War Service: Secondary and Preparatory Teachers.

REGULATIONS, DATED 8TH APRIL, 1940, MADE BY THE MINISTRY OF EDUCATION UNDER SECTION 6 OF THE TEACHERS' SALARIES AND SUPERANNUATION (WAR SERVICE) ACT, 1939, IN CONSULTATION WITH THE MINISTRY OF FINANCE.

1940. No. 31.

1.—These Regulations may be cited as "The Preparatory and Secondary Teachers' War Service Regulations, 1940."

Definitions.

2.—For the purpose of these Regulations, unless otherwse stated or unless the context otherwise requires :—

(*a*) "the Act" is the Teachers' Salaries and Superannuation (War Service) Act (Northern Ireland), 1939.

(*b*) "the Ministry" is the Ministry of Education for Northern Ireland.

(*c*) "Preparatory School", "intermediate school", "secondary school" have the same meaning as defined in the Secondary School Grants Regulations, Northern Ireland, 1935 (Statutory Rules and Orders of Northern Ireland, 1935, No. 76).

(*d*) "Governing Body", "Increment Grant", "Preparatory Teacher", "Secondary Teacher", "full-time teacher" "Superannuation Scheme" have the same meaning as defined in the Regulations for Secondary Teachers, Northern Ireland, 1937, No. 2 (Statutory Rules and Orders of Northern Ireland, 1937, No. 89), hereinafter referred to as the Principal Regulations.

(*e*) "school" means a preparatory, intermediate or secondary school.

(*f*) "teacher" means a full-time preparatory or secondary teacher employed otherwise than in a temporary capacity.

(*g*) "teaching employment" means actual teaching service rendered as a teacher.

(*h*) "authorised staff" has the same meaning as in the principal regulations.

(*i*) a "substitute teacher" means a teacher acting in the place of a teacher absent on leave on war service.

(*j*) "salary as teacher" means the remuneration which a teacher would have received from the governing body if he had remained in teaching employment.

(*k*) " War Service " means service, during the period of the present emergency in any of the naval, military or air forces of the Crown, or any other service during that period which the Ministry considers may properly be treated for the purpose of the Act in the same manner as service in those forces.

(*l*) " War Service Pay " in relation to a person engaged in war service, means his pay (including marriage, family and other similar allowances) in respect of his war service.

3.—A teacher who undertakes war service with the permission of the governing body shall, while engaged in war service, be regarded as a teacher absent on leave with full pay.

4.—A teacher who at the date of undertaking war service with the permission of the governing body was on the authorised staff of a school shall retain his place on such staff during the period of his war service.

5.—A teacher who at the date of undertaking war service with the permission of the governing body was not on the authorised staff shall, during the period of his war service be eligible for appointment to such staff should a vacancy occur thereon during that period.

6.—A substitute teacher shall be regarded as being employed in a temporary capacity and shall not while so employed be regarded as eligible for appointment to the authorised staff; provided that nothing in this Article shall operate to prevent a substitute teacher from being considered for appointment to the ordinary staff of the school should a vacancy occur.

7.—A substitute teacher who fulfils the prescribed conditions for admission to the Superannuation Scheme may, if he so desires and the governing body agrees, be admitted to such scheme.

8.—In the case of a teacher to or in respect of whom payment is made by the governing body under the provisions of Section 2 of the Act or whose war service pay is equal to or exceeds his salary as teacher the Ministry may pay to the governing body either the full increment grant which would have been payable in respect of the teacher had he continued in teaching employment or such lesser sum as the Ministry, subject to the provisions of Article 10 hereof, may determine.

Provided that the minimum increment grant payable by the Ministry in respect of a teacher absent on leave on war service shall be a sum which shall bear the same proportion to the full increment grant which would normally be payable in respect of him as the payment made by the governing body under Section 2 of the Act bears to his salary as teacher.