



Education (2005 Area School Staffing) Amendment Order 2004

Silvia Cartwright, Governor-General

Order in Council

At Wellington this 6th day of December 2004

Present:

Her Excellency the Governor-General in Council

Pursuant to section 91H(1) of the Education Act 1989, Her Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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Order

1 Title

- (1) This order is the Education (2005 Area School Staffing) Amendment Order 2004.

- (2) In this order, the Education (2005 Area School Staffing) Order 2004¹ is called “the principal order”.

¹ SR 2004/305

2 Commencement

This order comes into force on 31 December 2004.

3 Interpretation

- (1) The definition of **beginning teacher** in clause 4(1) of the principal order is amended by omitting, from paragraph (a), the expression “12”, and substituting the expression “24”.
- (2) Clause 4(1) of the principal order is amended by inserting, in its appropriate alphabetical order, the following definition:
- “**middle management allowance** means an allowance allocated by the Board to a teacher for undertaking duties in an area school recognised by the Board as middle management duties”.

4 Additional guidance allowance

- (1) Clause 18(a)(i) of the principal order is amended by omitting the expression “0.0007”, and substituting the expression “0.00185”.
- (2) Clause 18(b) of the principal order is amended by omitting the expression “0.22”, and substituting the expression “0.45”.

5 Management time allowance

Clause 20(a)(iv) of the principal order is amended by revoking subparagraph (C), and substituting the following subparagraphs:

- “(C) if the school’s roll is 61 or more but less than 93, 0.4; and
- “(D) if the school’s roll is 93 or more but less than 124, 0.5; and
- “(E) if the school’s roll is 124 or more but less than 156, 0.6; and
- “(F) if the school’s roll is 156 or more, 0.7; and”.

6 Beginning teacher allowance

- (1) Clause 27 of the principal order is amended by revoking subclause (1), and substituting the following subclause:

“(1) In this clause, **qualifying beginning teacher** means—

“(a) a beginning teacher in his or her first 12 months of teaching who is employed for 0.5 of an FTTE or more; or

“(b) a beginning teacher in his or her second 12 months of teaching who is employed full-time.”

- (2) Clause 27(2) of the principal order is amended—

(a) by inserting, after the words “employs a qualifying beginning teacher”, the words “who has completed less than 12 months’ teaching”; and

(b) by inserting in paragraphs (a)(i) and (b)(i), after the words “qualifying beginning teachers”, the words “, if any,”.

- (3) Clause 27 of the principal order is amended by adding the following subclause:

“(3) If a school employs a qualifying beginning teacher who has completed 12 months’ teaching, it has a beginning teacher allowance (in FTTEs) calculated by adding (as well as the amount, if any, obtained from the calculation in subclause (2)) the product of—

“(a) the number of qualifying beginning teachers, if any, then employed at the school full-time; and

“(b) 0.1.”

7 Limitation on employment involving salary units

- (1) Clause 39(2)(b) of the principal order is amended by omitting the expression “0.96”, and substituting the expression “1.09”.

- (2) Clause 39(2)(c) of the principal order is amended by omitting the expression “2”, and substituting the expression “2.6”.

8 New clause 40A inserted

The principal order is amended by inserting, after clause 40, the following clause:

“40A Limitation on employment involving middle management allowances

- “(1) The Board of a school may not employ regular teachers to whom middle management allowances have been allocated (whether permanently or otherwise) whose employment taken together is equivalent to the employment of teachers to whom there have been allocated a total number of middle management allowances greater than the number calculated for the school under subclause (2).
- “(2) The number calculated for the school referred to in subclause (1) is calculated by—
- “(a) adding—
- “(i) those elements of the curriculum delivery allowance (in FTTEs) specified in—
- “(A) clause 16(2)(c); and
- “(B) clause 16(2)(d) or clause 16(2)(e), whichever is applicable to the school; and
- “(ii) the additional guidance allowance (in FTTEs), calculated in accordance with clause 18; and
- “(b) multiplying the resulting sum by 0.6; and
- “(c) if the resulting product is not a whole number, correcting it to the nearest whole number.”

Diane Morcom,
Clerk of the Executive Council.

Explanatory note

This note is not part of the order, but is intended to indicate its general effect.

This order, which comes into force on 31 December 2004, amends the Education (2005 Area School Staffing) Order 2004.

The effects of the amendments are as follows:

- allowances for beginning teachers in area schools are brought into line with those in secondary schools, by increasing the period in which a teacher is a **beginning teacher** from 12 to 24 months, and providing a beginning teacher allowance for the second 12 months of employment:

- changes to the formula for calculating an area school's additional guidance allowance implement an increase in the allowance:
 - incremental increases in area schools' management time allowances are extended, so that there are increases in allowances for schools with rolls from 93 to 156 or more:
 - a middle management allowance is introduced for area schools, along with specified limits on the employment of teachers to whom Boards allocate middle management allowances:
 - changes to the formula for calculating the limitation on an area school's employment of regular teachers to whom salary units have been allocated implement an increase in the number of salary units available to area schools.
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This order is administered in the Ministry of Education.
