1975 No. 267

EDUCATION

Teachers' Salaries (Amendment) Regulations (Northern Ireland) 1975

Made . . . . 24*th September* 1975

Coming into operation . . . 24*th September* 1975

The Department of Education(a), hereinafter referred to as "the Department", in pursuance of the powers vested in it by Articles 57 and 125 of the Education and Libraries (Northern Ireland) Order 1972(b) and by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(c) and of all other powers enabling it in that behalf and after consultation with the Department of Finance, hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Teachers' Salaries (Amendment) Regulations (Northern Ireland) 1975 and shall come into operation on 24th September 1975 and except where otherwise provided shall have effect from 1st April 1975.

Regulations amended

2. The existing regulations hereby amended are the Teachers' Salaries Regulations (Northern Ireland) 1975(d).

Definitions

3. In regulation 3(1) of the existing regulations—

(*a*) there shall be inserted the following additional definitions:

" "peripatetic teacher" shall have the meaning assigned to it by Article 53(2)(*a*) of the Order;

"supply teacher" shall have the meaning assigned to it by Article 53(2)(*b*) of the Order;"

(*b*) after the word "employed" in the definitions of "qualified teacher" and "unqualified teacher" there shall be added the words "or as a qualified peripatetic or supply teacher".

Application

4. For regulation 4(1) of the existing regulations there shall be substituted:

"**4.**—(1) These regulations shall apply to teachers employed in grant-aided schools other than technical intermediate schools and to peripatetic and supply teachers.".

(a) Formerly the Ministry of Education: *see* 1973 c. 36 Sch. 5 para. 8(1)
(b) S.I. 1972/1263 (N.I. 12)
(c) 1962 c. 7 (N.I.)
(d) S.R. 1975 No. 59

Salary scales

5. For Schedule 2 to the existing regulations there shall be substituted the Schedule set out in Annex A to these regulations.

Teachers appointed to a post on any of the scales 2 to 4, 2(S) or 3(S) or as senior teachers

6. In regulation 9 of the existing regulations—

(*a*) after "16(1)" in paragraph 1 there shall be added "and 16(2)";

(*b*) for "16(2)" in paragraph 2 there shall be substituted "16(3)".

Salary protection for certain teachers

7. After paragraph (2) of regulation 11 of the existing regulations there shall be added the following paragraph:

"(3) Where a school group for a special school, determined at 1st April in accordance with regulation 22(1) and Schedule 5, is a lower group than that which applied at the previous 31st March, a principal, vice-principal or second master/mistress who continues to be employed in the school from 1st April in the same capacity as in the immediately preceding period shall, subject to the provisions of paragraph (2), be paid from 1st April on the scale appropriate to the group immediately above the said lower group for so long as the school remains in that lower group.".

Principals: Additional provisions relating to scales and allowances

8. In regulation 12(3) of the existing regulations for "£192" there shall be substituted "£222".

Senior teachers

9. For regulation 16 of the existing regulations there shall be substituted:

"**16.**—(1) Subject to the provisions of these regulations, there shall be designated in primary and secondary schools senior teachers as shown in the following table:

Schools in points categories as determined for purposes of Schedule 2	*Number of senior teachers to be designated*
2401-3300	1
3301-4600	2
4601 and above	3

(2) An employing authority may with the approval of the Department designate in primary and secondary schools, where the scale score of the school permits, senior teachers additional to those under paragraph (1) as follows:

Schools in points categories as determined for purposes of Schedule 2	*Number of senior teachers additional to those under paragraph* (1)
2401-3300	2
3301-4600	2
4601-6000	1
6001 and above	2

(3) In special schools in group 9(S) there may with the approval of the Department be designated for the purposes of these regulations posts of senior teacher up to a limit of 10% of the number of approved full-time teaching posts in the school other than those of principal, vice-principal and second master/mistress.".

Determination of points score

10. In regulation 18 of the existing regulations for the words after "in the case of handicapped pupils" to the end of the regulation there shall be substituted:

"where the board has decided that special educational treatment is required, when the points count prescribed above shall be increased for each handicapped pupil by 3 points.".

Scale scores

11. For paragraph (1) of regulation 20 of the existing regulations there shall be substituted:

"(1)(*a*) Subject to the provisions of sub-paragraph (*b*) and of regulation 24(2), a scale score shall be allocated to each primary and secondary school and shall be the scale score as set out in Schedule 3 related to the points category of the school. The scale score for secondary schools shall be the sum of scale score I and scale score II;

(*b*) In such cases as the Department may deem proper the scale score of the school as determined in accordance with sub-paragraph (*a*) may be increased to such extent as the Department shall approve.".

Determination of school group

12. For paragraph (2) of regulation 22 of the existing regulations there shall be substituted:

"(2) Where a special school is directly affected by reorganisation or is newly opened, the Department shall determine the group of the school for part or the whole of any year beginning on the 1st April for the purposes of deciding the salary scales for the principal and vice-principal and for the second master or second mistress (if any), and shall base this determination on its estimate of the numbers of staff and pupils likely to be reached four years after the date of reorganisation or opening.".

Determination of number of posts on scales 2(S) and 3(S)

13. In regulation 23(1) of the existing regulations there shall be inserted the words ", exclusive of the posts of principal, vice-principal and second master/mistress," after the word "school" in line 3.

Schools of exceptional difficulty

14. After paragraph (2) of regulation 24 of the existing regulations there shall be added the following paragraph:

"(3) where additional scale score points are awarded under the provisions of paragraph (2) these points may be used—

(*a*) to create additional posts on scale 2 in respect of schools which are for the purposes of Schedule 2 in points categories up to 700 points;

(*b*) to create additional posts on scale 2 and/or scale 3 in respect of schools which are for the purposes of Schedule 2 in points categories 701 to 1300 points;

(*c*) to create additional posts on scale 2, scale 3 and/or scale 4 in respect of schools which are for the purposes of Schedule 2 in points categories over 1300 points.".

Peripatetic and supply teachers

15. After regulation 24 of the existing regulations there shall be inserted the following regulation:

"24A.—(1) The scales of salary for qualified peripatetic and supply teachers shall be the scales for assistant teachers, other than for vice-principals, second masters/mistresses and senior teachers as set out in Schedule 2 and the board shall determine in accordance with arrangements approved by the Department the scale to which each such teacher shall be appointed.

(2) A qualified peripatetic or supply teacher who is placed on scale 1 and who is employed for all his teaching duties as a teacher of special classes consisting mainly of handicapped pupils in a primary or secondary school or otherwise employed in teaching handicapped pupils may at the discretion of the board and with the approval of the Department receive in addition to his salary on scale 1 an allowance of £351.

(3) A qualified peripatetic or supply teacher who is placed on scale 1 shall be entitled to proceed one increment beyond the maximum of that scale provided that he fulfils the requirements of regulation 25A.".

Allowances for teachers of handicapped pupils

16.—(1) In regulation 25 of the existing regulations for "£300" where this occurs in paragraphs (1) and (2) there shall be substituted "£351".

(2) In paragraph (2) of regulation 25 of the existing regulations after the words "assistant teacher" there shall be inserted the words "other than a peripatetic or supply teacher paid on a salary scale higher than scale 1".

Extension of scales for certain teachers of handicapped pupils

17. After regulation 25 of the existing regulations there shall be inserted the following regulation:

"25A. A teacher, other than a peripatetic or supply teacher paid on a salary scale higher than scale 1, who holds such qualifications as the Department may approve—

(*a*) for the teaching of the blind and who is engaged in teaching blind children; or

(*b*) for the teaching of the deaf and who is engaged in teaching deaf or partially hearing children,

shall, while so engaged, be entitled to proceed by one increment beyond the maximum of the salary scale as set out in Schedule 2 on which he is paid, the value of such increment beyond the maximum to be equal to the value of the last increment on that scale.".

Cost of living allowance

18. Regulation 27 of the existing regulations is hereby revoked.

Award of increments

19. For sub-paragraph (*g*) of regulation 28 of the existing regulations there shall be substituted:

"(*g*) with effect from 1st August 1975 an increment which if awarded to a teacher on his salary scale would increase his salary to a rate in excess of £8,500 shall be restricted to such amount as will increase his salary to £8,500, and an increment on his salary scale shall not be awarded to a teacher in any case where the rate of salary payable is already £8,500 or more.".

Unqualified teachers

20. In regulation 34 of the existing regulations for "£1254" there shall be substituted "£1,662".

21. In paragraph (1) of regulation 35 of the existing regulations for "£1,677" there shall be substituted "£2,253".

Remuneration of temporary teachers

22.—(1) In regulation 36(4)(*b*) of the existing regulations the words from "but" to "27." are hereby revoked.

(2) Sub-paragraph (5)(*b*) of regulation 36 of the existing regulations is hereby revoked.

Remuneration of part-time teachers

23.—(1) For paragraph (1) of regulation 37 of the existing regulations there shall be substituted:

"**37.**—(1) Subject to paragraph (2), the hourly rates for part-time teaching shall be as set out in the table hereunder, but in such circumstances as the Department may approve, part-time teachers may be paid rates in accordance with the appropriate scale for full-time teachers.