

## (2461.) WELLINGTON PAINTERS AND DECORATORS.—ADDING PARTIES TO AWARD.

In the Court of Arbitration of New Zealand, Wellington Industrial District.—In the matter of the Industrial Conciliation and Arbitration Act, 1908, and its amendments; and in the matter of an award made on the 25th day of August, 1910, in an industrial dispute between the Wellington Amalgamated Society of Painters and Decorators' Industrial Union of Workers (hereinafter called "the union") and the Wellington Master Painters' Industrial Association of Employers and other employers.

Monday, the 4th day of December, 1911.

UPON the application of the above-named union, and upon hearing the representative of the said union and such of the under-mentioned employers as were represented on the hearing of the said application, this Court doth order that the employers named in the schedule hereto shall be and they are hereby added as parties to the above-mentioned award as from the 11th day of December, 1911, subject to the following conditions:—

1. The said employers shall pay not less than the wages fixed by the said award for any work coming within the scope thereof, and shall pay overtime for any work done by any worker in excess of forty-four hours in any one week at the following rates—that is to say, time and a quarter for the first three hours, time and a half for the next four hours, and thereafter double time.

2. They shall also pay the rates prescribed by the said award for any work done on Sundays or on any of the holidays mentioned in the said award.

3. They are exempted from the operation of all the other provisions of the said award.

*Schedule.*

Gear Meat Company, Wellington and Petone.

Wellington Meat Export Company, Wellington and Ngahauranga.

Wellington Harbour Board.

Wellington City Corporation.

Union Steamship Company, Wellington.

W. A. SIM, Judge.

MEMORANDUM.

Where an award is made in connection with a trade or industry the parties to the award should be limited, as far as possible, to employers who are engaged in that particular trade or industry. The employers named in this order are not carrying on business as master painters. They, therefore, should not be added as ordinary parties to the award. They, however, are doing work

from time to time that comes within the scope of the award, and are employing journeymen painters. In these circumstances the proper course to adopt, in the opinion of the Court, is to add them as parties to the award, so as to bind them to pay the wages fixed by the award, and also to pay for overtime and for work done on holidays according to the provisions of the award. But they should not be bound by the other provisions of the award, which *prima facie* are applicable only to employers in business as master painters.

The Court adopted the same course with regard to builders and other similar employers when dealing with the boilermakers' dispute in Wellington in September last (Book of Awards, Vol. xii, p. 509), and that and the present case are to be treated as settling the practice of the Court with regard to all similar cases.

W. A. SIM, Judge.