STATUTORY INSTRUMENTS

1977 No. 61

EDUCATION, ENGLAND AND WALES

The Remuneration of Teachers (Further Education) (Amendment) Order 1977

Made - - -	17*th January* 1977
Coming into Operation	18*th January* 1977

Whereas—

(1) A Committee ("the Committee") constituted under section 1 of the Remuneration of Teachers Act 1965(**a**) ("the Act") for the purpose of considering the remuneration payable to teachers in all establishments of further education (within the meaning of the Further Education Regulations 1975(**b**)) maintained by local education authorities and to other further education teachers on the staff of such authorities (except teachers seconded to bodies which reimburse the employing authorities the amount of their salaries) ("further education teachers");

(2) there is in force an Order made under section 2 of the Act with respect to the remuneration of such teachers, namely, the Remuneration of Teachers (Further Education) Order 1976(**c**);

(3) it appears to the Secretary of State that effect can more conveniently be given to the recommendations of the Committee by amending the scales and other provisions set out in the document referred to in the said Order, namely, the document published by Her Majesty's Stationery Office on 25th May 1976 under the title "SCALES OF SALARIES FOR TEACHERS IN ESTABLISHMENTS FOR FURTHER EDUCATION, ENGLAND AND WALES 1976" ("the Document");

(4) in pursuance of section 2(5) of the Act the Secretary of State has prepared a draft Order (being the draft of this Order) setting out the amendments of the scales and other provisions contained in the Document which, in her opinion, are requisite for giving effect to the recommendations of the Committee; and

(5) the Secretary of State, as required by section 2(6) of the Act, has consulted the Committee with respect to the draft Order and made such modifications thereof as were requisite for giving effect to representations made by the Committee.

(**a**) 1965 c. 3.
(**b**) S.I. 1975/1054 (1975 II, p. 3676).
(**c**) S.I. 1976/824 (1976 II, p. 2088).

Now, therefore, the Secretary of State, in pursuance of section 2(6) of the Act, hereby orders as follows:—

Citation and Commencement

1. This Order may be cited as the Remuneration of Teachers (Further Education) (Amendment) Order 1976 and shall come into operation on 18th January 1977.

Interpretation

2. The Interpretation Act 1889(**a**) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Amendment of Document

3. The scales and other provisions contained in the Document are hereby amended with effect from 1st August 1976 in the manner specified in the Schedule to this Order.

SCHEDULE

AMENDMENTS EFFECTIVE FROM 1ST AUGUST 1976

In section 1 of Part I of the Document—

(*a*) for sub-section 1(*c*) there shall be substituted the following sub-section:—

"(*c*) Subject to sub-section 1(*d*) below, with effect from 1 April 1976 a full-time teacher whose rate of remuneration does not exceed £8,500 per annum shall receive an additional payment at the rate of £312 per annum, save that if such payment would increase his rate of remuneration beyond £8,500, such part only shall be paid as will increase his rate of remuneration to that amount."

(*b*) there shall be inserted after sub-section 1(*c*) the following sub-section:—

"(*cc*) Entitlement to the additional payment referred to in the preceding sub-section shall be recalculated in accordance with the provisions of that sub-section whenever there is any change in the remuneration (apart from the said additional payment) payable to a teacher under this document provided that no recalculation shall be made by reason of a teacher becoming eligible for an annual increment or part of such increment, after 31 July 1976, except such recalculation as may be necessary to secure that his total remuneration after payment of the increment shall not exceed what it would have been had he been in receipt of salary at the maximum of his scale on 31 July 1976."

(*c*) in sub-section 1(*f*), for the words "an increment shall not be paid" shall be substituted the following words:—

"An increment which falls due for payment during the year commencing 1 August 1975 shall not be paid"

(*d*) there shall be inserted after sub-section 1(*f*) the following sub-section:—

"(*ff*) A teacher to whom sub-section 1(*f*) above applies may be paid an increment on his incremental date next following 31 July 1976 equal to whichever is the greater of the following amounts—

(i) the increment or part thereof withheld in the year commencing 1 August 1975; or

(a) 1889 c. 63.

(ii) the increment which would have been payable to him during the year commencing 1 August 1976 if his incremental progression had not been interrupted by reason of the provisions of sub-section 1(*f*)."

Given under the Official Seal of the Secretary of State for Education and Science on 17th January 1977.

(L.S.)

Shirley Williams,
Secretary of State for Education
and Science.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which gives effect to the recommendations agreed on by the Committee for the consideration of the remuneration of teachers in establishments of further education, modifies the restriction on the payment of increments to teachers whose remuneration amounts to £8,500 per annum or more and makes certain changes in the provisions relating to the additional payment referred to in sub-section 1(*c*) of the Document published by Her Majesty's Stationery Office on 25th May 1976 under the title "SCALES OF SALARIES FOR TEACHERS IN ESTABLISHMENTS FOR FURTHER EDUCATION, ENGLAND AND WALES 1976". The amendments take effect retrospectively on 1st August 1976 by virtue of section 7(3) of the Remuneration of Teachers Act 1965.

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