

And

GUERNSEY STATUTORY INSTRUMENT

1982 - No. 29

The Teachers' Superannuation (Notional Salaries) (Guernsey) Regulations, 1982

Made ..... 15th November, 1982.....

Laid before the States ..... ..

THE STATES EDUCATION COUNCIL, in exercise of the powers conferred upon it by section one and section three of the Superannuation (Teachers and Teachers' Families) (Guernsey) Law, 1974(a), hereby orders:-

Citation and extent

1.(1) These Regulations may be cited as the Teachers' Superannuation (Notional Salaries) (Guernsey) Regulations, 1982.

(2) These Regulations shall have effect in the Islands of Guernsey, Herm and Alderney.

Interpretation

2.(1) The Interpretation (Guernsey) Law, 1948(b), shall apply to the interpretation of these Regulations as it applies to the interpretation of a Guernsey enactment.

(2) In these Regulations the following expressions shall have the meanings hereby respectively assigned to them, that is to say:-

"the Further Education Document 1979" means the document published by Her Majesty's Stationery Office on 21st February, 1980, under the title "Scales of Salary for Teachers in Establishments for Further Education, England and Wales 1979";

"the Primary and Secondary Schools Document 1979" means the document so published on 21st September, 1979, under the title "Scales of Salaries for Teachers in Primary and Secondary Schools, England and Wales 1979";

"the principal Regulations" means the Teachers' Superannuation (Guernsey) Regulations, 1978, as amended (c)

"the specified period" means the period commencing on 1st April, 1979, and ending on 31st August, 1980.

(a) Ordres en Conseil Vol. XXIV, p.265.  
(b) Ordres en Conseil Vol. XIII, p.355.  
(c) S.Is 1978 No. 7; 1979 No. 19; 1980 No. 5.

Special provisions relating to teachers who left the service of the States during the specified period.

3.(1) This regulation shall apply to a teacher who during the specified period left the service of the States of Guernsey and who, immediately before the date of leaving the said service, was employed in reckonable service.

(2) Notwithstanding the provisions of the principal Regulations, for the purposes of calculating any benefit payable under the provisions of Part III of the said Regulations or any transfer value payable or receivable under Part IV of the said Regulations in the case of such a teacher his salary during the specified period shall be deemed to be the salary applicable to him as set out in the Primary and Secondary Schools Document 1979 or the Further Education Document 1979, as the case may require, as modified by the Teachers' Superannuation (Notional Salaries) Regulations 1981 of the United Kingdom (d).

Dated this fifteenth            day of    November            , nineteen hundred and eightytwo.

L.L. Guille.

President of the States Education Council,  
for and on behalf of the Council.

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations are made under the Superannuation (Teachers and Teachers' Families) (Guernsey) Law, 1974.

By their Resolution No. XXXIV of the 8th February, 1946, the States resolved that the salaries of teachers in primary and secondary schools should be in accordance with the scales of salaries and the conditions relative thereto set out in the Report of the Burnham Committee, 1945. The same principle has been applied to teachers at the College of Further Education. In accordance with the Resolution of the States No. XVI of the 30th November, 1978, additional allowances, based upon their Burnham Scale Salaries, were paid to teachers in Guernsey during the period between the 1st April 1978 and the 31st March 1980.

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(d) United Kingdom Statutory Instrument 1981 No. 934.

Teachers in England and Wales received "staged" increases in remuneration over the period from the 1st April 1979 to the 31st August 1980 ("the prescribed period"). For the purposes of calculating benefits and transfer values under the United Kingdom Teachers' Superannuation Regulations during the prescribed period the "Documents" setting out the Burnham salary scales were notionally amended by a United Kingdom statutory instrument entitled "The Teachers' Superannuation (Notional Salaries) Regulations 1981". The result has been that teachers who left the service of the States during the prescribed period (on retirement, transfer to the United Kingdom or otherwise) are in a worse position in respect of superannuation allowance or transfer value than their counterparts in the United Kingdom.

The purpose of these Regulations is to place such teachers in the same position as their counterparts in the United Kingdom.