

# South Ayrshire Council Joint Negotiating Committee For Teachers

## Local Recognition and Procedure Agreement (JNCT1.1)



Reference:

JNCT1.1

Review Date: August 2023

**Version Control**

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1		August 2019	J Galloway	
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Local Recognition and Procedure Agreement between South Ayrshire Council

and The Educational Institute of Scotland  
 and The Scottish Secondary Teachers' Association,  
 and The National Association of Schoolmasters/Union of Women Teachers  
 and COMMUNITY The Union for Educational Professionals,  
 and The School Leaders Scotland,  
 and the Association of Head Teachers and Deputes in Scotland.

1. Since 2002 South Ayrshire Council recognises The EIS, SSTA, NASUWT, COMMUNITY, SLS, and AHDS as the sole representatives of the teaching staff, music instructors, advisers and educational psychologists employed by the Council on all matters relating to conditions of service as defined in paragraph 3 of this recognition and procedure agreement and other matters not subject to national bargaining.
2. The Council and the recognised unions jointly affirm their commitment to the maintenance of good employee relations and accept that this Recognition and Procedure Agreement and any formal agreements which arise from it will be binding on the signatory parties.
3. All agreements, orders, settlements and determinations of the Scottish Negotiating Committee for Teaching Staff in School Education dealing with:
  - cover agreements
  - appointment procedures
  - particulars of employment
  - expenses of candidates for appointment
  - transfer of temporary teachers to permanent staff
  - promotion procedures
  - staff development arrangements
  - specific duties and job remits
  - arrangements for school based consultation
  - other leave and absence arrangements
  - notice periods
  - housing
  - indemnification procedures
  - other allowances
  - discipline and grievance procedures

shall be adopted as the base for negotiations under the procedures established by this Recognition and Procedure Agreement.

4. The purpose of this Recognition and Procedure Agreement is to establish bargaining machinery and a negotiating procedure between the Council and the signatory unions whereby relevant conditions of service can be determined for all teaching staff, music instructors, educational advisers and educational psychologists.
5. The Council hereby recognises the unions who are signatories to this Recognition and Procedure Agreement as the sole bargaining agents for the matters covered by this Recognition and Procedure Agreement.

6. The Council will negotiate through a Management Side appointed by itself. The recognised unions will negotiate through a joint union side appointed by them collectively which will reflect, on a pro-rata basis, the respective membership strengths of each organisation. The Management Side and the Joint Union Side will each appoint a secretary for their respective sides (see appendix 1).
7. Negotiations between the two sides shall be conducted within a committee to be known as the South Ayrshire Council Joint Negotiating Committee for Teaching Staff. Meetings of the Committee shall be held as and when requested by either side with the proviso that there will be at least 2 meetings in each calendar year. One of the meetings shall be designated the Annual General Meeting for the purpose of approving the membership of the JNC and reviewing any standing sub-committees. The joint secretaries shall be responsible for making the arrangements for meetings which shall be arranged within 14 days of a request being lodged, or otherwise by mutual agreement.
8. The composition of each side of the Committee shall be determined by the sides separately, but shall not exceed 9 members of each side. Voting will be on the basis of one vote per side irrespective of the number of members of each side. Previously nominated substitutes will be allowed. The Committee may, from time to time, appoint from among its own members a sub-committee or sub-committees to discharge such of the functions of the Committee as the Committee may specify.
9. The quorum for a meeting of the Committee shall be 3 from the Management Side and 3 from the Joint Union Side. In the case of a sub-committee, the quorum shall be determined by the Committee when the sub-committee is first established.
10. Agreements reached by the Committee shall be binding on the Council and the signatory unions and each of the parties hereto hereby confirm that they have the authority to bind the party on whose behalf they sign in terms of this Recognition and Procedure Agreement.
11. Agreements reached between the two sides shall be set out in a text jointly approved by the two sides and the text will be subscribed by the joint secretaries. All local agreements shall be reported to the SNCT.
12. The joint secretaries will be available to advise their respective sides on matters relating to agreements reached by the Committee. In formulating such advice the joint secretaries may consult with each other whenever they think it appropriate.
13. This Recognition and Procedure Agreement shall take effect as soon as it has been signed on behalf of the Council and on behalf of the Teachers' Side.
14. No variation to this Recognition and Procedure Agreement may be made except with the consent of the Sides to this agreement.
15. The Council hereby agrees to ensure that adequate paid time off work shall be granted to all union representatives on the Joint Negotiating Committee and that particular consideration shall be given to the amount of paid time off work required by the person

appointed as union side joint secretary, as well as the necessary facilities covered by ACAS Code of Practice No. 3.

16. The signatory parties to this Recognition and Procedure Agreement acknowledge the importance of establishing and maintaining confidence in the negotiating arrangements established under this Agreement and recognise the need to negotiate in good faith.
17. In the event of any dispute being declared between the two sides or where there is a failure to agree at school level on any relevant matter, the Council and the signatory unions should seek to resolve the matter, without delay through discussion in the Committee. The Council further agrees not to implement any change which is the subject of dispute until the matter has been considered by the Committee. The signatory unions, likewise, further agree not to implement any form of industrial action unless and until the Committee has failed to achieve a resolution of the matter in dispute.
18. Where agreement between the two sides of the local negotiating committee is not possible, either side may refer the failure to agree to the Joint Chairs of the SNCT for conciliation. If the conciliation is unsuccessful the Joint Chairs of the SNCT may recommend further procedures for resolution of the difference, including external conciliation, mediation or binding arbitration.

Signed on behalf of the Council .....

Name	Scott Mulholland
Designation	Assistant, Director, Education (Joint Secretary)
Date	

Signed on behalf of the Teachers' Side .....

Name	Gary Laird
Designation	EIS (Joint Secretary)
Date	

\* To be completed as agreed by the Management Side and the Joint Union Side.

**SOUTH AYRSHIRE COUNCIL****JOINT NEGOTIATING COMMITTEE FOR TEACHERS**

## Teachers Side

<u>Name</u>	<u>Trade Union</u>	<u>School</u>
Gary Laird (Joint Secretary)	EIS	Dalmilling Primary
Louisa Maestranzi	SSTA	Belmont Academy
TBC	NASUWT	TBC
Dawn Slider	EIS	Belmont Academy
Julie Wilcox	EIS	Coylton Primary
David Moore	EIS	Belmont Academy
Scott Davidson	EIS	QMA
Iain Aitken	EIS	Belmont Academy
Alan Scott	EIS	Area Officer

<u>Name</u>	<u>Post / Section</u>
Lyndsay McRoberts (Joint Chair)	Director of Education
Scott Mulholland (Joint Secretary)	Assistant Director, Education
Laura Traynor	Head Teacher, Ayr Academy
Jacqueline Blair	Quality Improvement Manager
Gavin Cockburn	Service Lead, Education Support Services
David Watson	Head Teacher, Forehill Primary
Aileen Valenti	Quality Improvement Manager
Gavin Pitt	Quality Improvement Manager
Julie Fleming	Head Teacher, Barassie Primary

Members of the JNCT participate in working groups along with other identified Officers, undertaking development of policies on behalf of the JNCT for formal agreement at JNCT.