



Teaching Council (Scotland) Act 1965 (repealed)

1965 CHAPTER 19

Miscellaneous and Supplementary

13 Service of notices.

Any notice or other document authorised or required to be served under this Act may, without prejudice to any other method of service, be served by registered or recorded delivery post; and for the purpose of the application to this section of section 26 of the ^{M1}Interpretation Act 1889 (which relates to service by post) the proper address of a person to whose registration such a notice or other document relates shall, if he is a registered person, be his address on the register.

Marginal Citations

M1 1889 c. 63.

14 Orders.

- (1) Any power conferred by this Act to make an order shall include power to vary or revoke the order by a subsequent order.
- (2) Any order made by the Secretary of State under this Act shall be made by statutory instrument; and a statutory instrument containing any such order (except an order under section 18(3) of this Act) shall be subject to annulment in pursuance of a resolution of either House of Parliament.

15 Financial provisions.

- (1) The Secretary of State may from time to time make to the Council such grants as he thinks fit in respect of expenses incurred or to be incurred by the Council in discharging their functions under this Act, and may make to the Council such loans as he thinks

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fit in respect of the initial expenses incurred or to be incurred by the Council in establishing the register.

- (2) Where the Secretary of State incurs expenses under paragraph 2 of Schedule 1 to this Act in connection with the first election of the Council he shall be deemed to have made to the Council a loan of an amount equal to the amount of the expenses incurred.
- (3) Any loan made, or deemed to be made, to the Council by the Secretary of State under the foregoing provisions of this section shall be subject to such terms and conditions, and shall be repaid to him at such times, as he may ^{F1} . . . , direct.
- (4) Any expenses incurred by the Secretary of State under this Act shall be defrayed out of moneys provided by Parliament.

^{F2}(5)

Textual Amendments

F1 Words in s. 15(3) repealed (1.7.1999) by S.I. 1999/1820, art. 4, **Sch. 2 Pt. I**, para. 35(a), Pt.IV

F2 S. 15(5) repealed (1.7.1999) by S.I. 1999/1820, art. 4, **Sch. 2 Pt. I para. 35(b)**, Pt.IV

16 ^{F3}

Textual Amendments

F3 S. 16 repealed by [Education \(Scotland\) Act 1969 \(c. 49\)](#), **Sch. 3**

17 Interpretation.

- (1) In this Act, unless the context otherwise requires, the following expressions have the meanings hereby assigned to them respectively:—
 - “Act of 1962” means the Education (Scotland) Act 1962;
 - [^{F4} “ education authority ” has the meaning given by section 135(1) of the Education (Scotland) Act 1980 (c.44);]
 - [^{F5} “ establishment ” and “ residential establishment ” have the same meaning as in the ^{M2} Social Work (Scotland) Act 1968;]
 - “notice” means a notice in writing;
 - [^{F6} “ the register ” means the register kept under section 6(1) of this Act (analogous expressions being construed accordingly) and “ registered ” includes conditionally or provisionally registered;]
 - [^{F7} “ relevant misconduct ” and “ relevant offence ” have the meanings given by section 10B(3) of this Act;]
 - “teach” means teach in an educational establishment (as defined in section 145 of the Act of 1962) or in an [^{F5}establishment or residential establishment, where school or further education is provided], and “teaching” and “teacher” shall be construed accordingly.
- (2) Any [^{F8}other] expression used in this Act and in the Act of 1962 has in this Act, unless the context otherwise requires, the same meaning as it has in that Act.

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(3) Any reference in this Act to an enactment shall be construed as a reference to that enactment as amended or extended by or under any other enactment, including this Act.

^{F9}[(3A) In this Act—

- (a) “relevant institution” means an institution within the higher education sector which provides courses for the education and training of teachers; and
- (b) references to institutions within the higher education sector shall be construed as in Part II of the Further and Higher Education (Scotland) Act 1992.]

Textual Amendments

- F4** S. 17: Definition of “education authority” inserted (13.10.2000) by 2000 asp 6, s. 60(1), **Sch. 2 para. 1(4)(a)**; S.S.I. 2000/361, art. 3(1), **Sch. Pt. I** (subject to transitional provisions in art. 4)
- F5** Words substituted by Teaching Council (Scotland) Act 1971 (c. 2), **Sch. para. 2**
- F6** S. 17(1): Definition of “register” substituted (13.10.2000) by 2000 asp 6, s. 52(a); S.S.I. 2000/361, art. 3(1), **Sch. Pt. I** (subject to transitional provisions in art. 4)
- F7** S. 17: Definition of “relevant misconduct” and “relevant offence” inserted (1.11.2001) by 2000 asp 6, s. 52(b); S.S.I. 2000/361, art. 3(2), **Sch. Pt. II** (subject to transitional provisions in art. 4)
- F8** Word in s. 17(2) inserted (13.10.2000) by 2000 asp 6, s. 60(1), **Sch. 2 para. 1(4)(b)**; S.S.I. 2000/361, art. 3(1), **Sch. Pt. I** (subject to transitional provisions in art. 4)
- F9** S. 17(3A) inserted (16.5.1992) by Further and Higher Education (Scotland) Act 1992 (c. 37), s. 55(3); S.I. 1992/817, art. 3(2), **Sch. 1**.

Marginal Citations

- M2** 1968 c. 49.

18 Short title, extent and commencement.

- (1) This Act may be cited as the Teaching Council (Scotland) Act 1965.
- (2) This Act extends to Scotland only.
- (3) This Act shall come into operation on such day as the Secretary of State may by order appoint; and different days may be appointed for different provisions.

Modifications etc. (not altering text)

- C1** Power of appointment conferred by s. 18(3) fully exercised

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