

SCHEDULE 1

Article 2(1)(b)

Provisions of this Order which come into force on 4th April 2011

| <i>Column 1</i> | <i>Column 2</i> | <i>Column 3</i> |
|--------------------------------|-----------------------|--|
| <i>Provision of this Order</i> | <i>Subject matter</i> | <i>Purpose</i> |
| Article 15 | GTCS rules | Only for the purpose of consulting on, making and publishing rules in accordance with that article prior to 2nd April 2012. |
| Article 18(4) | Fitness to teach | Only for the purpose of bringing into force the paragraphs of Schedule 4 specified below. |
| Article 20 | Registration fees | Only for the purpose of making provision in the GTCS rules about registration fees prior to 2nd April 2012. |
| Schedule 2, paragraph 2 | Elected members | Only for the purpose of making and publishing an election scheme, an appointments scheme and a membership scheme and enabling elections to be held and appointments and nominations to be made prior to 2nd April 2012 for the GTCS to be constituted in accordance with Schedule 2; and for the purpose of consulting on the election scheme and the appointments scheme. |
| paragraph 3 | Nominated members | |
| paragraph 4 | Appointed members | |
| paragraph 7 | Membership | |
| Schedule 3, paragraph 3 | Committees | Only for the purpose of making a committee scheme and publishing that scheme prior to 2nd April 2012; and for the purposes of appointing Committees and Sub-Committees prior to 2nd April 2012. |

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| <i>Column 1</i> | <i>Column 2</i> | <i>Column 3</i> |
|--|---|---|
| <i>Provision of this Order</i> | <i>Subject matter</i> | <i>Purpose</i> |
| Schedule 3, paragraph 6 | Standing orders | Only for the purpose of making standing orders and publishing those orders prior to 2nd April 2012. |
| Schedule 4, paragraph 1 paragraph 2 | GTCS rules on fitness to teach Proceedings | Only for the purpose of making provision for fitness to teach in the GTCS rules and having those rules approved by the Lord President of the Court of Session (“the Lord President”) prior to 2nd April 2012. |
| Schedule 4, paragraph 3 | Legal assessor | Only for the purpose of the Lord President making rules by statutory instrument prior to 2nd April 2012. |

SCHEDULE 2

Article 4(2)

GTCS Membership

Membership

1. The GTCS is to have 37 members (19 elected members, 11 nominated members and 7 appointed members).

Elected members

2.—(1) Only registered teachers are eligible to be elected members.

(2) The GTCS must make and publish an election scheme to govern the election of the 19 elected members.

(3) The election scheme may, in particular, make provision about—

- (a) the appointment of a returning officer and of such staff as may be necessary;
- (b) the appointment of an independent scrutineer;
- (c) the powers of a returning officer or independent scrutineer;
- (d) the establishment of a roll of electors consisting of all registered teachers;
- (e) the giving of notice of the holding of an election;
- (f) the eligibility of candidates and electors;
- (g) the nomination of candidates;

- (h) the conduct of an election;
 - (i) the election system;
 - (j) the election count; and
 - (k) the giving of notice of the results of an election.
- (4) Before making or varying the election scheme the GTCS must—
- (a) consult—
 - (i) registered teachers or their representatives; and
 - (ii) those persons appearing to it have an interest; and
 - (b) have regard to any views expressed by those consulted.

Nominated members

3. The 11 nominated members are to be comprised of the following:—
- (a) 3 individuals nominated by the Convention of Scottish Local Authorities (following consultation with the Association of Directors of Education in Scotland);
 - (b) 3 individuals nominated by Universities Scotland (following consultation with institutions providing recognised teaching qualifications for individuals seeking registration as either school teachers or further education teachers);
 - (c) 1 individual nominated by the governing bodies of institutions in the further education sector;
 - (d) 1 individual nominated by the Scottish Council of Independent Schools;
 - (e) 1 individual nominated by the Church and Society Council of the General Assembly of the Church of Scotland;
 - (f) 1 individual nominated by the Scottish Hierarchy of the Roman Catholic Church;
 - (g) 1 individual nominated by a body representative of Parent Councils and Combined Parent Councils.

Appointed members

4. The 7 appointed members are to be appointed by the GTCS.
- (a) The GTCS must make and publish an appointments scheme to govern the making of such appointments;
 - (b) An individual is not eligible to be appointed if the individual—
 - (i) is, or has been registered, or is eligible to be registered; or
 - (ii) has obtained a recognised teaching qualification;
 - (c) The GTCS must, when making and operating the appointments scheme—
 - (i) endeavour to ensure that applications to become appointed members are made by as wide a range of applicants as practicable; and
 - (ii) have regard to any principle which appears to it to represent best practice on public appointments (for example, any guidance from the Commission for Ethical Standards in Public Life in Scotland);
 - (d) The appointments scheme may, in particular, make provision about—
 - (i) advertising for applications to become appointed members; and
 - (ii) the timing, procedure and operation of the scheme;

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- (e) Before making or varying the appointments scheme the GTCS must—
 - (i) consult those persons appearing to have an interest; and
 - (ii) have regard to any views expressed by those consulted.

Term of office

- 5.—(1) The duration of the term of office of each member of the GTCS is 4 years.
- (2) No member of the GTCS may hold office for more than an aggregate of 8 years during any period of 20 years.
- (3) For the purposes of the computation of years under sub-paragraph (2), service as a member of the GTCS before 2nd April 2012 is to be discounted.
- (4) This paragraph is subject to paragraph 6 (initial term of office).

Initial term of office

- 6.—(1) This paragraph applies to the term of office of each member of the GTCS serving during the period beginning on 2nd April 2012 (“the initial term”).
- (2) Of the 37 members referred to in paragraph 1, 18 members are to hold office for 2 years only during the initial term.
- (3) On the expiration of the 2 year term, the 18 members are eligible to hold office for a further term of 4 years and paragraph 5(2) applies as if for “8 years” there was substituted “6 years”.
- (4) The GTCS must decide which 18 members of the 37 members referred to in paragraph 1 are to hold office for 2 years only in accordance with sub-paragraph (2).

Membership

- 7.—(1) The GTCS must make a scheme (the “membership scheme”) relating to the removal, disqualification and replacement of members of the GTCS.
- (2) The membership scheme may in particular make provision for or in connection with—
 - (a) members vacating office on the expiration of their term of office;
 - (b) the resignation of members;
 - (c) the disqualification of individuals from appointment as members; and
 - (d) the removal of members, including if the member—
 - (i) becomes insolvent;
 - (ii) is absent from meetings of the GTCS for a period specified in the scheme;
 - (iii) is otherwise unfit to be a member or unable for any reason to discharge the functions of a member;
 - (iv) changes the nature of their employment;
 - (e) the replacement of members who die, resign, are removed from, or otherwise vacate office before the expiration of their term of office; and
 - (f) the term of office of replacement members.
- (3) The GTCS may vary the membership scheme at any time.
- (4) The GTCS must publish the membership scheme in such ways as it thinks fit.

Power to amend schedule

8.—(1) The Scottish Ministers may by order made by statutory instrument modify this schedule as they think appropriate so as to amend the membership process of the GTCS.

(2) The Scottish Ministers must consult the GTCS and those other persons appearing to have an interest before making such an order.

(3) An order under this paragraph shall not be made unless a draft of the instrument has been laid before and approved by resolution of the Scottish Parliament.

SCHEDULE 3

Article 4(3)

Further provision about the GTCS

Status

1.—(1) The GTCS—

- (a) is not a servant or agent of the Crown; and
- (b) does not enjoy any status, immunity or privilege of the Crown.

(2) The property of the GTCS is not property of, or property held on behalf of, the Crown.

Convener

2.—(1) The GTCS must appoint one of its members to chair meetings of the GTCS (the “Convener”).

(2) The Convener of the GTCS has a casting vote in the proceedings of the GTCS.

(3) In the absence of the Convener, the GTCS must appoint one of its members to act as the Convener and that individual has a casting vote in the proceedings of the GTCS.

Committees

3.—(1) The GTCS may appoint such committees as it thinks fit.

(2) Any committee so appointed may appoint such sub-committees as it thinks fit.

(3) Such committees and sub-committees may consist—

- (a) wholly of members of the GTCS;
- (b) partly of members of the GTCS and partly of other persons appointed to that committee or sub-committee by the GTCS or, in the case of sub-committees, by the committee which appointed that sub-committee; or
- (c) wholly of non-members of the GTCS appointed to that committee or sub-committee by the GTCS or, in the case of sub-committees, by the committee which appointed that sub-committee.

(4) The GTCS must make a scheme (the “committee scheme”) relating to the structure, membership, role and operation of its committees and sub-committees.

(5) The committee scheme may in particular make provision for or in connection with—

- (a) the number of committees;
- (b) the functions, duties and powers of committees;
- (c) the procedure of committees;

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- (d) the regulation of the proceedings of, and the quorum at, committees;
 - (e) the composition of committees; and
 - (f) the membership arrangements for committees, including arrangements for the appointment to committees of persons who are not members of the GTCS.
- (6) In sub-paragraph (5)(a) to (f) “committees” includes “sub-committees”.
- (7) The GTCS may vary the committee scheme at any time.
- (8) The GTCS must publish the committee scheme, in such ways as it thinks fit.

Validity of Proceedings and Actions

4.—(1) The validity of proceedings or actions of the GTCS (including proceedings or actions of any of its committees) is not affected by—

- (a) any vacancy in the membership of the GTCS or any of its committees;
 - (b) any defect in the election or appointment of a member of the GTCS or any of its committees; or
 - (c) the disqualification of an individual as a member of the GTCS after appointment or election.
- (2) In this paragraph “committees” includes “sub-committees”.

Reports

5.—(1) The GTCS must, as soon as is reasonably practical after the end of each financial year, prepare and lay before the Scottish Parliament a report on the carrying out of its functions during the year.

- (2) The GTCS may include in the report any other information that it considers appropriate.
- (3) In this paragraph “financial year” means each period of a year ending on 31st March.
- (4) The GTCS must periodically prepare and publish, in such ways as it thinks fit, a strategic plan.
- (5) The GTCS must periodically prepare and publish, in such ways as it thinks fit, a diversity action plan.

Standing Orders

6. The GTCS may make, and publish, standing orders for—
- (a) the regulation of its proceedings and the quorum at such proceedings;
 - (b) the keeping of records;
 - (c) the execution of documents; and
 - (d) such other matters connected with or related to the conduct of the GTCS’s business as the GTCS thinks fit.

Accounts

- 7.—(1) The GTCS must—
- (a) keep proper accounts and accounting records;
 - (b) prepare for each financial year a statement of accounts;
 - (c) publish each statement of accounts in such ways as it thinks fit; and

- (d) have its accounts independently audited each financial year by auditors appointed by the GTCS.
- (2) In this paragraph, “financial year” means each period of a year ending on 31st March.

Remuneration, allowances etc.

- 8.**—(1) The GTCS may pay to its members—
- (a) such remuneration as it may determine;
 - (b) such allowances in respect of expenses properly incurred by members in the performance of their functions as it may determine.
- (2) The GTCS may pay to members’ employers such allowances as it may determine, in respect of expenses incurred by the employer in consequence of members’ performance of their functions.
- (3) The GTCS may—
- (a) pay to or in respect of any individual who is or has been a member of the GTCS such pension, allowance or gratuity as it may determine; or
 - (b) make such payments as it may determine towards provision for the payment of a pension, allowance or gratuity to or in respect of such an individual.
- (4) Where—
- (a) an individual ceases to be a member of the GTCS otherwise than on the expiry of the individual’s term of office; and
 - (b) it appears to the GTCS that there are circumstances which make it right for the individual to receive compensation,

then the GTCS may make a payment to the individual as it may determine.

- (5) In sub-paragraphs (1) and (2) “members” includes individuals who are appointed to committees or sub-committees under paragraph 3(3)(b) and (c).

Staff

- 9.**—(1) The GTCS may employ any staff necessary to ensure the carrying out of the GTCS’s functions.
- (2) Staff are employed on terms and conditions determined by the GTCS.
- (3) The GTCS may—
- (a) pay a pension, allowance or gratuity, including by way of compensation for loss of employment, to or in respect of an eligible individual;
 - (b) make payments towards the provision of a pension, allowance or gratuity, including by way of compensation for loss of employment, to or in respect of an eligible individual;
 - (c) provide and maintain schemes (whether contributory or not) for the payment of a pension, allowance or gratuity, including by way of compensation for loss of employment, to or in respect of an eligible individual.
- (4) The GTCS may determine—
- (a) who, of the individuals who are or have ceased to be employees of the GTCS, are to be eligible individuals; and
 - (b) the amount that may be paid or provided for.

Grants and loans

- 10.**—(1) The Scottish Ministers may make such grants to the GTCS as they determine.

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(2) A grant is made subject to any conditions specified by the Scottish Ministers (including conditions about repayment).

(3) The Scottish Ministers may make such loans to the GTCS as they determine.

(4) A loan is made subject to any conditions specified by the Scottish Ministers (including conditions about repayment).

Delegation of the GTCS's functions

11.—(1) Any function of the GTCS (whether conferred by virtue of this Order or any other enactment), other than its functions of making rules or schemes by virtue of this Order, may be carried out on its behalf by—

- (a) a member of the GTCS;
- (b) a committee or sub-committee of the GTCS;
- (c) an individual employed by the GTCS.

(2) Nothing in sub-paragraph (1) prevents the GTCS from carrying out any function delegated under that sub-paragraph.

SCHEDULE 4

Article 18(4)

Fitness to teach: further provision

GTCS rules on fitness to teach

1.—(1) The GTCS rules may make provision about the circumstances in which, and the manner in which, an individual's fitness to teach may be investigated.

(2) The GTCS rules may also—

- (a) allow the GTCS to—
 - (i) impose conditions on the registration of an individual in relation to an investigation of the individual's fitness to teach;
 - (ii) record reprimands on the entry of an individual whose fitness to teach has been investigated;
- (b) require the GTCS, if requested to do so by the individual affected, to review any decision—
 - (i) to act as mentioned in sub sub-paragraph (a), or
 - (ii) to remove from the register under article 18(2)(b) any individual whose entry in the register is provisional;
- (c) provide that such a decision is not to take effect until the period for requesting the review has ended or, as the case may be, the review has been concluded;
- (d) make provision about the circumstances, and the manner, in which an individual removed from the register on grounds of being unfit to teach may be re-registered.

(3) The GTCS rules relating to fitness to teach have effect only if approved by the Lord President.

Proceedings

2.—(1) The GTCS may hold proceedings in respect of—

- (a) an investigation of an individual's fitness to teach;

- (b) a review carried out in pursuance of paragraph 1(2)(b).
- (2) The GTCS rules must set out the procedure, the standard of proof and the rules of evidence which are to apply to such proceedings;
- (3) The GTCS rules may specify any exceptional circumstances in which such proceedings are not to be held in public (for example, proceedings relating to individuals whose entry in the register is provisional).
- (4) The GTCS may administer oaths or affirmations for the purposes of such proceedings.
- (5) The Court of Session may, on an application by any party to such proceedings—
 - (a) order any person to attend proceedings in order to give oral evidence;
 - (b) order any person to disclose documents or other evidence to the GTCS;
 - (c) authorise the taking of evidence from any person or the examination of any documents or other evidence held by any person.
- (6) But the Court of Session may not order a person to give any evidence, or to disclose anything, which the person would be entitled to refuse to give or disclose in an action in that court.

Legal assessor

- 3.—(1) The GTCS must appoint a legal assessor to advise it on questions of law arising in proceedings held under paragraph 2.
- (2) A legal assessor must be an advocate or solicitor of not less than 10 years' standing.
- (3) A legal assessor—
 - (a) may be appointed generally or for particular proceedings or types of proceeding;
 - (b) is to be remunerated by the GTCS at such rates as it may determine;
 - (c) otherwise holds and vacates office in accordance with the instrument appointing the legal assessor.
- (4) The Lord President may, by statutory instrument, make rules relating to the functions of legal assessors.
- (5) Those rules may, in particular—
 - (a) contain provision for ensuring that every party to proceedings is informed of the legal assessor's advice to the GTCS;
 - (b) require the GTCS to inform every party to proceedings of any case where it does not accept the legal assessor's advice;
 - (c) contain such incidental and supplementary provisions as the Lord President considers expedient.
- (6) The Statutory Instruments Act 1946(1) applies to any such statutory instrument as if the instrument had been made by a Minister of the Crown.

(1) 1946 c.36; relevantly modified by S.I. 1999/1096.

SCHEDULE 5

Article 32

Transitional and savings provisions

The Teachers (Education, Training and Recommendation for Registration) (Scotland) Regulations 1993

1. Despite the revocation of regulation 3 of the Teachers (Education, Training and Recommendation for Registration) (Scotland) Regulations 1993⁽²⁾ (“the 1993 Regulations”), any determination made under regulation 3 continues to have effect until the GTCS makes a corresponding determination under article 29 of this Order or the Scottish Ministers make a corresponding determination under article 30 of this Order.

2. Despite the revocation of regulation 4 of the 1993 Regulations, any determination and approval made under regulation 4 continues to have effect until the GTCS makes a corresponding determination under article 29 of this Order or the Scottish Ministers make a corresponding determination under article 30 of this Order.

3. Despite the revocation of regulation 5 of the 1993 Regulations, regulation 5 continues to have effect in relation to persons who have performed the work of a course complying with the requirements of regulation 4 of the 1993 regulations.

4. Despite the revocation of regulation 6 of the 1993 Regulations, regulation 6 continues to have effect in relation to the requirements for recommendation for registration until such time as the GTCS sets corresponding requirements in the GTCS rules.

Investigations in progress under section 10B of the 1965 Act

5.—(1) This paragraph applies to a preliminary investigation under section 10B⁽³⁾ of the 1965 Act that is still in progress on 2nd April 2012.

(2) Any action or decision taken by the Investigating Sub-committee prior to 2nd April 2012, will, on and after 2nd April 2012, be treated as if it were an action or decision by the GTCS under Schedule 4 to this Order.

Cases in progress before the Disciplinary Sub-committee

6.—(1) This paragraph applies where a case is still in progress on 2nd April 2012 under section 10C⁽⁴⁾ or 11⁽⁵⁾ of the 1965 Act.

(2) Where a case is, prior to 2nd April 2012, being considered by the Disciplinary Sub-committee under section 10C or 11(1) or (2) of the 1965 Act, that case must, on and after 2nd April 2012, be considered by the GTCS under Schedule 4 of this Order.

Persons with right to apply for variation or revocation of conditions under section 11(4) of 1965 Act

7.—(1) This paragraph applies to a person in relation to whom a conditional registration order has been made and who has, prior to 2nd April 2012, a right to apply to the Professional Conduct Committee for a determination under section 11(4) of the 1965 Act.

(2) [S.I. 1993/2732](#), amended by [S.S.I. 2004/390](#).

(3) Section 10B was inserted by section 50 of the [Standards in Scotland's Schools etc. Act 2000](#) (asp 6), and amended by paragraph 3 of Schedule 4 to the [Protection of Vulnerable Groups \(Scotland\) Act 2007](#) (asp 14).

(4) Section 10C was inserted by section 50 of the [Standards in Scotland's Schools etc. Act 2000](#) (asp 6).

(5) Section 11 was substituted by section 50 of the [Standards in Scotland's Schools etc. Act 2000](#) (asp 6), and amended by paragraph 4 of Schedule 4 to the [Protection of Vulnerable Groups \(Scotland\) Act 2007](#) (asp 14).

(2) Despite the repeal of section 11(4), that person will, on and after 2nd April 2012, have a right to apply to the GTCS for a determination under section 11(4).

(3) The GTCS is to determine an application and must give notice of the determination to the person concerned.

(4) A notice under paragraph (3) must include a statement of the reasons for the determination.

Persons to whom section 11(7) of the 1965 Act applies

8.—(1) This paragraph applies to a person in relation to whom a reprimand is marked against that person's name in the register prior to 2nd April 2012.

(2) Despite the repeal of section 11(7) of the 1965 Act, that section will continue to apply, on and after 2nd April 2012, in relation to the removal of a reprimand after the five year period referred to in that section.

Persons to whom section 11(9) of the 1965 Act applies and directions made under section 10 of the 1965 Act

9.—(1) This paragraph applies to a person to whom section 11(9) of the 1965 Act applies immediately prior to 2nd April 2012 and who is not entitled to be registered or re-registered except in compliance with a direction of the Disciplinary Sub-committee.

(2) Despite the repeal of section 11(9), that section continues to apply, on and after 2nd April 2012, to such a person as if the reference to the Disciplinary Sub-committee was a reference to the GTCS.

(3) The GTCS, in considering a direction in the circumstances described in section 11(9), is to take into account any existing prohibition imposed by the Disciplinary Sub-committee under section 11(10).

(4) Despite the repeal of section 11(10), that section continues to apply, on and after 2nd April 2012, to any existing prohibition under that section.

Entries to which section 11A of the 1965 Act applies

10.—(1) This paragraph applies to an entry in the register established under the 1965 Act which is marked as suspended before 2nd April 2012.

(2) Despite the repeal of section 11A(6) of the 1965 Act, that section continues to apply, on and after 2nd April 2012, in relation to the cancellation of the suspension where there is no direction for the removal of the entry from the register following the conclusion of the case to which that suspension relates.

(3) Despite the substitution of "restricted" for "suspended" in regulation 4(2) of the Requirements for Teachers (Scotland) Regulations 2005(7), that regulation shall continue to apply to such an entry, on and after 2nd April 2012, as if that substitution were not made.

(4) For the purposes of this paragraph, any reference to a Committee or Sub-committee, where relevant to the cancellation of the suspension, is to be read as a reference to the GTCS and the requirements to serve a notice under section 11A(2) of the 1965 Act apply to the GTCS.

(6) Section 11A was inserted by section 50 of the [Standards in Scotland's Schools etc. Act 2000](#) (asp 6).

(7) [S.S.I. 2005/355](#).

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Appeals

11.—(1) Where, before 2nd April 2012, a person has a right to appeal under section 12(1) of the 1965 Act, but has not yet lodged an appeal, that person will, on and after 2nd April 2012, have a right to appeal under article 24 of this Order.

(2) The right to appeal in circumstances described in sub-paragraph (1) may only be exercised within the period of 28 days after the service of notice of the direction in question.

Review

12.—(1) Despite the repeal of section 12(1A)(8) of the 1965 Act, a person with a right to require a review under that sub-section immediately prior to 2nd April 2012, will, on and after 2nd April 2012, have a right to require the GTCS to carry out a review.

(2) The right to require the GTCS to carry out a review is to be exercised within the prescribed number of days referred to in section 12(1A) of the 1965 Act.

The Teaching Council (Scotland) (Legal Assessor) Rules 2006

13.—(1) Despite the revocation of the Teaching Council (Scotland) (Legal Assessor) Rules 2006 (“the 2006 Rules”)(9), those rules continue to apply, on and after 2nd April 2012, to proceedings under this Order as they applied to proceedings under the 1965 Act until the Lord President makes rules relating to the functions of legal assessors under paragraph 3 of Schedule 4 to this Order.

(2) In the 2006 Rules, any reference to a Committee of the GTCS is to be read as a reference to the GTCS.

SCHEDULE 6

Article 33(1)

Minor and Consequential Amendments

Primary legislation

Education (Scotland) Act 1980

1.—(1) The 1980 Act(10) is amended as follows.

(2) In paragraph (a) of sub-section (6) of section 105 (schemes for reorganisation of educational endowments) for “Teaching Council (Scotland) Act 1965” substitute “Public Services Reform (General Teaching Council for Scotland) Order 2011”.

(3) In the definition of “registered teacher” in sub-section (1) of section 135 (interpretation) for “Teaching Council (Scotland) Act 1965” substitute “Public Services Reform (General Teaching Council for Scotland) Order 2011”.

Protection of Vulnerable Groups (Scotland) Act 2007

2.—(1) The Protection of Vulnerable Groups (Scotland) Act 2007(11) is amended as follows.

(8) Section 12(1A) was inserted by section 51(1) of the Standards in Scotland’s Schools etc. Act 2000.

(9) S.S.I. 2006/455.

(10) 1980 c.44.

(11) 2007 asp 14.

(2) In paragraph (a) of sub-section (3) of section 8 (meaning of “relevant functions”) for “Teaching Council (Scotland) Act 1965 (c.19)” substitute “Public Services Reform (General Teaching Council for Scotland) Order 2011”.

(3) In sub-section (c) of section 73 (consideration of suitability) for “section 6 of the Teaching Council (Scotland) Act 1965 (c.19)” substitute “registration under the Public Services Reform (General Teaching Council for Scotland) Order 2011”.

Secondary legislation

The Colleges of Education (Scotland) Regulations 1987

3. In regulation 25(7) of the Colleges of Education (Scotland) Regulations 1987(12) (employment of staff) for “under section 6 of the Teaching Council (Scotland) Act 1965” substitute “in the register of teachers kept under the Public Services Reform (General Teaching Council for Scotland) Order 2011”.

The Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order 1999

4. In paragraph 23 of section 3 of Schedule 1 to the Redundancy Payments (Continuity of Employment in Local Government, etc.) (Modification) Order 1999(13) for “Teaching Council (Scotland) Act 1965” substitute “Public Services Reform (General Teaching Council for Scotland) Order 2011”.

The Scottish Social Services Council (Consultation on Codes of Practice) Order 2001

5. In article 2(j) of the Scottish Social Services Council (Consultation on Codes of Practice) Order 2001(14) (consultation on codes of practice) for “section 1 of the Teaching Council (Scotland) Act 1965” substitute “the Public Services Reform (General Teaching Council for Scotland) Order 2011”.

The Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003

6. In the definition of “registered teacher” in Part 4 of Schedule 4 to the Rehabilitation of Offenders Act 1974 (Exclusions and Exceptions) (Scotland) Order 2003(15) (interpretation) for “Teaching Council (Scotland) Act 1965” substitute “Public Services Reform (General Teaching Council for Scotland) Order 2011”.

The Requirements for Teachers (Scotland) Regulations 2005

7.—(1) The Requirements for Teachers (Scotland) Regulations 2005(16) are amended as follows.

(2) In regulation 4(2) (requirement to employ registered teachers)—

- (a) for “section 6 of the Teaching Council (Scotland) Act 1965” substitute “the Public Services Reform (General Teaching Council for Scotland) Order 2011”; and
- (b) for “suspended” in both places it occurs substitute “restricted”.

(12) S.I. 1987/309, to which there are amendments not relevant to this Order.

(13) S.I. 1999/2277.

(14) S.S.I. 2001/424, to which there are amendments not relevant to this Order.

(15) S.S.I. 2003/231, to which there are amendments not relevant to this Order.

(16) S.S.I. 2005/355.

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SCHEDULE 7

Article 33(2)

Repeals and Revocations

Repeals of primary legislation

| <i>Enactment</i> | <i>Extent of repeal</i> |
|---|--|
| The Teaching Council (Scotland) Act 1965 (c.19) | The whole Act. |
| The Teaching Council (Scotland) Act 1971 (c.2) | The whole Act. |
| Local Government (Scotland) Act 1975 (c.30) | Schedule 6, Part II, paragraph 29 |
| Education (Scotland) Act 1981 (c.58) | Section 17. Schedule 7, paragraphs 1 and 2. |
| Companies Consolidation (Consequential Provisions) Act 1985 (c.9) | In Schedule 2 the entry relating to the Teaching Council (Scotland) Act 1965. |
| Self-Governing Schools etc. (Scotland) Act 1989 (c.39) | Schedule 10, paragraph 2. |
| Further and Higher Education (Scotland) Act 1992 (c.37) | Section 55. Schedule 9, paragraph 1. |
| Teaching and Higher Education Act 1998 (c.30) | Sections 16 and 17. |
| The Standards in Scotland's Schools etc. Act 2000 (asp 6) | Sections 45 to 54. In section 58(1), the definition of "the 1965 Act". Schedule 2, paragraph 1. In schedule 3, the entries in the table relating to the Teaching Council (Scotland) Act 1965. |
| Public Appointments and Public Bodies etc. (Scotland) Act 2003 (asp 4) | In schedule 2, the entry in relation to the General Teaching Council for Scotland. |
| Protection of Children (Scotland) Act 2003 (asp 5) | Section 13. |
| Education (Additional Support for Learning) (Scotland) Act 2004 (asp 4) | Schedule 3, paragraph 1. |
| Protection of Vulnerable Groups (Scotland) Act 2007 (asp 14) | Schedule 4, paragraphs 1, 3 and 4. |

Revocations of secondary legislation

| <i>Regulations</i> | <i>Reference</i> | <i>Extent of revocation</i> |
|--|-------------------------|------------------------------------|
| The General Teaching Council (Deduction of Fees for Renewal of Registration) (Scotland) Regulations 1971 | S.I. 1971/296 | The whole Regulations. |

Status: This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

| Regulations | Reference | Extent of revocation |
|---|---------------------------------|--|
| The Teachers (Entitlement to Registration) (Scotland) Regulations 1991 | S.I. 1991/1136 | The whole Regulations. |
| The Companies Act 1989 (Eligibility for Appointment as Company Auditor) (Consequential Amendments) Regulations 1991 | S.I. 1991/1997 | Paragraph 14 of the Schedule (amendment of the Teaching Council) (Scotland) Act 1965). |
| The Teachers (Education, Training and Recommendation for Registration (Scotland) Regulations 1993 | S.I. 1993/2732 | The whole Regulations subject to the saving made in Schedule 5 to this Order. |
| The General Teaching Council for Scotland (Amendment of Constitution) Order 1997 | S.I. 1997/207 | The whole Order. |
| The Scotland Act 1998 (Consequential Modifications) (No. 2) Order 1999 | S.I. 1999/1820 | Paragraph 35 of Part I of Schedule 2. In Part IV of Schedule 2, the entry relating to the Teaching Council (Scotland) Act 1965. |
| The Teachers (Medical Requirements for Admission to Training and Registration (Scotland) Amendment Regulations 2004 | S.S.I. 2004/390 | The whole Regulations. |
| The General Teaching Council for Scotland Election Scheme 2004 Approval Order 2004 | S.S.I. 2004/542 | The whole Order. |
| The Teaching Council (Scotland) (Legal Assessor) Rules 2006 | S.S.I. 2006/455 | The whole Rules subject to the saving made in Schedule 5 to this Order. |
| The Companies Act 2006 (Consequential Amendments etc.) Order 2008 | S.I. 2008/948 | Paragraph 1(f) of Schedule 1. |
| The Teaching Council (Scotland) Act 1965 Modification Order 2009 | S.S.I. 2009/386 | The whole Order. |
| The Protection of Vulnerable Groups (Scotland) Act 2007 (Miscellaneous Provisions) Order 2010 | S.S.I. 2010/446 | Article 20 (amendment to the Teaching Council (Scotland) Act 1965). |