

Government Service Tribunal Act 1948—Order No. 60

In the matter of section 8 of the Government Service Tribunal Act 1948, and in the matter of an application for a Principal Order dated the 23rd day of May 1952, and duly lodged by the Director of Education.

PRINCIPAL ORDER NO. 60 OF THE GOVERNMENT SERVICE TRIBUNAL

THE Government Service Tribunal, having heard and considered the application of the applicant, doth hereby order—

1. In this Order, unless the context otherwise requires,—

“Class C”, in relation to teachers, means—

First Assistant Masters in mixed schools of Grade VIIb and higher; in contributing schools of Grade VIIb and higher; and in intermediate schools and departments of Grade VIIb and higher; and

Infant Mistresses in mixed schools of Grade VIa and higher and in contributing schools of Grade Vc and higher; and

Senior Assistant Mistresses in intermediate schools and departments of Grade VII.

“Class B”, in relation to teachers, means—

First Assistant Masters in mixed schools of Grade VI and Grade VIIa, in contributing schools of Grades VIIb and VIIc, and in intermediate schools and departments of Grades Vc, Vd and VIa; and

Infant Mistresses in mixed schools of Grades Vc and Vd and in contributing schools of Grade Vb; and

Senior Assistant Mistresses in mixed and contributing schools of Grade VII and in intermediate schools and departments of Grade VI.

“Class A”, in relation to teachers, means—Senior Assistant Mistresses in mixed and contributing schools of Grade VI.

“Public School”, means a school established under Part V of the Education Act 1914 and includes an intermediate school but does not include the secondary department of a district high school.

2. Unless the context otherwise requires, expressions used in this Order shall have the same meaning as in the Education Act 1914 and in the Education (Salaries and Staffing) Regulations 1948.

3. This Order shall apply to teachers in public schools, Maori schools, intermediate schools and departments, special schools, and in special teaching and other educational services, the staffs of training colleges and training college students.

4. Except as provided in clauses 6 and 10 of this Order, certificated assistant teachers in public schools, Maori and special schools, and in special teaching and other educational services shall be paid a salary at the appropriate rate specified in Scale I set out in the First Schedule to this Order.

5. Except as provided in clauses 6 and 10 of this Order, certificated sole and head teachers in public schools and Maori schools of Grade II and Grade III shall be paid a salary at the appropriate rate specified in Scale II set out in the First Schedule to this Order.

6. No teacher in a public school or a Maori school shall be paid a salary higher than the fifth subdivision of the said Scale I or the said Scale II until he has completed three school years of service in a country service school:

Provided that this restriction shall not apply to a teacher while he is serving in a country service school or to a teacher who, for special reasons, is granted exemption by the Director.

7. A teacher who transfers from Scale I to Scale II shall be paid salary for the subdivision of the scale which he would have reached had he commenced his teaching service in a position for which Scale II salary was payable.

8. A teacher who transfers from Scale I or Scale II to Scale III or to a higher scale shall be paid the salary of the subdivision of the scale which is next higher in amount than his previous scale salary.

9. A teacher who transfers from Scale II to Scale I shall be paid the salary for the subdivision of the scale which he would have reached had all his teaching service been in a position for which Scale I salary was payable:

Provided that if the teacher has served for three years in a position for which Scale II salary was payable no reduction in salary shall be made because of the transfer if the salary of the teacher does not exceed the maximum salary for Scale I by more than £30.

10. No teacher whose work, in the opinion of the Director, is inefficient shall be paid a salary higher than the fifth subdivision of Scale I or Scale II until his work, in the opinion of the Director, has reached a satisfactory standard.

11. Except as provided in clauses 12 and 13 hereof, certificated head teachers of public schools and Maori schools of Grade IV, first assistant masters of Class C and Class B, infant mistresses of Class C and Class B, senior assistant mistresses of Class C, Class B, and Class A, assistants in charge of Model I schools attached to Normal schools and visiting teachers shall be paid salary at the appropriate rate specified in Scale III set out in the First Schedule to this Order.

12. The maximum salary payable to senior assistant mistresses of Class A shall be the salary for the third subdivision of Scale III.

13. The maximum salary for first assistant masters of Class B, infant mistresses of Class B, senior assistant mistresses of Class B, assistant teachers in charge of Model I schools attached to Normal schools and visiting teachers shall be the fourth subdivision of Scale III.

14. Head teachers of public schools and of Maori schools of Grades V and VI and head teachers of intermediate schools of Grades IV and V shall be paid a salary at the appropriate rate specified in Scale IV set out in the First Schedule to this Order.

15. Certificated head teachers in public schools and Maori schools of Grade VII, and head teachers in intermediate schools

of Grade VI shall be paid a salary at the appropriate rate specified in Scale V in the First Schedule to this Order.

16. Except as provided in clauses 6, 10, 17, and 18 of this Order, certificated relieving teachers in public schools and Maori schools shall be paid a salary at the appropriate rate specified in Scale VI in the First Schedule to this Order.

17. The maximum salary for a relieving teacher with less than ten years' service as a certificated teacher shall be the salary for the fifth subdivision of Scale VI.

18. Notwithstanding the provisions of clauses 16 and 17 of this Order, the Director may approve of a relieving teacher being paid a higher rate of salary than is prescribed in the said clauses:

Provided that such higher rate of salary shall not exceed the maximum salary for the appropriate scale for the position.

19. Uncertificated teachers in public schools and Maori schools shall be paid a salary at the appropriate rate specified in Scale VII set out in the First Schedule to this Order. Notwithstanding the provisions of this clause, the Director may approve of an uncertificated teacher being paid a higher rate of salary than is prescribed in the said scale provided that such higher rate of salary shall not exceed the maximum salary for the appropriate scale for the position for a certificated teacher.

20. Junior Assistants in Maori schools shall be paid a salary at the appropriate rate specified in Scale VIII set out in the First Schedule to this Order.

21. Except as provided in clause 10 hereof the staff in training colleges (except principals and vice-principals) shall be paid a salary at the appropriate rate specified in Scale IX set out in the First Schedule to this Order.

22. The salary specified in Scale IX of the First Schedule to this Order for a senior lecturer shall be paid only to those lecturers approved by the Director.

23. Training college students shall be paid an allowance at the appropriate rate specified in Scale X set out in the First Schedule to this Order.

24. Head teachers of district high schools shall be paid in addition to salary otherwise provided by this Order, a salary at the appropriate rate specified in Scale XI set out in the First Schedule to this Order.

25. Probationary assistants and supernumerary teachers shall be paid a salary at the appropriate rate set out in Part I of the Second Schedule to this Order.

26. Teachers in schools of Grade I shall be paid a salary at the rate specified in Part II of the Second Schedule to this Order.

27. The minimum rates of salaries payable to teachers (excluding training college students), junior assistants in Maori schools, and probationary assistants over the age of twenty-one years shall be the rates of salaries specified in Part III of the Second Schedule to this Order.

28. Subject to the provisions of clauses 31, 32, and 33 of this Order every male teacher who is married shall be paid an additional salary at the rate prescribed in Part IV of the Second Schedule to this Order.

29. Subject to the provisions of clauses 30, 31, 32, and 33 of this Order there may, with the approval of the Minister, be paid an additional salary at the rate specified in Part IV of the Second Schedule to this Order to any teacher who is a married woman, or a widower or a widow, or who is separated from his wife or, as the case may be, her husband, whether by an Order of the Court or by agreement, or who has been divorced.

30. Payment of additional salary in accordance with clause 29 of this Order may be approved only in cases where the teacher has one or more children under the age of eighteen years dependent on and maintained by him or her, or in any other special circumstances approved by the Minister for the purposes of this clause.

31. No additional salary shall be payable under clauses 28 and 29 of this Order to any teacher in respect of any period if, during that period, his wife or, as the case may be, her husband is employed in the Education Service or in any branch of the Government service for remuneration at a rate in excess of £100 per annum, or is otherwise employed to such an extent that in the opinion of the Minister additional salary should not be paid or is in receipt of a retiring allowance exceeding £100 per annum from the Government Superannuation Board:

Provided that if the wife of a teacher undertakes relieving work, the teacher shall receive the additional salary for the first ninety days (or for such longer period as the Director may approve in any special circumstances) of his wife's employment in any year ending on 31 January.

32. Additional salary in accordance with clauses 28 and 29 of this Order shall not be paid except on application by the teacher on a form provided for the purpose by the Department and on production of such evidence in support of the application as may be required in accordance with that form.

33. Payment of additional salary under clauses 28 and 29 of this Order after the 31st day of January in any year shall be continued only on production before that date of a certificate by the teacher, on a form provided by the Education Department, that no circumstance has arisen which would make him or her ineligible to be paid the additional salary.

34. If with the approval of the Senior Inspector a permanent assistant teacher is appointed as a relieving assistant in another school, he shall be paid during the period he relieves the assistant teacher additional salary at a rate prescribed in Part V of the Second Schedule to this Order.

35. A senior assistant in an intermediate department attached to a secondary school, a technical school, a combined school, or a district high school shall be paid additional salary at the rate set out in Part VI of the Second Schedule to this Order: Provided that his salary (excluding additional salary to which he is entitled under clause 28 or clause 29 of this Order) does not exceed the maximum salary rate for Scale III of this Order.