

## 1976 No. 1192

## EDUCATION, ENGLAND AND WALES

**The Remuneration of Teachers (Primary and Secondary Schools)  
(Amendment No. 2) Order 1976**

*Made* – – – – 28th July 1976

*Coming into Operation* – 29th July 1976

Whereas—

- (1) in pursuance of section 2(2) of the Remuneration of Teachers Act 1965(a) (“the Act”) the Committee constituted under section 1 thereof for the purpose of considering the remuneration payable to teachers in primary and secondary schools maintained by local education authorities (“the Committee”) have transmitted to the Secretary of State for Education and Science (“the Secretary of State”) recommendations agreed on by them with respect to the remuneration of such teachers;
- (2) there are in force Orders made under section 2 of the Act with respect to the remuneration of teachers in primary and secondary schools maintained by local education authorities, namely, the Remuneration of Teachers (Primary and Secondary Schools) No. 2 Order 1975(b) and the Remuneration of Teachers (Primary and Secondary Schools) (Amendment) Order 1976(c);
- (3) it appears to the Secretary of State that effect can more conveniently be given to the recommendations of the Committee by amending the scales and other provisions set out in the document referred to in the said Orders, namely, the document published by Her Majesty’s Stationery Office on 24th September 1975 under the title “SCALES OF SALARIES FOR TEACHERS IN PRIMARY AND SECONDARY SCHOOLS, ENGLAND AND WALES, 1975” (“the Document”);
- (4) in pursuance of Section 2 (5) of the Act the Secretary of State has prepared a draft Order (being the draft of this Order) setting out the amendments of the scales and other provisions which, in his opinion, are requisite for giving effect to the recommendations of the Committee; and
- (5) the Secretary of State as required by section 2(6) of the Act, has consulted the Committee with respect to the draft Order and the Committee have made no representations with respect thereto.

(a) 1965 c. 3.

(b) S.I. 1975/1558 (1975 III, p. 5400).

(c) S.I. 1976/656 (1976 I, p. 1802).

Now, therefore, the Secretary of State, in pursuance of section 2(6) of the Act, hereby orders as follows:—

*Citation and commencement*

1. This Order may be cited as the Remuneration of Teachers (Primary and Secondary Schools) (Amendment No. 2) Order 1976 and shall come into operation on 29th July 1976.

*Interpretation*

2. The Interpretation Act 1889(a) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

*Amendment of document*

3. The scales and other provisions contained in the Document are hereby amended—

- (a) with effect from 1st April 1975, in the manner specified in Schedule 1 to this Order;
- (b) with effect from 1st April 1976, in the manner specified in Schedule 2 to this Order.

## SCHEDULE I

### AMENDMENTS EFFECTIVE FROM 1ST APRIL 1975

In section 13 of Part IV of the Document—

- (a) in sub-section (1), for the sum of “£351” there shall be substituted the sum of “£402”;
- (b) for sub-section (2), there shall be substituted the following sub-sections:—
  - “(2) At the rate of £297 per annum to teachers in the Outer Area;
  - (3) At the rate of £267 per annum to teachers who—
    - (a) prior to 1 October 1974 were employed, or are employed on or after that date in pursuance of an appointment made before it, in a school maintained by a local education authority in an area outside Greater London but within the Metropolitan Police District; or

- (b) on 31 March 1969 were employed and have remained in such a school in an area which on that date was, but subsequently ceased to be, part of that District,  
for so long only as they remain in teaching service in such an area.”
- (c) for sub-section (3) there shall be substituted the following sub-section:—
- “(4) At the rate of £150 per annum to teachers serving in the Fringe Area and not in receipt of London Area Payment under sub-section 13(3) above.”
- (d) Sub-sections (4) and (5) shall be re-numbered (5) and (6) respectively.

## SCHEDULE 2

## AMENDMENTS EFFECTIVE FROM 1ST APRIL 1976

In section 17 of Part V of the Document—

- (a) in sub-section (1)(a), for the words “full-time teacher in an educational establishment” there shall be substituted the words “full-time teacher in a primary or secondary school”;
- (b) for sub-section (2)(a) there shall be substituted the following sub-section:—
- “Subject to paragraph (b) and (c), a teacher who
- (i) was formerly employed in a full-time teaching post in a college of education in England or Wales maintained by a local education authority or in receipt of grant from the Secretary of State, or in an institution in respect of which a direction has been given by the Secretary of State under Regulation 3(2) of the Further Education Regulations 1975;
  - (ii) as a result of the closure or reorganisation of the college or, as the case may be, of that direction, on or after 1 April 1974, loses that post or would (apart from this sub-section or the corresponding section of the document currently relating to the scales of salaries for teachers in maintained further education establishments) suffer a diminution of salary; and
  - (iii) continues on or after that date to be employed in full-time teaching service in an educational establishment,
- shall, while employed in a primary or secondary school maintained by a local education authority in England or Wales, be deemed for all salary purposes to continue to hold the post he held immediately before the closure, reorganisation or direction, save however that no London Area payment shall be payable except that payable under section 13 of this Document where the conditions of that section are satisfied.”

(c) for sub-section (3)(ii) there shall be substituted the following sub-section:—

“(ii) an “educational establishment” is an establishment for further education (including a department of such an establishment) maintained or assisted by a local education authority in England or Wales, or a farm institute or a primary or secondary school maintained by such an authority or a voluntary college of education.”

Given under the Official Seal of the Secretary of State for Education and Science on 28th July 1976.

*Fred Mulley,*

Secretary of State for  
Education and Science.

(L.S.)

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#### EXPLANATORY NOTE

*(This Note is not part of the Order.)*

This Order, which gives effect to the recommendations agreed on by the Committee for the consideration of the remuneration of teachers in primary and secondary schools, increases the additional payment to certain of such teachers serving in the London Area and makes minor changes in the provisions relating to the safeguarding of the salaries of such teachers who had previously held certain other teaching posts.

The Order has retrospective effect by virtue of section 7(3) of the Remuneration of Teachers Act 1965.

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