

Committee(s):	Date(s):
Education Board	5 March 2015
Subject: Actions Taken under Delegated and Urgency Procedure Since the Last Meeting	Public
Report of: Town Clerk	For Information
Summary	
<p>This report summarises actions taken under urgent authority procedure since the last meeting of the Education Board on 15 January 2015. In summary, the Town Clerk exercised urgent authority to recommend to the Court of Common Council, on behalf of the Education Board, that the resignation of the Reverend Dr Martin Dudley as Company Member of the City of London Academies (Southwark) be noted and that Andrew McMurtrie CC be appointed to the resulting vacancy.</p>	
Recommendation(s)	
<ul style="list-style-type: none"> • Members are asked to note the report 	

Main Report

Background

1. Standing Order 41 of the Court of Common Council allows for decisions to be taken between meetings of Committees. They can be taken if, in the opinion of the Town Clerk it is urgently necessary for a decision to be made, or if the Committee or Sub-Committee have delegated authority to the Town Clerk to make such a decision.
2. If such instances arise, then the powers of the Committee or Sub-Committee may where lawfully possible be exercised by the Town Clerk. Before exercising such power, the Town Clerk must seek and obtain the comments of the Chairman and Deputy Chairman of the Committee or Sub-Committee or, failing either of them, their nominees. Each action or decision shall then be reported to the next meeting of the Committee or Sub-Committee.

Current Position

3. The City of London Academies (Southwark) is a company limited by guarantee under the Companies Act 2006. The City Corporation is the sole Sponsor and has certain rights to appoint and remove directors to the two academies as well as Members of the legal entity overseeing the City of London Academy Southwark and Redriff Primary School – the City of London Academies (Southwark).
4. The Reverend Dr Dudley formally resigned as a governor of City of London Academy Southwark in 2013 but remained a Member of the City of London Academies (Southwark).
5. Consistent with usual City Corporation practice regarding appointments to the Academy companies where the City Corporation has rights to appoint both directors and Members, who are often the same individuals, Dr Dudley wished to resign as a

Member of the City of London Academies (Southwark) consistent with his resignation as a director in 2013.

6. Andrew McMurtrie is an existing director of the City of London Academy Southwark, appointed by the City Corporation. He indicated he is willing to serve as a Member of the City of London Academies (Southwark). The Board of Governors supported Mr McMurtrie's appointment to replace Dr Dudley.
7. There are currently three Members of the City of London Academies (Southwark) including the Reverend Dr Dudley. Two are appointed by the City Corporation (Dr Dudley and Alderman Sir David Wootton) and the third is appointed ex-officio by virtue of being Chairman of the Board of Governors (Deputy William Fraser). Under the City of London Academies (Southwark) governing documents a Member may resign provided that after such resignation the number of Members is not less than three. The Academy's governing documents also provide that the City Corporation, as Sponsor, may remove a Member appointed by them and appoint a replacement Member to fill a vacancy whether resulting from such removal or otherwise.
8. In noting Dr Dudley's wish to resign and recognising that his resignation would cause the number of Members to fall below three, it is recommended that the Court of Common Council give notice to the City of London Academies (Southwark) of its decision, as Sponsor, to remove Dr Dudley as Member and to appoint Mr McMurtrie to fill the resulting vacancy. The company administration regarding the appointment is dealt with directly by the City of London Academies (Southwark).

Conclusion

9. This report summarises the actions taken under urgent authority procedure since the last meeting of the Education Board on 15 January 2015. The decision to note the resignation of Dr Dudley and recommend to the Court of Common Council the appointment of Andrew McMurtrie CC to the resulting vacancy was made under urgency procedure on 16 February 2015, for consideration by the Court at its meeting on 5 March 2015.

Appendices

- None

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