



School Teachers' Pay and Conditions Act 1991

1991 CHAPTER 49

3 Special provisions as to grant-maintained schools

- (1) A pay and conditions order shall not apply to the statutory conditions of employment of the school teachers in a grant-maintained school the governing body of which—
 - (a) have, by notice to the Secretary of State, made an application for exemption; and
 - (b) pursuant to that application are for the time being exempted from subsections (6) and (7) of section 2 above by virtue of an order under subsection (4) below.
- (2) Before making an application under subsection (1) above, the governing body of the grant-maintained school concerned shall consult the school teachers employed by them with respect to the proposed application.
- (3) A notice of application under subsection (1) above shall specify a date, at least three months after the date of the notice, with effect from which the governing body of the grant-maintained school concerned intend to make their own provision as to the statutory conditions of employment of the school teachers employed by them.
- (4) On receipt of a notice of application under subsection (1) above the Secretary of State shall, by statutory instrument, make an order—
 - (a) naming the school; and
 - (b) specifying, as the date with effect from which, by virtue of the order, subsections (6) and (7) of section 2 above are not to apply, the date specified in the notice of application or such other date as may be agreed between the governing body and the Secretary of State.