STATUTORY INSTRUMENTS

1977 No. 1530 (S.109)

EDUCATION, SCOTLAND

The Remuneration of Teachers (Scotland) Amendment (No. 2) Order 1977

Made - - - -	13*th September* 1977
Coming into Operation	27*th September* 1977

Whereas—

(1) under section 3(1) of the Remuneration of Teachers (Scotland) Act 1967**(a)** (hereinafter referred to as "the Act") there was referred to arbitration a matter in respect of which agreement had not been reached in the Scottish Teachers Salaries Committee (hereinafter referred to as "the Committee"), constituted under section 1 of the Act for the purpose of considering the remuneration payable to—

(*a*) teachers employed whole-time by education authorities in the provision of primary and secondary education under the Education (Scotland) Acts 1939 to 1969 and duly qualified for appointment other than temporary appointment in terms of the regulations for the time being in force under the said Acts; and

(*b*) teachers employed whole-time by education authorities in the provision of further education under the said Acts;

(2) under section 4(1) of the Act the recommendation of the arbiters on that reference has been transmitted to the Secretary of State;

(3) there are in force orders made under section 2 of the Act with respect to the remuneration of such teachers, namely the Remuneration of Teachers (Scotland) Order 1976**(b)**, the Remuneration of Teachers (Scotland) Amendment Order 1976**(c)** and the Remuneration of Teachers (Scotland) Amendment Order 1977**(d)**;

(4) it appears to the Secretary of State that effect can more conveniently be given to the recommendation of the arbiters by amending, by virtue of section 2(5) of the Act as applied by section 4(1) of the Act, the provisions set out in the memorandum referred to in the said orders namely the memorandum published by Her Majesty's Stationery Office under the title "Scottish Teachers' Salaries Memorandum 1976";

(5) under section 2(5) of the Act, as having effect by virtue of section 4(1) thereof, the Secretary of State has prepared a draft order setting out the amendments to the said Memorandum which, in his opinion, are requisite for giving effect to the recommendation of the arbiters; and

(6) the Secretary of State has consulted with respect to the draft order in accordance with section 2(6) of the Act; and has made such modifications

(a) 1967 c. 36.
(b) S.I. 1976/692 (1976 II, p. 1854).
(c) S.I. 1976/1959 (III, p. 5225).
(d) S.I. 1977/44 (1977 I, p. 79).

thereof as are requisite for giving effect to representations made by the Committee with respect to the draft order.

Now therefore, the Secretary of State, in exercise of the powers conferred on him by section 2(6) (as applied by section 4(1)) and 8(3) of the Act, and of all other powers enabling him in that behalf, hereby makes the following order—

Citation and commencement

1.—(1) This order may be cited as the Remuneration of Teachers (Scotland) Amendment (No. 2) Order 1977 and together with the Remuneration of Teachers (Scotland) Amendment Order 1976 and the Remuneration of Teachers (Scotland) Amendment Order 1977 may be cited together as the Remuneration of Teachers (Scotland) Amendment Orders 1976 and 1977.

(2) This order shall come into operation on 27th September 1977, and shall have effect as from 1st April 1977.

Interpretation

2. In this order, "Memorandum" means the Scottish Teachers Salaries Memorandum 1976 as amended by the Remuneration of Teachers (Scotland) Amendment Order 1976 and the Remuneration of Teachers (Scotland) Amendment Order 1977 and 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 Memorandum

3. The Memorandum shall be amended by the addition at the end of paragraph 39 of the following paragraph—

"PART X

Special Supplement Payable from 1st April 1977

40. With effect from 1st April 1977 there shall be added to the total salary payable by virtue of all the other Parts of this Memorandum a special supplement at the rate of 5% of that salary, less £9 per annum. Provided that the rate of such supplement shall not in any case exceed £199 per annum or be less than £135 per annum."

Given under the Seal of the Secretary of State for Scotland.

Ian M. Wilson,
Under Secretary.

Scottish Education Department,
St Andrew's House,
Edinburgh.
13th September 1977.

(a) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the Scottish Teachers Salaries Memorandum 1976 (as amended). Article 3 provides with effect from 1st April 1977 that a special supplement shall be added to the salaries of teachers. The Order has been given retrospective effect by virtue of Section 8(3) of the Remuneration of Teachers (Scotland) Act 1967.

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