# **Council of Governors eligibility criteria** **Governors must be:**

* At least 16 years of age on the date your are nominated for election or appointment
* A current member of Medway NHS Foundation Trust
* A resident of the constituency in which you are seeking election

## **Disqualification and removal**

A person may not become or continue as a member of the Council of Governors if they have, or are:

1. been adjudged bankrupt or whose estate has been sequestrated and (in either case) has not been discharged.

1. had a moratorium period under a debt relief order applied (under Part 7A of the Insolvency Act).

1. made a composition or arrangement with, or granted a Trust deed for, his/her creditors and has not been discharged in respect of it.

1. within the preceding five years been convicted in the British Isles of any offence if a sentence of imprisonment (whether suspended or not) for a period of not less than three months (without the option of a fine) was imposed on him/her.

1. failed to attend three general meetings of the Council of Governors in a 12 month period, unless the Council of Governors is satisfied that the absences were due to reasonable causes and that attendance at future meetings will begin again immediately or within a reasonable period of time.

1. been dismissed within the preceding two years, otherwise than by reasons of redundancy, from employment with a public body (paid or otherwise).

1. been appointed as an executive or non-executive Director of the Trust or a Governor, non-executive Director, Chair or Chief Executive of another NHS organisation.

1. the spouse, partner, parent or child of a Governor.

1. a member of a Local Authority’s Scrutiny Committee covering health matters.

1. a person who is a medical practitioner and who has been removed from the register of medical practitioners held by the General  Medical Council in accordance with the Medical Act 1983, or has been suspended from that register, and not subsequently had his/her name returned to that register.

1. incapable by reason of continuing mental incapacity, illness or injury of managing and administering his/her property and affairs.

1. refused to sign a declaration in the form specified by the nominated Member’s Office of the particulars of their qualification to vote as a member and that they are not prevented from being a member.

1. refused to undertake without reasonable cause any training that the Council of Governors requires all Governors to undertake.
2. failed to sign and deliver to the Nominated Officer a statement in the prescribed form confirming acceptance of the Code of Conduct for Governors.

1. any conflicts of interest that may make them unsuitable.

1. fail to disclose any conflict of interest required to be disclosed in meetings of the Council of Governors.

1. a person whose name has been added to and not removed from a list prepared under the Sexual Offences Act 1997.

1. no longer eligible to be a member of a constituency or if appointed, that person is no longer sponsored by the relevant organisation.

1. had their name removed from a relevant list of medical practitioners pursuant to Paragraph 10 of the National Health Service (Performers Lists) Regulations 2004 or Section 151 of the 2006 Act (or similar provision elsewhere), and has not subsequently had their name included in such a list.

1. subject to disqualification under the Company Directors Disqualification Act 1986.

1. been convicted of an offence under the Bribery Act 2010, the modern Slavery Act 2015 or a crime involving dishonesty.