1991 No. 16

EDUCATION

Teachers' Salaries (Amendment) Regulations (Northern Ireland) 1991

Made	*18th January 1991*
Coming into operation . .	*31st January 1991*

The Department of Education, in exercise of the powers conferred on it by Articles 69(1) and (2)(**a**), 70(1)(*b*)(**b**) and 134(1) of the Education and Libraries (Northern Ireland) Order 1986(**c**), and by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(**d**) and of every other power enabling it in that behalf, hereby makes the following Regulations:

Citation and commencement

1. These Regulations may be cited as the Teachers' Salaries (Amendment) Regulations (Northern Ireland) 1991 and shall come into operation on 31st January 1991 and except where otherwise provided, shall have effect on and from 1st January 1991.

Amendment of Teachers' Salaries Regulations (Northern Ireland) 1987

2. The Teachers' Salaries Regulations (Northern Ireland) 1987(**e**) shall be amended as provided in regulations 3 to 11.

3.—(1) In regulation 3(1) after the definition of ''reorganisation'' there shall be inserted — '' ''standard scale'' has the meaning assigned to it by regulation 9;''.

(2) For the words ''main scale'', wherever they occur, there shall be substituted ''standard scale''.

4. For the table in regulation 7 (salary of principals) there shall be substituted the following table—

(**a**) Article 69 was substituted by Article 166 of and Schedule 9 to S.I. 1989/2406 (N.I. 20)
(**b**) Article 70 was substituted by Article 8 of S.I. 1987/167 (N.I. 2) and amended by Article 157 of S.I. 1989/2406 (N.I. 20)
(**c**) S.I. 1986/594 (N.I. 3) to which there are other amendments not relevant to the subject matter of these Regulations
(**d**) 1962 c. 7 (N.I.)
(**e**) S.R. 1987 No. 384 as amended by S.R. 1988 No. 304, S.R. 1989 No. 275 and S.R. 1990 No. 270

"*Primary and Secondary School Group* (1)	*Special School Group* (2)	*Salary* (3)
		£
1		19,200
2		19,800
3		20,400
4	3(S)	21,000
5	4(S)	21,900
6	5(S)	23,400
7	6(S)	24,801
8	7(S)	26,400
9	8(S)	28,101
10	9(S)	30,102
11		32,301
12		34,401
13		35,802
14		37,902"

5. For the table in regulation 8 (salary of vice-principals) there shall be substituted the following table—

"*Primary and Secondary School Group* (1)	*Special School Group* (2)	*Salary* (3)
		£
Below 4		18,300
4	3(S)	18,600
5	4(S)	19,200
6	5(S)	19,500
7	6(S)	20,100
8	7(S)	21,000
9	8(S)	22,200
10	9(S)	23,400
11		24,402
12		25,602
13		26,802
14		27,600"

6. For regulation 9 (main scale for all teachers except principals and vice-principals) there shall be substituted—

"*Standard scale for all teachers except principals and vice-principals*

9. A teacher other than a principal or a vice-principal shall be paid on the following scale (hereinafter referred to as "the standard scale") the

point of entry on the scale and the award of increments being determined in accordance with the provisions of Schedule 2 and Schedule 3.

Scale Point	*Annual Salary*
	£
1	9,000
2	9,501
3	10,002
4	10,503
5	11,004
6	11,754
7	12,504
8	13,254
9	14,004
10	15,003
11	16,002''

7. For the table in regulation 10(1) (rate of allowances) there shall be substituted the following table—

''*Rate*	*Amount*
	£
A	927
B	1,500
C	3,000
D	4,002
E	5,502''

8. With effect on and from 31st January 1991—

(*a*) for regulation 16 there shall be substituted:

''*Payment*

16.—(1) A part-time teacher (other than one mentioned in paragraph (5)) employed for a period of less than 12 months shall, except as provided in paragraphs (2) and (4) and regulation 16A, be paid for each hour worked—

(*a*) if he is a qualified teacher, at the rate of 1/1265th of the annual salary which he would have received if he were employed in a permanent capacity; and

(*b*) if he is an unqualified teacher, at the rate of £7·48.

(2) For the purposes of this regulation, a part-time teacher with qualifications acceptable to the Department may be considered to be a qualified part-time teacher although such qualifications need not necessarily be acceptable for recognition as a qualified teacher

employed in a full-time capacity and shall be remunerated at the rate of £9·64 for each hour worked.

(3) A part-time teacher (other than one mentioned in paragraph (5)) who is employed for a period of not less than 12 months shall be paid the same proportion of the salary which he would receive if he were employed in a full-time capacity as his part-time service bears to that full-time service.

(4) In such circumstances as the Department may determine, a part-time qualified teacher who falls within paragraph (1)(*a*) shall be paid as if paragraph (3) applied to him rather than that sub-paragraph.

(5) A part-time qualified teacher employed in a Homework Centre shall be paid at the rate of £9·64 for each hour worked.''; and

(*b*) for regulation 16A(1) there shall be substituted:

''16A.—(1) A part-time qualified teacher whose salary has been determined in accordance with regulation 16(1)(*a*) or (3) shall, subject to the Department's approval and these regulations, be granted an increment on the appropriate scale each time he completes the equivalent of 12 months full-time service:

Provided that no teacher shall be entitled to more than one such increment in any period of 12 months.

(1A) For the purposes of paragraph (1) service as a teacher employed in a part-time capacity in a Homework Centre on or after 31st January 1991 shall not count towards the completion of any period of full-time service.''.

9. In regulation 17 (minimum salary for unqualified teachers) for ''£6,879'' there shall be substituted ''£6,948''.

10. In regulation 22 (transitional provisions) for the words ''31st March 1990'', wherever they occur, there shall be substituted ''31st December 1990''.

11. For Schedule 3 (transitional arrangements for teachers in service on 31st March 1990) there shall be substituted the Schedule set out in the Schedule to these Regulations.

Sealed with the Official Seal of the Department of Education on 18th January 1991.

(L.S.) *S. Quinn*

Assistant Secretary

SCHEDULE Regulation 11

"SCHEDULE 3 Regulations 9, 10 and 22

TRANSITIONAL ARRANGEMENTS FOR TEACHERS IN SERVICE ON 31ST DECEMBER 1990

1. A teacher, other than a principal or vice-principal, who on 1st January 1991 was, and had immediately before that date been, in teaching service in a grant-aided school or as a peripatetic or supply teacher, shall from that date be placed on the standard scale at the point on the scale corresponding to that on which he would have received salary had the scale in operation on 31st December 1990 continued to apply.

2.—(1) Subject to regulation 10(6) and (7) a teacher who was on 31st December 1990 in receipt of a promotion allowance payable under regulation 10 as it had effect on 31st December 1990 shall from 1st January 1991 be paid the corresponding promotion allowance set out in regulation 10(1) except that in the case of an allowance payable under regulation 10(4)(*a*) or (*b*) this sub-paragraph shall apply only so long as the teacher holds the same post.

(2) Subject to sub-paragraph (3) a teacher who was on 31st December 1990 in receipt of a promotion allowance under paragraph 3(2) of Schedule 3 as it had effect on 31st December 1990 shall be paid the corresponding promotion allowance set out in regulation 10(1), unless it is superseded by an allowance of an equal or greater amount payable under regulation 10 or regulation 11.

(3) Sub-paragraph (2) shall apply only so long as the teacher holds the same post."

EXPLANATORY NOTE

(This note is not part of the Regulations.)

These Regulations further amend the Teachers' Salaries Regulations (Northern Ireland) 1987, as amended, and give effect from 1st January 1991 to an average increase of 3·3% in salaries for principals and vice-principals, together with an average increase of 1·1% in salaries, and an average increase of 8% in promotion allowances, for other teachers in primary, secondary and special schools and for peripatetic and supply teachers.

Revised scales and rates of salary for principals, vice-principals and for other full-time qualified teachers are set out in regulations 4 to 6. The scale for the last mentioned group is renamed "the standard scale" by regulation 3.

Revised rates of promotion allowances are set out in regulation 7.

With effect from 31st January 1991 regulation 8 provides that a qualified teacher employed in a part-time capacity in a Homework Centre shall be remunerated at the rate of £9·64 for each hour worked. Periods of service in such a capacity are not to count for the purposes of awarding increments on the completion of the equivalent of 12 months' full-time service.

Regulation 9 sets out the revised minimum rate of salary for full-time unqualified teachers.

Regulations 10 and 11 and the Schedule detail the transitional arrangements for teachers in service on 31st December 1990.

These Regulations have retrospective effect by virtue of section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962.