STATUTORY INSTRUMENTS

1970 No. 993 (S. 73)

EDUCATION, SCOTLAND
The Remuneration of Teachers (Scotland) Order 1970

Made - - -	*3rd July* 1970
Coming into Operation	*6th July* 1970

Whereas—

(1) under section 2(2) 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") constituted under section 1 of the Act for the purpose of considering the remuneration of (a) teachers employed whole-time by education authorities in the provision of school education under the Education (Scotland) Acts 1939 to 1969 and duly qualified for appointment other than 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, transmitted to the Secretary of State recommendations agreed on by them with respect to the remuneration of teachers of the said descriptions;

(2) 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;

(3) the Secretary of State, as required by section 2(4) of the Act, has consulted the Committee with respect to the draft memorandum and the Committee have made no representations with respect thereto; and

(4) the Secretary of State has arranged for a memorandum setting out the requisite scales and other provisions in the form of the draft to be published on 2nd July 1970 by Her Majesty's Stationery Office under the title "SCOTTISH TEACHERS' SALARIES MEMORANDUM 1970";

Now therefore, the Secretary of State, in exercise of the powers conferred on him by section 2(4)(*b*) and section 8(2) and (3) of the Act and of all other powers enabling him in that behalf, hereby orders as follows—

Citation and commencement

1. This order may be cited as the Remuneration of Teachers (Scotland) Order 1970 and shall come into operation on 6th July 1970.

Interpretation

2.—(1) In this order—

"education authority" has the meaning assigned to it by section 145(16) of the Education (Scotland) Act 1962**(b)**;

"registered" has the meaning assigned to it by section 17(1) of the Teaching Council (Scotland) Act 1965**(c)**; and

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

(a) 1967 c. 36.

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

(2) The Interpretation Act 1889**(a)** shall apply for the interpretation of thi 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 wer an Act of Parliament and as if the orders revoked by this order were an Act o Parliament repealed by an Act of Parliament.

Remuneration of teachers

3. The remuneration payable to teachers employed whole-time by educatio authorities solely or mainly in or in connection with (a) school education unde the Education (Scotland) Acts 1939 to 1969 and who are registered teachers, o (b) further education under the said Acts shall with effect from 1st April 197 be determined in accordance with the scales and other provisions set out in th memorandum published by Her Majesty's Stationery Office as aforesaid.

Revocation

4.—(1) The Remuneration of Teachers (Scotland) Order 1968**(b)**, the Re muneration of Teachers (Scotland) Amendment Order 1969**(c)** and th Remuneration of Teachers (Scotland) Amendment Order 1970**(d)** are hereb revoked; provided that such revocation shall not prevent the Secretary o State or the education authority from exercising any of their functions unde the said orders in respect of employment of any teachers to which the sai orders apply in the period during which the said orders were in operation.

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

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

(L.S.)

Norman W. Graham
Secretary.

Scottish Education Department,
St Andrew's House,
Edinburgh.

3rd July 1970.

(a) 1889 c. 63. (b) S.I. 1968/420 (1968 I, p. 1098). (c) S.I. 1969/1090 (1969 II, p. 3164)
(d) S.I. 1970/473 (1970 I, p. 1577).

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order brings into operation with effect from 1st April 1970 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 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.

The scales and other provisions have been given retrospective effect by virtue of the power in section 8(3) of the Remuneration of Teachers (Scotland) Act 1967.

Article 4 of the Order revokes the Remuneration of Teachers (Scotland) Order 1968 but provides for the continued exercise by the Secretary of State and education authorities of functions under the 1968 Order in relation to employment during the currency of that Order.

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