1991 No. 256

EDUCATION

Teachers' Salaries (Amendment No. 2) Regulations (Northern Ireland) 1991

Made	*19th June 1991*
Coming into operation . .	*28th June 1991*

The Department of Education, in exercise of the powers conferred on it by Articles 69(1) and (2) and (3)(**a**), 70(1)(*b*)(**b**) and 134(1) of the Education and Libraries (Northern Ireland) Order 1986(**c**), and by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(**d**) and of every other power enabling it in that behalf, after consultation in accordance with Article 69(5)(**a**) of the Education and Libraries (Northern Ireland) Order 1986(**c**) hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Teachers' Salaries (Amendment No. 2) Regulations (Northern Ireland) 1991 and shall come into operation on 28th June 1991 and except where otherwise provided shall have effect on and from 1st April 1991.

Amendment of Teachers' Salaries Regulations (Northern Ireland) 1987

2. The Teachers' Salaries Regulations (Northern Ireland) 1987(**e**) shall be amended as provided in regulations 3 to 15.

3. In regulation 3(1) (interpretation)—

(i) after the definition of ''the Order'' there shall be inserted — '' ''part-time teacher'' means a qualified teacher who is not full-time;'';

(ii) after the definition of ''recognised'' there shall be inserted— '' ''relevant body'' means—

(*a*) in the case of a school without a delegated budget, the employing authority; and

(*b*) in the case of a school which has a delegated budget, the Board of Governors of the school;

(**a**) Article 69 was substituted by Article 166 of and Schedule 9 to S.I. 1989/2406 (N.I. 20)
(**b**) Article 70 was substituted by Article 8 of S.I. 1987/167 (N.I. 2) and amended by Article 157 of S.I. 1989/2406 (N.I. 20)
(**c**) S.I. 1986/594 (N.I. 3) to which there are other amendments not relevant to the subject matter of these Regulations
(**d**) 1962 c. 7 (N.I.)
(**e**) S.R. 1987 No. 384 as amended by S.R. 1988 No. 304, S.R. 1989 No. 275, S.R. 1990 No. 270 and S.R. 1991 No. 16

and any reference to a school which has a delegated budget shall be construed in accordance with Article 50 of the Education Reform (Northern Ireland) Order 1989(**a**);''.

4. For the table in regulation 7 (salary of principals) there shall be substituted the following table—

''*Primary and Secondary School Group* (1)	*Special School Group* (2)	*Salary* (3)
		£
1		20,640
2		21,285
3		21,930
4	3(S)	22,575
5	4(S)	23,544
6	5(S)	25,155
7	6(S)	26,661
8	7(S)	28,380
9	8(S)	30,210
10	9(S)	32,361
11		34,725
12		36,981
13		38,487
14		40,746''

5. For the table in regulation 8 (salary of vice-principals) there shall be substituted the following table—

''*Primary and Secondary School Group* (1)	*Special School Group* (2)	*Salary* (3)
		£
Below 4		19,674
4	3(S)	19,995
5	4(S)	20,640
6	5(S)	20,964
7	6(S)	21,609
8	7(S)	22,575
9	8(S)	23,865
10	9(S)	25,155
11		26,232
12		27,522
13		28,812
14		29,670''

(a) S.I. 1989/2406 (N.I. 20)

6. For the table in regulation 9 (standard scale for all teachers except principals and vice-principals) there shall be substituted the following table—

"Scale Point (as at 31st March 1991)	*New Scale Point*	*Annual Salary*
		£
1	1	10,212
2	1	10,212
3	2	10,752
4	3	11,292
5	4	11,832
6	5	12,639
7	6	13,446
8	7	14,253
9	8	15,060
10	9	16,134
11	10	17,208"

7. In regulation 10 (promotion allowances for teachers other than principals and vice-principals)—

(*a*) for paragraph (3) there shall be substituted—

"(3) Subject to the provisions of this regulation and of paragraph 4 of Schedule 1 the relevant body may determine that a promotion allowance at one of the above rates shall be paid to a teacher in a primary or secondary school.";

(*b*) in paragraph (4)(*b*) the words "with the approval of the Department" and "or who is responsible for remedial education in a primary or secondary school" shall be omitted;

(*c*) in paragraph (6) for "employing authority" there shall be substituted "relevant body";

(*d*) in paragraphs (6) and (7) for the words "paragraph 3(2) of Schedule 3" there shall be substituted the words "paragraph 2(2) of Schedule 3".

8. In regulation 12 (teachers of blind and deaf children) for "£597" there shall be substituted "£642".

9. In regulation 16 (part-time teachers: payment)—

(i) In paragraph (1)(*b*) for "£7·48" there shall be substituted "£8·04";

(ii) In paragraph (2) for "£9·64" there shall be substituted "£10·36";

(iii) In paragraph (5) for "£9·64" there shall be substituted "£10·36".

10. In regulation 17 (mimimum salary for unqualified teachers) for "£6,948" there shall be substituted "£7,470".

11. With effect on and from 1st August 1991, in regulation 20 (absences for other causes) for "his employing authority" there shall be substituted "the relevant body".

12. In regulation 22 (transitional provisions)—

(*a*) for the words "31st December 1990", wherever they occur, there shall be substituted "31st March 1991";

(*b*) paragraph (4) is hereby revoked.

13. In Schedule 1 (groups, unit totals, promotion allowances and provisions for principals and vice-principals)—

(*a*) in Part I in paragraph 3(2) for the words "shall be determined by the Department within the limits specified in column (3) of the table" there shall be substituted "shall be determined by the relevant body within the limits specified in the table in Annex A";

(*b*) in Part I for paragraph 4 (promotion allowances) there shall be substituted—

"*Promotion allowances*

4.—(1) Subject to sub-paragraphs (2) to (4) and to paragraph 2(2) of Schedule 3, the maximum rate of promotion allowance and, where appropriate, the number of such maximum rate allowances which may be paid in a school which has been assigned to a group specified in column (2) of the Table are set out opposite thereto in column (4) of the Table.

(2) The limits shown in column (4) of the Table may be increased where the relevant body is of the opinion that the staffing and organisational needs of the school cannot be met within the limits prescribed and in forming this opinion it shall have regard in particular, but not exclusively, to—

(i) whether the school is a secondary school in a group below group 9;

(ii) the difficulties of recruiting and retaining teachers to serve in the school;

(iii) the proportion of children in the school belonging to families receiving income support.

(3)(*a*) A teacher may be paid a promotion allowance at a rate for which no provision is made in the Table for the relevant group if—

(i) the difference between (*a*) the sum of that allowance and the maximum of the standard scale and (*b*) the salary of the lowest vice-principal in the school or, where there is no vice-principal, that of the principal, is not less than £700; or

(ii) the allowance is payable pursuant to the transitional provisions in paragraph 2(2) of Schedule 3; or