

1982/80



**THE EDUCATION (ASSESSMENT, CLASSIFICATION,
AND APPOINTMENT) REGULATIONS 1976,
AMENDMENT NO. 9**

DAVID BEATTIE, Governor-General

ORDER IN COUNCIL

At the Government House at Wellington this 5th day of April 1982

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.

REGULATIONS

1. Title and commencement—(1) These regulations may be cited as the Education (Assessment, Classification, and Appointment) Regulations 1976, Amendment No. 9, and shall be read together with and deemed part of the Education (Assessment, Classification, and Appointment) Regulations 1976* (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. Interpretation—Regulation 59A (1) of the principal regulations (as inserted by regulation 6 (1) of the Education (Assessment, Classification, and Appointment) Regulations 1976, Amendment No. 8) is hereby amended by adding the following definition:

“‘School’ means a State primary school, and includes an intermediate department.”

*S.R. 1976/287

Amendment No. 1: S.R. 1977/275
 Amendment No. 2: S.R. 1978/334
 Amendment No. 3: S.R. 1979/220
 Amendment No. 4: S.R. 1980/186
 Amendment No. 5: S.R. 1980/233
 Amendment No. 6: S.R. 1981/179
 Amendment No. 7: S.R. 1981/330
 Amendment No. 8: S.R. 1982/12

3. Protected teachers—Regulation 59D (6) (b) of the principal regulations (as inserted as aforesaid) is hereby amended by omitting the expression “subclauses (8)”, and substituting the expression “subclauses (6), (8),”.

4. Selection of protected teachers—Regulation 59E (1) of the principal regulations (as inserted as aforesaid) is hereby amended by inserting, after the word “Committee”, the words “having jurisdiction in regard to the making of recommendations for appointment to positions at the school concerned”.

5. Principal regulations to apply to underscale and overscale teachers during 1982 school year—Where—

- (a) In the year that ended with the 31st day of January 1982, a school was, by virtue of its teacher entitlement for that year, entitled to a single position of a particular grade; and
- (b) By virtue of its teacher entitlement for the year that commenced on the 1st day of February 1982, that school ceased to be entitled to a position of that grade but became instead entitled to a position of a different grade; and
- (c) A permanently appointed teacher who held that first-mentioned position on the 1st day of July in that first-mentioned year was still employed by the appointing authority concerned, without having been appointed to some other position in the employment of that authority, at the commencement of that secondly-described year,—

the principal regulations shall, after the commencement of these regulations, apply to that teacher as if the Education (Assessment, Classification, and Appointment) Regulations 1976, Amendment No. 8 had come into force on the 1st day of October 1981.

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.

The principal effect of these regulations is to make clear that the benefits conferred by the Education (Assessment, Classification, and Appointment) Regulations 1976, Amendment No. 8 on teachers whose positions become regraded by virtue of fluctuations from one year to the next in the rolls of the schools at which they are employed apply to every teacher whose position has already become regraded by virtue of the difference between his school's present roll and its roll in the 1981 school year. The regulations also make 3 minor drafting amendments.

Issued under the authority of the Regulations Act 1936.

Date of notification in *Gazette*: 7 April 1982.

These regulations are administered in the Department of Education.