STATUTORY INSTRUMENTS

1968 No. 420 (S.41)

EDUCATION, SCOTLAND

The Remuneration of Teachers (Scotland) Order 1968

Made - - - 14*th March* 1968

Coming into Operation 1*st April* 1968

Whereas—

(1) under section 1 of the Remuneration of Teachers (Scotland) Act 1967(a) (hereinafter referred to as "the Act") the Scottish Teachers Salaries Committee (hereinafter referred to as "the Committee") have been constituted for the purpose of considering the remuneration of teachers and the Secretary of State has directed them to consider the remuneration of the following descriptions of teachers—(*a*) teachers employed whole-time by education authorities in the provision of primary and secondary education under the Education (Scotland) Acts 1939 to 1967 and duly qualified for appointment other than a temporary appointment in terms of 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 2(2) of the Act the Committee have transmitted to the Secretary of State recommendations agreed on by them with respect to the remuneration of teachers of the said descriptions;

(3) under section 2(3) of the Act the Secretary of State has prepared a draft memorandum setting out the scales and other provisions required for determining the remuneration of teachers of the said descriptions in the form in which, in his opinion, those scales and provisions should be so as to give effect to the recommendations of the Committee;

(4) the Secretary of State, as required by section 2(4) of the Act, has consulted the Committee with respect to the draft memorandum and has made such modifications thereof as were requisite for giving effect to representations made by the Committee; and

(5) the Secretary of State has arranged for a memorandum setting out the requisite scales and other provisions in the form of the draft as modified as aforesaid to be published by Her Majesty's Stationery Office under the title "SCOTTISH TEACHERS' SALARIES MEMORANDUM 1968";

Now, Therefore, in exercise of the powers conferred on me by section 2(4) of the Act, and of all other powers enabling me in that behalf, I hereby order as follows:—

Citation and Commencement

1. This order may be cited as the Remuneration of Teachers (Scotland) Order 1968 and shall come into operation on 1st April 1968.

(a) 1967 c. 36.

Interpretation

2.—(1) In this order—

"education authority" has the meaning assigned to it by the Education (Scotland) Act 1962(**a**);

"registered" has the meaning assigned to it by the Teaching Council (Scotland) Act 1965(**b**); and

"regulations of 1966" means the Teachers' Salaries (Scotland) Regulations 1966(**c**)

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

(3) Section 38 of the Interpretation Act 1889 shall apply as if this order were an Act of Parliament and as if the regulations revoked by this order were an Act of Parliament repealed by an Act of Parliament.

Remuneration of Teachers

3. The remuneration payable to teachers employed whole-time by education authorities solely or mainly in or in connection with (*a*) primary and secondary education under the Education (Scotland) Acts 1939 to 1967 and who are registered teachers, or (*b*) further education under the said Acts shall be determined in accordance with the scales and other provisions set out in the memorandum published by Her Majesty's Stationery Office as aforesaid.

Revocation

4.—(1) The regulations of 1966 are hereby revoked: provided that such revocation shall not prevent the Secretary of State or the education authority from exercising any of their functions under the said regulations in respect of employment of any teachers to which the said regulations apply in the period during which the said regulations were in operation.

(2) Notwithstanding the provisions of the last foregoing paragraph any power, whether under the regulations of 1966 or under regulations made before the regulations of 1966, to reassess the length of service of a teacher for the purpose of the calculation of his salary in respect of employment in the period during which the regulations of 1966, or the regulations made before the regulations of 1966, were in operation shall not be exercised save in exceptional circumstances.

William Ross,
One of Her Majesty's
Principal Secretaries of State.

St. Andrews' House,
Edinburgh, 1.
14th March 1968.

(**a**) 1962 c. 47.
(**b**) 1965 c. 19.
(**c**) S.I. 1966/831 (1966 II, p. 1919).
(**d**) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This order brings into operation from 1st April 1968 the scales and other provisions contained in a memorandum published by Her Majesty's Stationery Office relating to the remuneration of registered teachers employed whole-time by education authorities in primary and secondary schools and of teachers employed whole-time by education authorities in further education centres. The memorandum gives effect to agreed recommendations made to the Secretary of State by the Scottish Teachers Salaries Committee.

Article 4 of the order revokes the Teachers' Salaries (Scotland) Regulations 1966 but provides for the continued exercise by the Secretary of State and education authorities of functions under the 1966 Regulations in relation to employment during the currency of those regulations.