
STATUTORY INSTRUMENTS

2012 No. 431

**The Education (School Teachers) (Qualifications and Appraisal)
(Miscellaneous Amendments) (England) Regulations 2012**

Amendments to the Education (School Teachers' Qualifications) (England) Regulations 2003

8. In Part 1 of Schedule 2 (qualified teacher status requirements)—
- (a) in paragraph 1 insert ““the 2008 Regulations” means the Education (Induction Arrangements for School Teachers) (England) Regulations 2008(1)” in the appropriate place;
 - (b) in paragraph 9(1) before “Council” insert “Secretary of State or, before 1st April 2012, submitted to the”;
 - (c) in paragraph 9(3) before “Training” insert “Secretary of State or, before 1st April 2012, the”;
 - (d) in paragraph 10—
 - (i) in sub-paragraph (1)(b) for “Training and Development Agency for Schools” substitute “Secretary of State, or was assessed before 1st April 2012 by the Training and Development Agency for Schools”;
 - (ii) omit sub-paragraphs (2) and (4);
 - (e) in paragraph 11(1) before “Council” insert “Secretary of State or, before 1st April 2012, submitted to the”; and
 - (f) after paragraph 13 insert the following paragraphs—

“13A.—(1) The person—

 - (a) has successfully completed a programme of professional training for teachers in a country mentioned in sub-paragraph (2), which programme is recognised as such by the competent authority in that country;
 - (b) has satisfied any additional requirements (including any period of professional experience comparable to an induction period under the 2008 Regulations) which are necessary in order for a person in that country to be eligible for employment as a qualified teacher on a permanent basis in—
 - (i) a government school, where that country is Australia; or
 - (ii) a school which is wholly or mainly government funded, where that country is Canada, New Zealand or the United States of America; and
 - (c) is not a person mentioned in sub-paragraph (3).

(2) The countries are—

 - (a) Australia;
 - (b) Canada;

- (c) New Zealand; and
 - (d) the United States of America.
- (3) The person—
- (a) is the subject of any decision of, or proceedings before, the relevant body which restricts or may restrict that person’s eligibility to teach in that country;
 - (b) has, before 1st April 2012, failed to obtain qualified teacher status following assessment against the specified standards mentioned in paragraph 10(1)(b); or
 - (c) is included on the list kept by the Secretary of State under section 141C(1)(b) of the Education Act 2002(2).
- (4) In this paragraph “relevant body” means the authority or person who is authorised to take action or decisions in respect of professional disciplinary proceedings concerning the teaching profession in each of the countries mentioned in sub-paragraph (2).
- 13B.** The person—
- (1) has been awarded qualified teacher learning and skills status by the Institute for Learning(3);
 - (2) is a member of the Institute for Learning; and
 - (3) is not included on the list kept by the Secretary of State under section 141C(1)(b) of the Education Act 2002.”.

(2) Section 141C(1)(b) of the Education Act 2002 provides for the Secretary of State to maintain a list including the names of persons who have begun, but have failed satisfactorily to complete, an induction period in prescribed circumstances. Section 141C(1)(b) was inserted by section 8 of the Education Act 2011.

(3) The Institute for Learning is a private company limited by guarantee registered at Companies House under the name Institute for Learning.