CHAPTER 18.

An Act to regulate the procedure of School Boards in Scotland in the dismissal of Teachers. A.D. 1882.

[3rd July 1882.]

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Short title.

1. This Act may be cited as the Public Schools (Scotland) Teachers Act, 1882.

Definition. 35 & 36 Vict. c. 62.

2. In this Act "certificated teacher" shall mean a teacher holding or who is deemed to hold a certificate of competency within the meaning of the Education (Scotland) Act, 1872.

Three weeks notice to be given to members of School Boards and teacher of motion for dismissal.

3. In order to secure that no certificated teacher appointed by and holding office under a School Board in Scotland shall be dismissed from such office without due notice to the teacher and due deliberation on the part of the School Board, the following provisions shall from and after the passing of this Act have effect; (that is to say,)

(1.) No resolution of a School Board for the dismissal of a certificated teacher shall be valid unless adopted at a meeting called not less than three weeks previously by circular sent to each member intimating that such dismissal is to be considered, and unless notice of the motion for his dismissal shall have been sent to the teacher not less than three weeks previous to the meeting. Such circulars shall be held to have been delivered to the members of the School Board if sent by the clerk by post addressed to the usual or last known place of abode of each member, and such notice to the teacher shall be held to have been delivered if sent by the clerk by post in a registered letter addressed to the usual or last known place of abode of such teacher.

A.D. 1882.

Adoption of resolution for dismissal.

(2.) No resolution of a School Board for the dismissal of a certificated teacher shall be valid unless agreed to by a majority of the full number of members of such School Board.

Suspension.

4. Notwithstanding anything contained in this Act, it shall be lawful for a School Board summarily to suspend any teacher from the exercise of his duties; but such suspension shall not affect the teacher's right to the salary or other emoluments attached to his office, and nothing contained in this Act shall affect the rights of teachers appointed before the passing of the Education (Scotland) Act, 1872, in so far as the same are saved by that Act.

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