

(4191.) OTAGO AND SOUTHLAND ROPE AND TWINE SPINNERS.—  
AWARD.

In the Court of Arbitration of New Zealand, Otago and Southland Industrial District.—In the matter of the Industrial Conciliation and Arbitration Act, 1908, and its amendments; and in the matter of an industrial dispute between the Dunedin Rope and Twine Spinners' Industrial Union of Workers (hereinafter called "the union") and Donaghy's Rope and Twine Company (Limited) (hereinafter called "the employer").

THE Court of Arbitration of New Zealand (hereinafter called "the Court"), having taken into consideration the matter of the above-mentioned dispute, and having heard the union by its representatives duly appointed, and having also heard the employer by its representatives duly appointed, doth hereby order and award:—

That, as between the union and the members thereof and the employer, the terms, conditions, and provisions set out in the

schedule hereto and of this award shall be binding upon the union and upon every member thereof and upon the employer, and that the said terms, conditions, and provisions shall be deemed to be and they are hereby incorporated in and declared to form part of this award; and, further, that the union and every member thereof and the employer shall respectively do, observe, and perform every matter and thing by this award and by the said terms, conditions, and provisions respectively required to be done, observed, and performed, and shall not do anything in contravention of this award or of the said terms, conditions, and provisions, but shall in all respects abide by and perform the same. And the Court doth hereby further award, order, and declare that any breach of the said terms, conditions, and provisions set out in the schedule hereto shall constitute a breach of this award, and that the sum of £100 shall be the maximum penalty payable by any party or person in respect thereof. And the Court doth further order that this award shall take effect from the 23rd day of December, 1915, and shall continue in force until the 23rd day of December, 1917, and thereafter as provided by subsection (1) (d) of section 90 of the Industrial Conciliation and Arbitration Act, 1908.

In witness whereof the seal of the Court of Arbitration hath hereto been put and affixed, and the Judge of the Court hath hereunto set his hand, this 17th day of December, 1915.

T. W. STRINGER, Judge.

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SCHEDULE.

*Hours of Work.*

1. The hours of work shall be forty-eight per week, ending at noon on Saturday, and shall be worked as follows: Eight and three-quarter hours on the first five days of the week to be worked between the hours of 7.30 a.m. and 5.15 p.m., and four and a quarter hours on Saturday to be worked between the hours of 7.30 a.m. and 12 noon.

*Wages.*

2. The minimum rates of wages shall be as follows: Head ropemaker, 1s. 4½d. per hour; assistant ropemaker, 1s. 1½d. per hour; assistant foreman, 1s. 3d. per hour; general hands, 1s. per hour.

*Female Labour.*

3. In the event of the employer using female labour in connection with its business the wages and conditions for such workers shall be arranged between the union and the employer. In the event of their being unable to agree the matter shall be referred to the Conciliation Commissioner. Either party, if dissatisfied with the decision of the Conciliation Commissioner, shall have the right to appeal to the Arbitration Court.

*Overtime.*

4. All time worked in excess of forty-eight hours in any one week shall be paid for at the rate of time and a quarter.

*Youths.*

5. Youths up to nineteen years of age may be employed in the proportion of one youth to every two men employed.

*Holidays.*

6. The following shall be the recognized holidays, viz.: Christmas Day, Boxing Day, New Year's Day, Good Friday, Easter Monday, Sovereign's Birthday, and Labour Day. Work done on Christmas Day, New Year's Day, Good Friday, or Sunday shall be paid for at the rate of double time; work done on any of the other holidays shall be paid for at the rate of time and a quarter.

*Continuous Work without a Meal.*

7. No worker shall work continuously for over five hours without a meal.

*Payment of Wages*

8. All wages shall be paid weekly.

*Under-rate Workers.*

9. (a.) Any worker who considers himself incapable of earning the minimum wage fixed by this award may be paid such lower wage as may from time to time be fixed, on the application of the worker after due notice to the union, by the local Inspector of Awards or such other person as the Court may from time to time appoint for that purpose; and such Inspector or other person in so fixing such wage shall have regard to the worker's capability, his past earnings, and such other circumstances as such Inspector or other person shall think fit to consider after hearing such evidence and argument as the union and such worker shall offer.

(b.) Such permit shall be for such period, not exceeding six months, as such Inspector or other person shall determine, and after the expiration of such period shall continue in force until fourteen days' notice shall have been given to such worker by the secretary of the union requiring him to have his wage again fixed in manner prescribed by this clause: Provided that in the case of any person whose wage is so fixed by reason of old age or permanent disability it may be fixed for such longer period as such Inspector or other person shall think fit.

(c.) Notwithstanding the foregoing it shall be competent for a worker to agree in writing with the president or secretary of the union upon such wage without having the same so fixed.

(d.) It shall be the duty of the union to give notice to the Inspector of Factories of every agreement made with a worker pursuant hereto.

(e.) It shall be the duty of an employer, before employing a worker at such lower wage, to examine the permit or agreement by which such wage is fixed.

*Preference.*

10. (a.) If any employer shall hereafter engage any worker coming within the scope of this award who shall not be a member of the union, and who shall not become a member thereof within fourteen days after his engagement and remain such member, the employer shall dismiss such worker from his service if requested to do so by the union, provided there is then a member of the union equally qualified to perform the particular work required to be done, and ready and willing to undertake the same.

(b.) The provisions of the foregoing clause shall operate only if and so long as the rules of the union shall permit any worker coming within the scope of this award of good character and sober habits to become a member of the union upon payment of an entrance fee not exceeding 5s., upon a written application, without ballot or other election, and to continue a member upon payment of subsequent contributions not exceeding 6d. per week.

*Scope of Award.*

11. This award shall operate throughout the Otago and Southland Industrial District.

*Term of Award.*

12. This award shall come into force on the 23rd day of December, 1915, and shall continue in force until the 23rd day of December, 1917.

In witness whereof the seal of the Court of Arbitration hath hereto been put and affixed, and the Judge of the said Court hath hereunto set his hand, this 17th day of December, 1915.

T. W. STRINGER, Judge.

MEMORANDUM.

This award embodies the recommendation of the Council of Conciliation, with some modifications in the clause relating to hours of work and a new clause relating to female labour, which were agreed on by the parties at the hearing.

T. W. STRINGER, Judge.

NOTE.—Section 90, subsection (1) (d), of the Industrial Conciliation and Arbitration Act, 1908, provides that, notwithstanding the expiration of the currency of the award, the award shall continue in force until a new award has been duly made or an industrial agreement entered into, except where the registration of an industrial union of workers bound by such award has been cancelled.