
 STATUTORY INSTRUMENTS

1971 No. 1995 (S.211)

EDUCATION, SCOTLAND

**The Teachers Superannuation (Scotland) Amendment
Regulations 1971**

<i>Made</i> - - - -	1st December 1971
<i>Laid before Parliament</i>	15th December 1971
<i>Coming into Operation</i>	10th January 1972

(1) In exercise of the powers conferred upon me by sections 1, 4, 11 and 18 of the Teachers Superannuation (Scotland) Act 1968(a) and of all other powers enabling me in that behalf, and after consultation with representatives of education authorities, teachers and other bodies appearing to me to be likely to be affected, as required by section 18(5) of the said Act, and with the consent of the Minister for the Civil Service, I hereby make the following regulations, except regulation 12; and

(2) having made the consultations required by section 62(3) of the National Insurance Act 1965(b) and having been determined by the Minister for the Civil Service to be the appropriate Minister of the Crown under section 110(1) of that Act, in exercise of the powers conferred upon me by those sections and of all other powers enabling me in that behalf, I hereby make regulation 12 of the following regulations—

Citation and commencement

1.—(1) These regulations may be cited as the Teachers Superannuation (Scotland) Amendment Regulations 1971 and shall come into operation on 10th January 1972.

(2) The Teachers Superannuation (Scotland) Regulations 1969(c) as amended (d) (hereinafter referred to as “the principal Regulations”) and these regulations may be cited together as the Teachers Superannuation (Scotland) Regulations 1969 to 1971.

Interpretation

2. The Interpretation Act 1889(e) shall apply for the interpretation of these regulations as it applies for the interpretation of an Act of Parliament.

(a) 1968 c. 12.

(c) S.I. 1969/77 (1969 I, p. 133).

(e) 1889 c. 63.

(b) 1965 c. 51.

(d) S.I. 1969/659 (1969 II, p. 1820).

Saving

3. Except as in these regulations expressly provided, the amendment of the Teachers Superannuation (Scotland) Regulations 1969 by these regulations shall not—

- (a) affect the previous operation of those regulations or anything duly done or suffered under those regulations; or
- (b) affect any right, obligation or liability acquired, accrued or incurred under those regulations before the coming into operation of these regulations.

Amendments to the principal Regulations

4. Regulation 5 of the principal Regulations (which provides definitions) shall be amended as follows:—

- (a) the paragraph defining “Salaries Memorandum” shall be deleted and the following paragraph substituted:—

“‘Salaries Memorandum’ means a memorandum setting out the scales and other provisions required for determining the relevant remuneration of teachers being a memorandum referred to in an order made by the Secretary of State under section 2 of the Remuneration of Teachers (Scotland) Act 1967(a) as applied by section 4 of that Act.”;

- (b) the paragraph defining “approved school” shall be deleted; and
- (c) after the definition of “registered teacher” there shall be inserted the following paragraph:—

“‘residential establishment’ has the meaning assigned to it in the Social Work (Scotland) Act 1968(b).”

5. In regulation 7 of the principal Regulations (which relates to reckonable service) paragraphs 2 and 3 shall be deleted and the following paragraphs substituted:—

“(2) Notice in writing by a teacher for the purpose of paragraph (1)(a)(ii) of this regulation may be given at any time. The election, if accepted by the Secretary of State, shall be irrevocable, shall have effect from the first day of part-time service or such later date as the teacher may elect, being in any case a date not earlier than 30 days before the receipt by the Secretary of State of the notice, and shall thereafter apply to all part-time service as a teacher before allowances under these regulations first accrue or become payable to him and to all part-time service of a re-employed teacher who, on re-employment, has elected to have his annual allowance in respect of periods of re-employment dealt with under Method A set out in regulation 50(4) to (7) of the principal Regulations.

(3) Except as provided above, nothing in this regulation shall affect an election made by a teacher after 1st April 1965 but before the appointed day under the corresponding provisions of the regulations of 1957.”

6. In regulation 8(3) of the principal Regulations (which relates to external service) the following words shall be added:—

“or the teacher has received payment of superannuation allowances by virtue of regulation 40(1)(a).”

7. In regulation 14 of the principal Regulations (which relates to intervals of service) the following paragraph shall be added after paragraph (2):—

“(3) A period which is reckonable service by virtue of this regulation shall not be a period of employment for the purposes of paragraphs 4 to 7 of regulation 50.”

8. In regulation 28 of the principal Regulations (which relates to the payment of contributions on reduction of salary) for sub-paragraph (b) of paragraph (1) there shall be substituted the following sub-paragraph:—

“(b) within six months after the commencement of such reduction elects, with the approval of the Secretary of State, that it shall apply to him and has not withdrawn that election by notice in writing to the Secretary of State.”

9. In Part I of Schedule 1 to the principal Regulations (which specifies the types of teaching service which shall be recorded as reckonable service) for paragraph 3 there shall be substituted the following paragraph:—

“3. Teacher in a residential establishment where education is provided or in a special school being an occupational centre.”

10. In Schedule 3 to the principal Regulations (which specifies the employments which shall be recorded as qualifying service) for paragraph 1 there shall be substituted the following paragraph:—

“1. Service in a school or other educational establishment in Scotland, being either full-time service, or part-time service undertaken after 31st March 1965.”

11. For Schedule 4 to the principal Regulations there shall be substituted the following Schedule:—

Regulation 31

SCHEDULE 4

ADDITIONAL CONTRIBUTIONS IN RESPECT OF PREVIOUS EMPLOYMENT

Age (1)	Method I Periodical Payments			Method II Single Payment		
	Per-centage of salary (2)	Annual Reduction in respect of each £1 of reduction of annual allowance by reason of national insurance (3)		Per-centage of salary (4)	Reduction in respect of each £1 of reduction of annual allowance by reason of national insurance (5)	
		Men and Women	Men		Women	Men and Women
		£	£		£	£
21 and under 25	-30	0.12	0.18	8.80	2.30	2.65
25 " " 26	-31	0.13	0.20	8.63	2.40	2.80
26 " " 27	-32	0.14	0.21	8.62	2.50	3.05
27 " " 28	-33	0.14	0.23	8.61	2.65	3.30
28 " " 29	-35	0.15	0.24	8.62	2.75	3.55
29 " " 30	-36	0.16	0.26	8.64	2.85	3.85
30 " " 31	-38	0.17	0.27	8.66	3.00	4.15
31 " " 32	-39	0.18	0.30	8.71	3.10	4.45
32 " " 33	-41	0.19	0.32	8.76	3.20	4.80
33 " " 34	-43	0.20	0.34	8.83	3.35	5.10
34 " " 35	-45	0.21	0.36	8.91	3.50	5.40
35 " " 36	-47	0.23	0.38	9.01	3.60	5.75
36 " " 37	-50	0.24	0.41	9.11	3.75	6.05
37 " " 38	-53	0.26	0.44	9.23	3.90	6.35
38 " " 39	-56	0.27	0.47	9.36	4.05	6.70
39 " " 40	-59	0.30	0.51	9.50	4.20	7.00
40 " " 41	-63	0.32	0.55	9.66	4.35	7.30
41 " " 42	-67	0.35	0.59	9.83	4.55	7.65
42 " " 43	-72	0.37	0.64	10.03	4.70	7.95
43 " " 44	-78	0.40	0.69	10.24	4.90	8.25
44 " " 45	-84	0.44	0.75	10.47	5.05	8.60
45 " " 46	-91	0.48	0.82	10.70	5.25	8.90
46 " " 47	-99	0.53	0.90	10.96	5.45	9.25
47 " " 48	1.09	0.58	0.99	11.22	5.65	9.60
48 " " 49	1.20	0.64	1.10	11.50	5.90	9.95
49 " " 50	1.33	0.72	1.23	11.79	6.10	10.35
50 " " 51	1.49	0.81	1.39	12.10	6.35	10.70
51 " " 52	1.69	0.93	1.59	12.41	6.60	11.10
52 " " 53	1.95	1.07	1.83	12.73	6.85	11.55
53 " " 54	2.28	1.27	2.16	13.06	7.10	12.00
54 " " 55	2.73	1.53	2.60	13.40	7.40	12.45

12. Schedule 5 to the principal Regulations (which contains provisions in connection with national insurance) shall be amended as follows:—

- (a) for the sums of £2:19:— and £2:8:— specified in sub-paragraph (2) of paragraph 3 there shall be substituted the sums of £2.95 and £2.40 respectively;
- (b) for the Table contained in paragraph 4 there shall be substituted the following Table:—

TABLE

Annual Rate of Salary	Annual Rate of Reduction of Contributions
	£
Not exceeding £468	Nil
Over £468 but not exceeding £520	0.40
Over £520 but not exceeding £572	1.25
Over £572 but not exceeding £624	2.10
Over £624 but not exceeding £676	2.95
Over £676 but not exceeding £728	3.80
Over £728 but not exceeding £780	4.65
Over £780 but not exceeding £832	5.50
Over £832 but not exceeding £884	6.35
Over £884 but not exceeding £936	7.20
Over £936	7.65

- (c) for the sums of £1:14:— and £67:15:— specified in sub-paragraph (2) of paragraph 5 there shall be substituted the sums of £1.70 and £67.75 respectively;

(d) for the Table contained in sub-paragraph (2) of paragraph 6 there shall be substituted the following Table:—

TABLE

Age at date of Modification (1)	Yearly reduction of annual allowance for each completed year of reckonable service after date of modification	
	Men (2)	Women (3)
	£	£
20 or under	1.70	1.70
21	1.65	1.60
22	1.60	1.53
23	1.55	1.45
24	1.50	1.37
25	1.47	1.30
26	1.45	1.23
27	1.43	1.17
28	1.40	1.13
29	1.35	1.07
30	1.33	1.03
31	1.30	0.97
32	1.27	0.95
33	1.25	0.93
34	1.23	0.90
35	1.20	0.87
36	1.17	0.85
37	1.15	0.83
38	1.13	0.80
39	1.10	0.77
40	1.07	0.75
41	1.07	0.73
42	1.05	0.73
43	1.03	0.70
44	1.00	0.70
45	0.97	0.67
46	0.95	0.65
47	0.95	0.65
48	0.93	0.63
49	0.93	0.63
50 and over	0.93	0.60

(e) in the Table contained in paragraph 8 for the sum of £2.9 specified in the last column there shall be substituted the sum of £2.90; and

(f) for the sum of £2.9 specified in sub-paragraph (b) of paragraph 9 there shall be substituted the sum of £2.90.

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

St Andrew's House,
Edinburgh.
23rd November 1971.

Consent of the Minister for the Civil Service given under his Official Seal on
1st December 1971.

(L.S.)

K. H. McNeill,
Authorised by the Minister for
the Civil Service.

EXPLANATORY NOTE

(This Note is not part of the Regulations.)

These Regulations—

- (1) alter amounts of money expressed in pounds, shillings and pence to amounts expressed in pounds and new pence (Regulations 11 and 12);
- (2) define the circumstances in which an election for the recording of part-time service as reckonable service shall be binding on a teacher who resumes teaching service after retirement (Regulation 5);
- (3) impose a time limit within which application must be made to pay contributions on a previous higher salary (Regulation 8);
- (4) make minor alterations in respect of external service (Regulation 6), intervals of service (Regulation 7), definitions (Regulations 4 and 9) and qualifying part-time service (Regulation 10).