

Status: Point in time view as at 02/10/2000.

Changes to legislation: Education Act 1996, Cross Heading: School Teachers' Pay and Conditions Act 1991 (c. 49) is up to date with all changes known to be in force on or before 11 June 2024. There are changes that may be brought into force at a future date. Changes that have been made appear in the content and are referenced with annotations. (See end of Document for details)

SCHEDULES

SCHEDULE 37

CONSEQUENTIAL AMENDMENTS

PART I

AMENDMENTS COMING INTO FORCE ON 1ST NOVEMBER 1996

School Teachers' Pay and Conditions Act 1991 (c. 49)

- 101 (1) The School Teachers' Pay and Conditions Act 1991—
- (a) shall continue to have effect with the amendment set out in sub-paragraph (2) (originally made by Schedule 19 to the ^{MI}Education Act 1993); and
 - (b) shall be amended as provided in sub-paragraphs (3) and (4).
- (2) In section 2 (orders relating to statutory conditions of employment), in subsections (6) and (7) for “section 3” there is substituted “ sections 3 and 3A ”.
- (3) For the section 3A inserted by section 289 of the Education Act 1993 there is substituted—

“3A Special provisions for teachers on transfer of employment.

- (1) This section applies where a school teacher employed to teach at an independent school—
 - (a) which becomes a county or voluntary school in pursuance of proposals published under section 35(1)(b) or, as the case may be, 41(1) of the Education Act 1996, or
 - (b) in place of which a grant-maintained school is established in pursuance of proposals published under section 212 of that Act,becomes employed (in the case of a county or voluntary school) by the local education authority or the governing body or (in the case of a grant-maintained school) by the governing body in accordance with the Transfer of Undertakings (Protection of Employment) Regulations 1981.
- (2) A pay and conditions order shall not apply to the statutory conditions of employment of such a teacher unless he gives notice in writing to the new employer that the order is to so apply.
- (3) Where the governing body of an aided school receive notice given under subsection (2) above, they shall inform the local education authority.”
- (4) In section 5 (interpretation etc.)—
 - (a) in subsection (1)—

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- (i) in the definition of “school which has a delegated budget” for “Chapter III of Part I of the Education Reform Act 1988” there is substituted “ Part II of the Education Act 1996 ”, and
- (ii) for “the Education Act 1944” there is substituted “ that Act ”; and
- (b) in subsection (5), for “sections 68 and 99(1) of the Education Act 1944” there is substituted “ sections 496 and 497 of the Education Act 1996 ”.

Marginal Citations

M1 1993 c. 35.

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