection.
 - 4.7. any suspected breach of the Academy Handbook or communication received from the Education & Skills Funding Agency seeking to investigate any complaint made in relation to the Academy.
5. Appropriate steps will then be taken to manage any situation, communicating as appropriate in the circumstances (having regard to the fundamental principle of transparency and openness).
6. The Local Governing Committee acknowledges the need for and submits to any inspection by the Directors, the Executive Team, and the Diocesan Department for Education.

7. Where weaknesses are identified, either because of a fall in standards, a failure of governance and/or leadership or where there is any financial wrongdoing, the Trust Board expressly reserves the unfettered right to review or remove any (or indeed all) power or responsibility conferred on the Local Governing Committee under this Scheme of Delegation.
8. The Trust's Leadership and Governance Decision Planner indicates relevant decision-making authority which may be temporarily removed from an Academy which is being formally supported by the Trust. Decisions as to whether an Academy is "effective" or to be formally "supported" (beyond the support which the Trust would normally provide or secure for its Academies) will be made by the Trust Board, who will have regard to any advice issued by the Executive Team and the Diocesan Department for Education.
9. If the Directors resolve to suspend all delegated authority to a Local Governing Committee, an executive or management board will be established to undertake the responsibilities of the Local Governing Committee until such time as delegated authority can be restored. Any decision to do so and any appointments to the executive or management board will be that of the Trust Board, who shall seek the advice and support of the Members (and the Diocesan Department for Education) if any external concerns are raised.
10. Notwithstanding the above, the Trust Board and the Local Governing Committee acknowledge the value of maintaining a good working relationship particularly in light of the levels of delegated responsibility within the Trust and the impact this may have on the ability of the Trust Board or the Local Governing Committee to react when standards are falling and/or there is evidence of financial imprudence exposing the Academy or the Trust to a threat of intervention. The Trust Board and the Local Governing Committee in such circumstances make the following commitments to each other:
 - 10.1. to discuss openly any weaknesses or any situation which may in the opinion of potentially lead to a threat of intervention by the Secretary of State for Education as the Principal Regulator.
 - 10.2. to use all reasonable endeavours to agree the measures to be taken to improve standards and the performance of the Academy and to support each other in the implementation of those measures, including involving the Diocesan Department for Education who will support and advise on steps to be taken and facilitate additional support if needed.
 - 10.3. to allow each other the opportunity to effect improvements at the Academy provided such steps do not seek to undermine the collaborative and respectful approach being adopted by each.
11. The Trust Board shall not exercise any power to suspend or remove the Headteacher without first discussing with the Chair of the Local Governing Committee the need to ensure that such power is being exercised appropriately and proportionately.

Trust Structure Chart



CATHOLIC EDUCATION TRUST – GOVERNANCE STRUCTURE



Summary of Delegated Governance Responsibility

DIOCESE OF HEXHAM AND NEWCASTLE: [NAME OF TRUST] - SUMMARY OF KEY DELEGATED GOVERNANCE RESPONSIBILITIES

Members	Directors/Trust Board	Local Governing Committee
<ul style="list-style-type: none"> • determine constitution and religious character • oversee the Directors • recognise any strategic partnerships • delegate governance and management responsibility to the Directors (formally appointing and removing the Directors where necessary) 	<ul style="list-style-type: none"> • hold governance accountability • determine strategic vision and overarching strategic plan • provide strategic leadership and governance • provide challenge and support to senior leaders • undertake the recruitment and performance of any chief executive officer • develop and decide strategic and operational policies • facilitate collaboration • co-ordinate and oversee shared services and resources • develop and oversee the implementation of Trust development plan • approval of performance benchmarks • approve overall Trust budget and approve School budget parameters • monitor expenditure in accordance with appropriate authorisations • oversee financial governance and risk management • determine the Trust's reserves/contingency policy • ensure appropriate insurance or risk cover is put in place • undertake recruitment of headteachers and facilitate the performance management of senior leaders • develop shared staff training programmes and opportunities for professional development • support the development and building of leadership and governance capacity at School level • approve of site and asset management strategy • oversee any significant capital expenditure and building projects ensuring compliance with Trust finance policy • approve of all funding applications • decision maker for all appeals 	<ul style="list-style-type: none"> • decide the School's strategic vision and uphold the School's distinctiveness and unique character, in harmony with the Trust's strategic vision and ethos • support senior leadership team generally and with specific emphasis on target setting, pupil monitoring and analysing progress data to inform curriculum & budgeting priorities • approve of School development/action plan • approve – recommend of School budget and support the head teacher in submitting the budget to the Trust Board for formal approval • approve any significant capital expenditure • oversee expenditure ensuring the School works within its budget and implements the Trust's risk and financial management policies ensuring probity, prudence and efficiency • play an active part in the recruitment of the headteacher • support the senior leadership team in the development and review of an appropriate staffing structure • support the head teacher in the recruitment and performance management of personnel • responsible for staff welfare and well-being, supporting the senior leadership team in monitoring absence and sickness • promote collaboration with other schools in the Trust • develop and review delegated school policies (e.g. admissions, pupil behaviour, safeguarding) • provide advice and feedback to the Directors, ensuring the school is meeting the needs of its community • undertake all and any appropriate community consultation • provide a point of contact for parents, carers and other members of the local community, maintaining an effective link to the wider community • evaluate its performance ensuring appropriate training and development so that knowledge, skills and behaviour are appropriate for a dynamic education environment

Summary of Delegated Leadership Responsibility

DIOCESE OF HEXHAM AND NEWCASTLE: BBCET - SUMMARY OF KEY DELEGATED LEADERSHIP RESPONSIBILITIES

Chief Executive Officer/Accounting Officer	Chief Operating Officer/Chief Financial Officer	Headteacher
<ul style="list-style-type: none"> • Trust Accounting Officer • provides leadership and vision to the Trust • chairs [Leadership Group] and provides focal point for reporting to the Trust Board • represents views of [Leadership Group] and supports implementation of strategic decisions by Trust Board • advises on operational priorities and leads on development of Trust strategic plan and Trust policies, which remain the responsibility of the Trust Board • Delegates to School Improvement Lead and Chair of the Local Governing Committee to carry out the appraisal of head teachers and supports their professional development • manages Trust executive team ensuring high quality effective support is provided to Trust schools • responsible for ensuring that the Trust keeps proper financial records, has appropriate financial systems in place and manages opportunities and risk • submits annual “statement on regularity, propriety and compliance” to ESFA • manages Trust’s external relations • builds effective partnerships with external agencies including the Regional Schools Commissioner and the Education & Skills Funding Agency • leads and manages any process for the expansion of the Trust and its schools 	<ul style="list-style-type: none"> • responsible for all operational matters • fulfils responsibilities of “chief financial officer” under the Academy Handbook • supports the Trust CEO in managing operations and responsible for delivery of the Trust’s financial and accounting processes • ensures there is sound and appropriate financial governance and that risk management arrangements are in place • develops and ensures the implementation of the Trust’s financial management regulations and/or finance policy • prepares and monitors Trust and school budgets • ensures delivery of annual accounts • advises on financial policies including a procurement policy and strategy • leads on any significant procurement and advises on and monitors less significant procurements in line with the Trust procurement policy • undertakes contract management of any Trust wide contract and supports school based teams to manage school contracts • develops and advises on operational support for the head teachers • ensures there is risk protection cover in place for all risk areas • leads on any significant capital project including managing any application for capital funding and/or distribution of any capital grant 	<ul style="list-style-type: none"> • undertakes statutory responsibilities as head teacher • provides leadership and vision to the School • responsible for standards and pupil outcomes • determines the curriculum priorities and takes responsibility for all teaching and learning • implements Board decisions affecting the School • advises on and implements School’s development/action plan and agreed strategic priorities • advises on and implements the staffing structure approved by the Local Governing Committee for the School and is responsible for the organisation of resources • responsible for recruitment of School staff and their professional development • undertakes performance management of School staff and deals with any grievances • responsible for disciplining School staff • working with the COO/CFO, advises on the School budget making recommendations to the Local Governing Committee and ensuring the School manages within its budget • advises on School policies, which are delegated to the Local Governing Committee for determination • responsible for safeguarding and well-being of pupils and staff • decides any pupil exclusions • manages School’s relationship with its community

LEADERSHIP AND GOVERNANCE DECISION PLANNER

This decision planner is designed to work in conjunction with the formal Scheme of Delegation adopted by the Trust. It provides a quick reference guide to how some of the important decisions within the Trust are to be made. Any discrepancies between this document and the Scheme of Delegation shall be construed in favour of the Scheme of Delegation, which will take precedence. Further detail of the involvement of the Bishop, the Diocese of Hexham and Newcastle and the Diocesan Department for Education is contained in the **Diocesan Memorandum of Understanding**.

The governance and management layers within the Trust are identified as follows:

1. Trust Members (the “**Members**”)
2. Trust Board of Directors (the “**Board**”)
3. Local Governing Committee (the “**LGC**”)
4. Trust Chief Executive Officer (or assigned member of the Executive Team) (“**CEO**”)
5. Headteacher/Head of School (“**HT**”)

✓	Decision to be made by
*	To be notified of decision

	Task	Members	Board	LGC	CEO & Exec	HT
1.	Governance and Vision					
1.1.	Approve any changes to Trust Articles of Association	✓				
1.2.	Approve any changes to Trust Scheme of Delegation	✓				
1.3.	Establish or merge Local Governing Committees	*	✓			
1.4.	Establish Trust Committees and determine terms of reference		✓			
1.5.	Establish committee for admissions and appeals			✓		
1.6.	Establish committee for pupil exclusions			✓		
1.7.	Appoint Chair of Trust Board	*	✓			
1.8.	Remove Chair of Trust Board	✓				
1.9.	Appoint Foundation Directors	✓				
1.10.	Remove Foundation Directors	✓				
1.11.	Appoint Co-opted and Non-Foundation Directors	✓	✓			
1.12.	Remove Co-opted and Non-Foundation Directors	✓	✓			
1.13.	Appoint Chair of LGC			✓		
1.14.	Remove Chair of LGC	*	✓			

	Task	Members	Board	LGC	CEO & Exec	HT
1.15.	Appoint Foundation Governors	✓				
1.16.	Appoint Non-Foundation Governors (other than elected Governors)		✓			
1.17.	Remove Foundation Governors	✓				
1.18.	Remove Non-Foundation Governors and Elected Governors		✓			
1.19.	Approve Directors/Governor Expenses Policy	*	✓			
1.20.	Manage Conflicts of Interest		✓			
2.	Finance					
2.1.	Trust & Academy Financial Regulations and Procedures		✓			
2.2.	Appoint Trust auditors	*	✓			
2.3.	Approve Trust Budget		✓			
2.4.	Trust Annual Accounts	*	✓			
2.5.	Directors Annual Report	*	✓			
2.6.	Undertake financial efficiency review (across the Trust)		✓			
2.7.	Undertake financial efficiency review (within the Academy)			✓		
2.8.	Charging and Remissions Policy		✓			
2.9.	Compile and review Trust Risk Register		✓			
2.10.	Compile and review Academy Audit and Risk Register and report on risks to Trust Audit and Risk Committee	*	✓			

	Task	Members	Board	LGC	CEO & Exec	HT
2.11.	Trust Academies Accounts Returns to ESFA		✓			
2.12.	Response to Auditor's Management Letter	*	✓			
2.13.	Academy Budget Plan		*	✓		
2.14.	Monitor budget		*	✓		
2.15.	Academy Accounts Return to ESFA	*	✓			
3.	Strategy, Performance and Expansion					
3.1.	Trust Strategic Plan	*	✓			
3.2.	New, converter or sponsored academies joining CET	*	✓			
3.3.	Academy expansion and or change in age	*	✓			
3.4.	Determine overall effectiveness of Academy		✓			
3.5.	Academy Performance Targets		✓			
3.6.	Academy Development Plan			*	*	✓
3.7.	Intervention/Establish Executive/Management Board	*	✓			
3.8.	Admissions Policy	✓				
3.9.	Trust wide policies		✓			
3.10.	Academy wide [specific] policies			✓		
3.11.	Management of risk for the CET: establish risk register, review and monitor risks, threats and opportunities		✓			

	Task	Members	Board	LGC	CEO & Exec	HT
3.12.	Management of risk for the academy: establish risk register, review and monitor risks, threats, and opportunities			✓		
4.	Staffing and HR					
4.1.	Develop safer recruitment policies and procedures including a template single central record (SCR) and ensure staff are trained		✓			
4.2.	Implement safer recruitment policies and procedures including maintenance of the academy single central record (SCR)					✓
4.3.	Monitor the implementation of and review safer recruitment procedures			✓		✓
4.4.	Monitor the single central record (SCR) to ensure that it is accurate and up to date in accordance with statutory requirements			✓		
4.5.	Agree CET staffing structure		✓		✓	
4.6.	Agree academy staffing structure				✓	
4.7.	Chief Executive Officer - appoint and dismiss		✓			
4.8.	Executive Team - appoint and dismiss		✓			
4.9.	Headteacher appointments - to ensure that all diocesan protocols are followed		✓			
4.10.	Headteacher dismissals - to implement the requirements of the relevant CET policy		✓			
4.11.	All reserved posts appointments - to ensure that all diocesan protocols are followed		✓			
4.12.	All reserved post dismissals - to implement the requirements of the relevant CET policy		✓			
4.13.	Academy staff (not headteacher/deputy headteacher): appointments - to implement CET recruitment process					✓

	Task	Members	Board	LGC	CEO & Exec	HT
4.14.	Academy staff dismissals (not the headteacher/deputy headteacher) - to implement the requirements of the relevant CET policy					✓
4.15.	Agree performance management cycle and appraisal arrangements		✓		✓	
4.16.	Undertake performance management of the Chief Executive Officer		✓			
4.17.	Hold headteacher to account for the educational performance of the academy and its pupils and for the internal management and control of the academy including the performance management of staff				✓	
4.18.	Undertake performance management of central team				✓	
4.19.	Undertake performance management of headteacher				✓	
4.20.	Undertake performance management of academy staff					✓
4.21.	Establish and review Trust Pay Policy		✓			
4.22.	Make recommendations to CET Boards on pay awards for CEOs and executive postholders	✓				
4.23.	Agree headteacher pay award		✓			
4.24.	Agree central team pay award		✓			
4.25.	Agree academy staff pay award		✓			
4.26.	Agree pay progression decisions		✓			
4.27.	Hear appeals on pay progression decisions		✓			
4.28.	Approval of CES policies on appraisal, capability, disciplinary, grievance and sickness absence to be adopted by the Trust on behalf of all academies		✓			

	Task	Members	Board	LGC	CEO & Exec	HT
	[Responsibilities under each policy are set out in the policy as appropriate]					
4.29.	Approval of HR policies not covered by CES. Responsibilities under each policy are set out in the respective policy		✓			
4.30.	Suspend and lift suspension: Chief Executive Officer		✓			
4.31.	Suspend and lift suspension: headteacher				✓	
4.32.	Suspend and lift suspension: central team				✓	
4.33.	Suspend and lift suspension: academy staff					✓
4.34.	Making changes to terms and conditions of staff		✓			
5.	Land and Contracts					
5.1.	Oversee development and maintenance of individual academy estate and ensure safety of premises and estate		✓			
5.2.	Establish and review asset management plan		✓			
5.3.	Ensure health and safety audits are carried out and report findings				✓	✓
5.4.	Apply to the Diocesan Trustees for consent to building works before undertaking any works	✓				
5.5.	Leases		✓			
5.6.	Lettings and shared use		✓			
5.7.	Adopt a Trust wide health and safety policy and risk reporting policy		✓			

	Task	Members	Board	LGC	CEO & Exec	HT
5.8.	Follow procedural guidance issued by the CET to monitor the implementation of the health and safety policy and ensure that appropriate risk assessments are being carried out in the academy				✓	✓
5.9.	Conduct site inspections to review any health and safety issues and the security of premises and equipment				✓	✓
5.10	Follow procedural guidance issued by the CET to monitor the arrangements for the effective supervision of building maintenance and minor works and take up any issues with the executive team			✓		✓
6.	HR Policies					
6.1.	Pay & Remuneration Policy		✓			
6.2.	Safeguarding Policy and Review		✓			
6.3.	Job Role Salary & Grading Policy		✓			
6.4.	Changes to Employee Terms & Conditions or Collective Agreements		✓			
6.5.	Performance Management & Appraisal Review Policy		✓			
6.6.	Disciplinary Policy		✓			
6.7.	Grievance Policy		✓			
6.8.	Capability Policy		✓			
6.9.	Whistle-blowing Policy		✓			
6.10.	Re-structuring & Redundancy Policy		✓			
6.11.	Employee Health & Safety Policy		✓			

	Task	Members	Board	LGC	CEO & Exec	HT
6.12.	Terms and holidays		✓			
6.13.	Academy times		✓			
6.14.	Adoption and review of Non-HR Statutory Policies		✓			
6.15.	Exclusions		✓			
6.16.	Appeals against Permanent Exclusion		✓			
6.17.	Complaints		✓			