17. These Regulations shall take effect from 1st October, 1936. They may be cited as the "Nursery Schools Regulations, 1937."

Given under the Seal of the Ministry of Education for Northern Ireland this 14th day of April, 1937.

(L.S.) (Signed), *A. N. Bonaparte Wyse,*
Secretary.

Preparatory, Intermediate and Secondary Schools: Teachers.

REGULATIONS, DATED 5TH MAY, 1937, MADE BY THE MINISTRY OF EDUCATION, NORTHERN IRELAND, UNDER SECTIONS 65, 69 AND 77 OF THE EDUCATION ACT (NORTHERN IRELAND), 1923 (13 & 14 GEO. 5, CH. 21), AFTER CONSULTATION WITH THE MINISTRY OF FINANCE AND LAID BEFORE PARLIAMENT IN ACCORDANCE WITH THE PROVISIONS OF SECTION 99 (2) OF THE ACT AFORESAID.

1937. No. 37.

DEFINITIONS.

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

(*a*) "The Act" is the Education Act (Northern Ireland), 1923 and any Act amending that Act.

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

(*c*) An "education authority" is an education authority for the purposes of the Act and includes any council of an urban county district acting as an education authority under Part IV of the Act and any committee of an education authority or of such council which has the power of appointment and employment of teachers in recognized preparatory, intermediate, secondary or technical schools.

(*d*) "Approved" means approved by the Ministry.

(*e*) "Recognized" means recognized by the Ministry.

(*f*) A "recognized class" is a class of one or more pupils recognized for the purposes of grants from the Ministry.

(*g*) "The Grant Regulations" are the Regulations of the Ministry for the payment of grants to preparatory, intermediate and secondary schools.

(*h*) "Preparatory school," "intermediate school," and "secondary school" are as defined in the Grant Regulations.

(*i*) A "governing body" is the governing body or board of management of a recognized preparatory, intermediate or secondary school.

(*j*) A "principal" is a certified full-time teacher recognized as the headmaster or headmistress of a recognized school.

(*k*) A "school year" is an annual period beginning on 1st August and ending on 31st July following.

(*l*) "Increment grant" is the grant payable by the Ministry under these Regulations to a governing body.

(*m*) "Pension Fund" means "The Teachers' Superannuation Fund" constituted under Section 1 (1) of the Teachers' Superannuation Act (Northern Ireland), 1926, and any Act amending that Act.

(*n*) "Superannuation scheme" means the appropriate superannuation scheme for teachers in force in Northern Ireland.

(*o*) A "secondary teacher" is a teacher who is employed, with the approval of the Ministry, in giving instruction in a recognized intermediate or secondary school.

(*p*) A "preparatory teacher" is a teacher who is employed, with the approval of the Ministry, in giving instruction in a recognized preparatory school.

(*q*) A "full-time teacher" is either a principal or, subject to Article 8 hereof, a teacher teaching recognized classes for at least 18 hours per week and employed by a single governing body or holding a joint appointment under Article 47 hereof; provided that, if a teacher teaches recognized classes for at least 10 hours per week and also performs approved duties of a secretarial or administrative character in connection with one or more recognized preparatory, intermediate or secondary schools, half the period spent by him weekly in such secretarial or administrative duties may be reckoned as time spent in teaching recognized classes for the purpose of this definition.

(*r*) A "part-time teacher" is a preparatory or secondary teacher who is not a full-time teacher.

GENERAL.

2. These Regulations shall apply to teachers in recognized preparatory, intermediate and secondary schools; provided that the Ministry shall have power to exempt from the provisions of any or all of these Regulations —

(*a*) teachers who are teaching solely with a view to fulfilling the conditions as to experience required for obtaining a certificate or diploma in education.

(*b*) foreign teachers who assist in the teaching of their native language in return for opportunities of enlarging their knowledge of English.

3. The appointment of a teacher shall not be recognized by the Ministry unless—

(*a*) he duly fulfils the statutory conditions with regard to the Oath or Declaration of Allegiance :

(*b*) his qualifications are approved by the Ministry, and

(*c*) if a full-time teacher (employed otherwise than as a substitute for a teacher who is on leave with full or half pay under these Regulations) he fulfils the conditions as to age and physical fitness which are prescribed by the Superannuation Scheme as conditions for the admission of teachers to that Scheme.

4.—(*a*) Persons appointed as principals, in addition to possessing the academic qualifications necessary for certification, must be suitable in other respects for the position.

(*b*) Any person appointed to the position of principal of an intermediate or secondary school must have qualifications sufficient for certification as a secondary teacher.

5. It shall be the duty of the governing body to secure that any teacher, immediately after appointment, shall submit to the Ministry whatever evidence the Ministry may require for the purpose of considering whether the teacher complies with the conditions specified in Articles 3 and 4 hereof.

6. All full-time teachers, other than interim or temporary teachers, shall be appointed under a written contract which shall provide that the contract may only be determined upon at least three months' notice in writing. All such contracts shall be deemed to include a clause providing that in every case where notice is given by a teacher after 1st May in any school year and accepted by the governing body of his school, such notice shall terminate at the end of that school year. Upon the completion of each such contract a properly executed copy thereof must be given to the teacher.

7. The Ministry may at any time require the governing body to furnish reports or other information in regard to any teacher.

8. In the case of a teacher whose normal duties involve giving instruction to recognised classes for less than 18 hours per week but who is required for limited periods to give such instruction for more than 18 hours per week, the Ministry may, at its discretion, decide that he is not to be considered as a full-time teacher for any part of the year.

9. A full-time teacher who is engaged partly in the preparatory and partly in the intermediate or secondary department of a recognized school or schools may be considered as a full-time secondary teacher, provided—

(i) that he is certified as a secondary teacher, and

(ii) that he is employed for at least 10 hours per week in teaching in the intermediate or secondary department.

In all other cases he shall be considered as a full-time preparatory teacher.

10. In any case where the governing body of a school has not been fully constituted and approved by the Ministry, the Ministry may recognize temporarily to act in place of the governing body under these Regulations such person or persons as it may deem right.

CERTIFICATION OF TEACHERS.

11. Teachers in recognized schools who satisfy the requirements of the Ministry may be certified as qualified to give instruction in such subjects and in such divisions of the schools as the Ministry may in accordance with these Regulations determine.

12. All teachers on appointment shall submit to the Ministry, on the prescribed form, full particulars of their qualifications in each of the subjects which they are required to teach, and may submit particulars with regard to any other subjects in which they desire certification.

13. A teacher will be regarded as being on probation for not less than two complete years' service in the school if a full-time teacher ; and for such period as the Ministry may determine, being not less than two complete years, if a part-time teacher ; provided that the Ministry may waive part of or the whole of the probationary period in the case of teachers who have had teaching experience in approved schools and who produce satisfactory evidence of efficiency. While the teacher is on probation his certification will be provisional.

14. The Ministry's inspectors and (if the probationer be not himself a principal) the principal of each school in which a teacher on probation is engaged shall report to the Ministry at the end of each year of probationary service upon the manner in which the teacher has discharged his duties and upon his fitness for continued certification. After consideration of these reports the Ministry shall decide whether to grant full certification, to extend the probationary period, or to refuse further certification.

15. As a condition of certification in any subject, a teacher must have qualifications as set forth in the schedule to these Regulations, or such other qualifications as the Ministry may consider to be equivalent. Full certification as a teacher of Modern Languages will not be granted till the teacher produces evidence of having completed a course or courses of study, approved by the Ministry, in the country (or, in the case of Irish, the district) in which the language is spoken. Such approval will not, as a rule, be given unless the course or courses extend in the aggregate to at least three months.

16. The Ministry may, before granting full certification, and at any time, as a condition of continued certification require any teacher to attend further courses of study or to pass such examinations as it may determine.

17. Certification may be refused to any teacher who has not undergone a course of training in the theory and practice of teaching. For teachers in intermediate and secondary schools such training shall be attested by a recognized university diploma in education (taken after the completion of the course of general education necessary for the qualifications required by these Regulations) or by such other evidence as the Ministry may require.

In certain cases in lieu of such diploma the Ministry may recognize for honour graduates a year's course of approved post graduate study or research.

18. Teachers who on the 14th November, 1923, were employed in teaching in a recognized intermediate or secondary school and whose names appear on the Register of Intermediate School Teachers in Northern Ireland on the 30th September, 1923, or on the Register of Science Teachers kept by the Ministry shall be recognized as qualified to teach such subjects as the Ministry may in pursuance of these Regulations determine.

The Ministry may also in such cases and to such extent as it deems right waive the requirements of Articles 15 and 17.

19. The Ministry may on the grounds of misconduct or inefficiency refuse or withdraw certification.

20. The Ministry may, in exceptional circumstances, give permission to school authorities to employ as teacher of a subject a teacher who has not been certified in that subject. Such permission shall be subject to such limitations as the Ministry may consider necessary.

Scales of Salary.

21. Subject to the following transitional provisions the scales of salary prescribed in Article 23 shall remain in force until such time as they are varied by Regulations made by the Ministry after consultation with the Ministry of Finance :—