
STATUTORY INSTRUMENTS

1999 No. 638

The School Standards and Framework Act 1998 (Modification, Transitional and Consequential Provisions) Regulations 1999

Transitional provision in relation to section 57 of the 1998 Act

7.—(1) Section 57(3) of the 1998 Act shall not apply when before 1st April 1999—

- (a) the governing body of a grant-maintained or grant-maintained special school have determined that a payment should be made in respect of the dismissal, or for the purpose of securing the resignation, of any member of the staff of the school; and
- (b) any payment, or part of any payment, which the governing body had determined to pay has been made or was due to have been made.

(2) Section 57(4) of the 1998 Act shall not apply in respect of the premature retirement of a member of staff of a grant-maintained or grant-maintained special school when before 1st April 1999 any payment, or part of any payment, in respect of such premature retirement has been made or was due to have been made.

(3) Section 57(5) of the 1998 Act shall not apply in respect of the dismissal or resignation of a member of staff or a grant-maintained or grant-maintained special school when before 1st April 1999 any payment, or part of any payment, in respect of such dismissal or for the purpose of securing such resignation has been made or was due to have been made.

(4) Section 57(3) and (5) of the 1998 Act shall not apply when before 1st April 1999—

- (a) the governing body of a grant-maintained or grant-maintained special school have determined that a payment should be made to a person under regulation 5 or 6 of the Teachers (Compensation for Redundancy and Premature Retirement) Regulations 1997⁽¹⁾ who has ceased to be employed by them before that date; but
- (b) no such payment had been made before that date.