Changes to legislation: *There are outstanding changes not yet made by the legislation.gov.uk editorial team to The General Teaching Council for Northern Ireland (Registration of Teachers) (Amendment) Regulations (Northern Ireland) 2015. Any changes that have already been made by the team appear in the content and are referenced with annotations. (See end of Document for details) View outstanding changes*

STATUTORY RULES OF NORTHERN IRELAND

2015 No. 151

EDUCATION

The General Teaching Council for Northern Ireland (Registration of Teachers) (Amendment) Regulations (Northern Ireland) 2015

Made - - - -	*11th March 2015*
Coming into operation	*1st April 2015*

The Department of Education makes the following Regulations in exercise of the powers conferred by Articles 36(1), (3)(f) and (5), 40(3) and 90(3) of the Education (Northern Ireland) Order 1998(**1**).

Citation and commencement

1. These Regulations may be cited as the General Teaching Council for Northern Ireland (Registration of Teachers) (Amendment) Regulations (Northern Ireland) 2015 and shall come into operation on 1st April 2015.

Commencement Information

I1 Reg. 1 in operation at 1.4.2015, see **reg. 1**

Amendment of the General Teaching Council for Northern Ireland (Registration of Teachers) Regulations (Northern Ireland) 2004

2.—(1) The General Teaching Council for Northern Ireland (Registration of Teachers) Regulations (Northern Ireland) 2004(**2**) are amended in accordance with paragraphs (2) to (8).

(2) In regulation 2 (interpretation), for the definition of "equivalent General Teaching Council" substitute—

> ""equivalent Council" means the Education Workforce Council for Wales or the General Teaching Council for Scotland;".

(3) For regulation 3(**3**) (disqualification from registration) substitute—

(**1**) S.I. 1998/1759 (N.I. 13). Article 36 has been amended by Article 35 of the Education and Libraries (Northern Ireland) Order 2003 (S.I. 2003/424 (N.I. 12)) and Articles 35 and 36 of the Education (Northern Ireland) Order 2006 (S.I. 2006/1915 (N.I. 11))

(**2**) S.R. 2004 No. 38; relevant amending regulations are S.R. 2007 No. 402 and S.R. 2009 No. 370

(**3**) Regulation 3 was substituted by regulation 3(2) of S.R. 2009 No. 370

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"**3.** A person is not eligible for registration if—

(a) he is not a qualified teacher;

(b) he is a person in relation to whom a prohibition order has effect under section 141B of the Education Act 2002(**4**);

(c) he is a person subject to a disciplinary order made under the Education (Wales) Act 2014(**5**) by virtue of which he is not eligible for registration as a teacher in Wales;

(d) he is considered unfit to teach for the purposes of the Public Services Reform (General Teaching Council for Scotland) Order 2011(**6**);

(e) his entry in the register has for the time being been removed under regulation 10A; or

(f) he is barred from regulated activity relating to children in accordance with Article 7(2) of the Safeguarding Vulnerable Groups (Northern Ireland) Order 2007(**7**).".

(4) In regulation 10 (removal of entries from the register), at the beginning insert "Subject to regulation 10A,".

(5) After regulation 10 insert—

"**10A.**—(1) Where the Council finds a person guilty of misconduct it may remove that person's entry from the register.

(2) Before exercising its power under paragraph (1) the Council shall—

(a) inform the person of the nature of the case against him;

(b) afford him an opportunity to make representations to it; and

(c) consider such representations and all other relevant information available to it.

(3) Where the Council removes a person's entry from the register under paragraph (1) it shall provide him with a notice of its decision and the reason for it.

(4) A person whose entry in the register has been removed under paragraph (1) may, within 28 days from the date of the decision notice provided under paragraph (3), appeal to the High Court against that decision.

(5) The Council may make provision in connection with—

(a) the hearing and determination of cases; and

(b) decision notices under paragraph (3).".

(6) In regulation 15 (supply of information to equivalent General Teaching Councils)—

(a) in paragraph (1)(b) after "Article 38(3)" insert "of the 1998 Order";

(b) in paragraphs (1) and (2) for "an equivalent General Teaching Council" substitute "an equivalent Council or the Secretary of State".

(7) In Schedule 1 (matters to be recorded in the register against a teacher's name)—

(a) omit paragraphs 21 and 22;

(b) in paragraphs 23 and 24 for "an equivalent General Teaching Council" substitute "an equivalent Council".

(8) In Schedule 2 (information to be supplied to employers and equivalent general teaching councils)—

(**4**) 2002 c. 32; section 141B was inserted by section 8 of the Education Act 2011 (c. 21)
(**5**) 2014 anaw 5
(**6**) S.S.I. 2011 No. 215
(**7**) S.I. 2007/1351 (N.I. 11)