



**THE EDUCATION (SALARIES AND STAFFING) REGULATIONS
1957, AMENDMENT NO. 27**

PAUL REEVES, Governor-General

ORDER IN COUNCIL

At Wellington this 22nd day of September 1986

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL

PURSUANT to the Education Act 1964, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, hereby makes the following regulations.

ANALYSIS

1. Title and commencement
2. Definition of service
3. Teaching half days

4. Relieving teachers in secondary schools
5. Part-time teachers
6. Careers advisers
7. Termination of employment

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Education (Salaries and Staffing) Regulations 1957, Amendment No. 27, and shall be read together with and deemed part of the Education (Salaries

and Staffing) Regulations 1957* (hereinafter referred to as the principal regulations).

(2) These regulations shall come into force on the 14th day after the date of their notification in the *Gazette*.

2. Definition of service—(1) Regulation 12 (1) (a) (ia) of the principal regulations (as inserted by regulation 3 of the Education (Salaries and Staffing) Regulations 1957, Amendment No. 6) is hereby amended by omitting the expression “full-time”.

(2) The said regulation 12 is hereby further amended by revoking subclause (3), and substituting the following subclause:

“(3) Notwithstanding anything to the contrary in this regulation, no service in any capacity referred to in subclause (1) or subclause (2) of this regulation shall be included as service if the teacher concerned was employed otherwise than permanently, and for less than 20 hours per week.”

3. Teaching half days—Regulation 54 of the principal regulations is hereby amended by adding, as subclauses (2) and (3), the following subclauses:

“(2) Notwithstanding subclause (1) of this regulation, the controlling authority shall not make a permanent appointment to a part-time position of 9 or more, or fewer than 5, weekly teaching half days.

“(3) A permanent part-time appointment shall not be made to any position above basic scale.”

4. Relieving teachers in secondary schools—(1) Regulation 57 (1) of the principal regulations (as substituted by regulation 3 of the Education (Salaries and Staffing) Regulations 1957, Amendment No. 15) is hereby amended by inserting, after the words “full-time position”, the words “or a position usually held by a permanently appointed part-time teacher”.

(2) Regulation 57 (1A) of the principal regulations (as inserted by regulation 4 (1) of the Education (Salaries and Staffing) Regulations 1957, Amendment No. 20) is hereby amended by inserting, after the words “full-time teaching position”, the words “or a position normally held by a permanently appointed part-time teacher”.

(3) Regulation 57 (2) of the principal regulations is hereby amended by revoking subclause (2), and substituting the following subclause:

“(2) No relieving teacher shall be appointed for a period of less than one day unless—

“(a) The appointment is made in respect of a permanent part-time position; or

“(b) The appointment is made—

“(i) With the approval of the Director-General; and

“(ii) In respect of a part-time position.”

*S.R. 1957/119 (Reprinted with Amendments Nos. 1-20: S.R. 1981/217)

Amendment No. 21: S.R. 1981/271

Amendment No. 22: S.R. 1982/5

Amendment No. 23: S.R. 1984/27

Amendment No. 24: S.R. 1984/283

Amendment No. 25: S.R. 1985/227

Amendment No. 26: S.R. 1986/156

5. Part-time teachers—Regulation 58 of the principal regulations is hereby amended by inserting, after subclause (1), the following subclause:

“(1A) Notwithstanding subclause (1) of this regulation, no permanently appointed part-time teacher shall be employed in the instruction of classes that have been specified by the Director-General as requiring the services of a full-time teacher.”

6. Careers advisers—Regulation 59 (1) of the principal regulations (as amended by regulation 7 (1) of the Education (Salaries and Staffing) Regulations 1957, Amendment No. 22 and regulation 3 (1) of the Education (Salaries and Staffing) Regulations 1957, Amendment No. 23) is hereby amended by inserting, after the word “secondary”, the word “school”.

7. Termination of employment—The principal regulations are hereby amended by revoking regulation 60, and substituting the following regulation:

“60. (1) If on or before the 31st day of March in any year it appears that, by reason of a fall in the number of enrolled pupils, the services of any of the permanently appointed teachers employed in any secondary school during the preceding year should be terminated, the controlling authority shall, not later than the 31st day of March, forward to the Director-General the name of every teacher whose services are to be so terminated, and, if notice of the termination of employment has not been given to the teacher or teachers concerned, shall give such notice (in accordance with the provisions of section 155 of the Act) so as to take effect not later than the 30th day of June in that year.

“(2) The employment of both temporary part-time and relieving teachers may be terminated without notice either by the Board or by the controlling authority.”

P. G. MILLEN,
Clerk of the Executive Council.

EXPLANATORY NOTE

This note is not part of the regulations, but is intended to indicate their general effect.

These regulations amend the Education (Salaries and Staffing) Regulations 1957 so as to provide for the employment of permanent part-time teachers at secondary schools.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 25 September 1986.

These regulations are administered in the Department of Education.