

1977 No. 140

EDUCATION

**Teachers' Salaries (Amendment No. 2) Regulations
(Northern Ireland) 1977**

Made 18th May 1977

Coming into operation 30th May 1977

The Department(a) of Education in pursuance of the powers vested in it by Articles 57 and 125 of the Education and Libraries (Northern Ireland) Order 1972(b) and by section 18 of the Administrative and Financial Provisions Act (Northern Ireland) 1962(c) and of all other powers enabling it in that behalf and after consultation with the Department(a) of Finance hereby makes the following regulations:

Citation and commencement

1. These regulations may be cited as the Teachers' Salaries (Amendment No. 2) Regulations (Northern Ireland) 1977 and shall come into operation on 30th May 1977 and shall have effect from 1st April 1977.

Amendment of regulations

2. The Teachers' Salaries Regulations (Northern Ireland) 1976(d) (hereinafter referred to as "the Principal Regulations") are hereby amended in accordance with the following provisions of these Regulations and references in these Regulations to a numbered regulation or schedule are references to the regulation or schedule so numbered in the Principal Regulations.

Definitions

3. In regulation 3(2)(b) (definitions) for "salary supplement under regulation 28" there shall be substituted "additional payment under regulation 28 or addition to remuneration under Schedule 7".

Salary placing

4. Regulation 6 shall be re-numbered 6.—(1) and the following paragraph shall be added:

"(2) Payments under regulation 28 or Schedule 7, and any like payments made to a teacher as part of his remuneration for teaching service in an institution of further education or college of education, shall be disregarded for the purposes of determining the incremental point on which that teacher shall be placed."

(a) Formerly Ministry: see 1973 c. 36 Sch. 5 para. 8(1)

(b) S.I. 1972/1263 (N.I.12)

(c) 1962 c. 7 (N.I.)

(d) S.R. 1976 No. 128 (I, p. 523) as amended by S.R. 1977 No. 29

Increase in remuneration

5. For regulation 28 there shall be substituted:

“28.—(1) A full-time teacher and a full-time unqualified teacher, other than a temporary teacher remunerated in accordance with the provisions of regulation 37(1), whose 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 remuneration beyond £8,500 per annum he shall be paid only such sum as will increase his rate of remuneration to that amount.

(2) Entitlement to the additional payment under paragraph (1) shall be re-assessed in accordance with the provisions of that paragraph whenever there is any change in the remuneration (apart from the said additional payment and the addition to remuneration payable under the provisions of Schedule 7) payable to a teacher under these regulations, provided that no re-assessment shall be made by reason of a teacher becoming eligible for an annual increment except such re-assessment 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.”

Addition to remuneration

6.—(1) After Schedule 6 there shall be added, as Schedule 7, the Schedule to these Regulations.

(2) For regulation 28A(e) there shall be substituted:

“28A. A teacher including a full-time unqualified teacher and a part-time teacher shall receive an addition to remuneration determined from time to time under the provisions of Schedule 7.”

Temporary teachers

7. In regulation 37 (payment of temporary teachers)—

(a) in sub-paragraph (4)(b) after “regulation 28” there shall be added “or addition to remuneration payable under Schedule 7.”;

(b) in sub-paragraph (5)(c) after “regulation 27,” there shall be added “(apart from the addition to remuneration payable under Schedule 7).”

Part-time teachers

8. In regulation 38(1) (payment of part-time teachers) for “annual salary and any allowance payable under regulation 25 and additional payment under regulation 28” there shall be substituted “aggregate of his annual salary, any allowance payable under regulation 25, the additional payment under regulation 28 and the addition to remuneration payable under Schedule 7”.

Sealed with the Official Seal of the Department of Education for Northern Ireland on 18th May 1977.

(L.S.)

E. J. Kirkpatrick

Assistant Secretary

Schedule To Be Added As Schedule 7 To The Principal Regulations

"SCHEDULE 7

Regulation 6(1)

Addition to remuneration effective from 1st April 1977

1. A full-time teacher and a full-time unqualified teacher, other than a temporary teacher paid on a working day basis in accordance with the provisions of regulation 37(1), shall receive an addition to remuneration determined as follows:

- (a) if his remuneration is less than £3,060 per annum
—an addition of £132 per annum;
- (b) if his remuneration is £4,160 or more per annum
—an addition of £189 per annum;
- (c) in all other cases the addition shall be an amount per annum equal to £21 less than 5 per cent of his annual remuneration, such amount being calculated to the nearest multiple of £3, a remainder of £1.50 being treated for the purpose of this calculation as being nearer to the next higher multiple of £3.

2. A temporary teacher, including an unqualified teacher, paid on a working day basis in accordance with the provisions of regulation 37, shall receive an addition to remuneration determined as follows:

for each working day an addition at the rate of 1/200th of the annual rate of the addition, calculated in accordance with sub-paragraph (a), (b) or (c) of paragraph 1 as appropriate, that would be payable on the annual rate of remuneration which the teacher would receive if employed in a permanent capacity, subject to a maximum payment of £4 per week under this paragraph, not more than five working days being counted in any one week.

3.—(1) Part-time teachers paid on a rate per hour basis shall receive an additional payment calculated as follows subject to a maximum payment under this provision of £4 per week:

Rate per hour prescribed in regulation 38(1) (excluding supplement prescribed under regulation 38(3))	Rate per hour of additional payment allowable under this Schedule
£	
(a) 3.00	16p
(b) 2.44	13p
(c) 2.05	12p

(2) Part-time teachers paid other than on a rate per hour basis shall have their payment calculated in accordance with the appropriate provisions of regulation 38(1).

4. Calculation of the addition to remuneration payable under this Schedule shall be made on the teacher's remuneration first determined under the other provisions of these Regulations.

5. In this Schedule "remuneration" shall have the meaning assigned to it by regulation 27."

EXPLANATORY NOTE

(This note is not part of the regulations but is intended to indicate their general purport.)

These regulations amend the Teachers' Salaries Regulations (Northern Ireland) 1976.

The regulations provide for an addition to remuneration, within the terms of the Pay Policy, payable with effect from 1st April 1977 to teachers in primary schools, secondary schools (other than technical intermediate schools), special schools and to peripatetic and supply teachers.

Regulation 5 continues the provisions for the payment of the increase in remuneration (normally £312 per annum subject to a maximum total remuneration of £8,500 per annum) that was awarded with effect from 1st April 1976.

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