

1971 No. 1079 (S.137)

EDUCATION, SCOTLAND

**The Schools (Scotland) Code (Amendment No. 1)
Regulations 1971**

<i>Made</i> - - -	2nd July 1971
<i>Laid before Parliament</i>	9th July 1971
<i>Coming into Operation</i>	1st August 1971

In exercise of the powers conferred upon me by section 2 of the Education (Scotland) Act 1962^(a) as set out in section 1(1) of the Education (Scotland) Act 1969^(b), and by section 144 of the said Act of 1962, as amended by the said Act of 1969, and of all other powers enabling me in that behalf, I hereby make the following regulations:—

Citation, construction and commencement

1. These regulations, which may be cited as the Schools (Scotland) Code (Amendment No. 1) Regulations 1971, shall be construed as one with the Schools (Scotland) Code 1956^(c) as amended ^(d) (hereinafter referred to as the “principal regulations”), and shall come into operation on 1st August 1971.

Amendment of regulation 4 of the principal regulations

2. In regulation 4 of the principal regulations for paragraph (4) there shall be substituted the following paragraph—

“(4) Where a registered or a conditionally registered teacher cannot be obtained to fill a teaching post in a special school or in a secondary school or department, the authority may appoint some other person temporarily to fill the post for a period not exceeding 12 months, provided that—

- (a) the authority have received the prior approval of the reference panel to the appointment; and
- (b) the authority shall continue to take all practical steps to obtain a registered or a conditionally registered teacher to fill the post.”

Gordon Campbell,
One of Her Majesty's
Principal Secretaries of State.

St. Andrew's House,
Edinburgh.
2nd July 1971.

(a) 1962 c. 47. (b) 1969 c. 49. (c) S.I. 1956/894 (1956 I, p. 735).
(d) The relevant amending instruments are S.I. 1967/1162, 1968/1055 (1967 II, p. 3396; 1968 II, p. 2849).

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

This amendment to the Code requires an education authority to secure the approval of the reference panel before making an appointment of an unqualified teacher to fill a post in either a special school or a secondary school on a temporary basis.