

Reprint
as at 1 August 2020



Education (Payment of Relieving Teachers) Order 2012 (SR 2012/221)

Jerry Mateparae, Governor-General

Order in Council

At Wellington this 20th day of August 2012

Present:

His Excellency the Governor-General in Council

Pursuant to section 91G(2) of the Education Act 1989, His Excellency the Governor-General, acting on the advice and with the consent of the Executive Council, makes the following order.

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Note

Changes authorised by subpart 2 of Part 2 of the Legislation Act 2012 have been made in this official reprint.
Note 4 at the end of this reprint provides a list of the amendments incorporated.

This order is administered by the Ministry of Education.

Order

1 Title

This order is the Education (Payment of Relieving Teachers) Order 2012.

2 Commencement

This order comes into force on 21 September 2012.

3 Interpretation

(1) In this order,—

Act means the Education and Training Act 2020

FTTE means full-time teacher equivalent (as that term is used in staffing orders)

staffing order means an order, made annually, under section 582 of the Act.

(2) In this order, unless the context otherwise requires, terms defined in the Act and used, but not defined, in this order have the same meaning as in the Act.

Clause 3(1) **Act**: amended, on 1 August 2020, by section 668 of the Education and Training Act 2020 (2020 No 38).

Clause 3(1) **staffing order**: amended, on 1 August 2020, by section 668 of the Education and Training Act 2020 (2020 No 38).

Clause 3(2): replaced, on 1 August 2020, by section 668 of the Education and Training Act 2020 (2020 No 38).

4 Declaration of circumstances justifying central payment of relieving teachers

(1) This clause declares, in accordance with section 581(3) of the Act, the circumstances in which the employment of a relieving teacher justifies the central payment of the teacher's salary.

(2) The circumstances are that—

(a) the relieving teacher is employed by the board of a school during a period in a school year when the teacher's employment (counting the teacher as if he or she were a regular teacher) does not cause the number of regular teachers employed by the board to exceed the number of FTTEs that the board is entitled, under the staffing order applying to that year, to employ at the school; and

(b) the board indicates to the Secretary that it wishes to count the employment of the relieving teacher during that period against its FTTE entitlements.

Clause 4(1): amended, on 1 August 2020, by section 668 of the Education and Training Act 2020 (2020 No 38).

Rebecca Kitteridge,
Clerk of the Executive Council.

Issued under the authority of the Legislation Act 2012.
Date of notification in *Gazette*: 23 August 2012.

Reprints notes

1 *General*

This is a reprint of the Education (Payment of Relieving Teachers) Order 2012 that incorporates all the amendments to that order as at the date of the last amendment to it.

2 *Legal status*

Reprints are presumed to correctly state, as at the date of the reprint, the law enacted by the principal enactment and by any amendments to that enactment. Section 18 of the Legislation Act 2012 provides that this reprint, published in electronic form, has the status of an official version under section 17 of that Act. A printed version of the reprint produced directly from this official electronic version also has official status.

3 *Editorial and format changes*

Editorial and format changes to reprints are made using the powers under sections 24 to 26 of the Legislation Act 2012. See also <http://www.pco.parliament.govt.nz/editorial-conventions/>.

4 *Amendments incorporated in this reprint*

Education and Training Act 2020 (2020 No 38): section 668