

(8396.) OTAGO AND SOUTHLAND MANURE, TALLOW, ACID, SOAP
AND CANDLE WORKERS.—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 Otago and Southland Freezing works and related Trades Employees, Industrial Union of Workers (hereinafter called “ the union ”) and the undermentioned persons firms, and companies (hereinafter called “ the employers ”):—

Kempthorne, Prosser, and Co.'s N.Z. Drug Company (Limited)
Burnside.

McLeod Bros. (Limited), Dunedin.

Otago Preserving Company (Limited), Dunedin.

THE Court of Arbitration of New Zealand (hereafter called “ the Court ”), having taken into consideration the matter of the above mentioned dispute, and having heard the union by its representative duly appointed, and having also heard such of the employers as were represented either in person or by their representatives duly appointed and having also heard the witnesses called and examined and cross examined by and on behalf of the said parties respectively, do hereby order and award :—

That, as between the union and the members thereof and the employers and each and every of them, 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 employers and upon each and every of them, 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 employers and each and every of them 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 a penalty as by law provided shall be payable by any party or person in respect thereof. And the Court doth further order that this award shall take effect from the 9th day of November, 1925, and shall continue in force until the 9th day of November, 1927, 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 affixed, and the Judge of the Court hath hereunto set his hand this 22nd day of October, 1925.

[L.S.]

F. V. FRAZER, Judge.

SCHEDULE.

Hours of Work.

1. (*a.*) A week's work shall consist of forty-eight hours, of which eight hours and forty-four minutes may be worked on each of the first five working-days of the week, between the hours of 7.30 a.m. and 5 p.m., and between the hours of 7.30 a.m. and 12 noon on Saturdays. Not less than thirty minutes nor more than forty minutes shall be allowed for dinner.

(*b.*) Where continuous shifts are worked each shift shall consist of eight hours, including crib-time (crib-time not to be less than thirty minutes). Where an extra shift is worked, such as a night shift, the same shall consist of nine hours, including one hour for a meal; the time of starting work shall be fixed for the convenience of the business.

Wages.

2. (*a.*) Workers employed shall be paid as follows: Tallow-workers, manure-workers (including chemical manure), and acid-workers, 1s. 10½d. per hour; chambermen and other workers on continuous shifts, 2s. per hour; soap and candle workers, 1s. 10d. per hour.

(*b.*) Workers on extra shifts shall be paid 1d. per hour additional to the foregoing rates. Men in charge of extra shifts shall receive a further 1s. per shift in addition.

(*c.*) Men engaged chipping boilers or digesters, cleaning sulphur or boiler flues, working in acid towers or chambers, cleaning den flues and fan, or cleaning inside circular bagging-machine screens shall be paid at the rate of time and a half.

(*d.*) Workers engaged in discharging shipments of sulphur shall be paid 3d. per hour in addition as dirt-money.

Casual Hands.

3. Workers employed for any less period than two continuous weeks shall be paid 1d. per hour in addition to the above-mentioned rates.

Employment of Youths.

4. Boys and youths up to twenty years of age may be employed, at the discretion of the employer, at not less than the following rates of wages per week :—

	£	s.	d.
Under sixteen years of age	1	2	0
Between sixteen and seventeen years of age .. .	1	9	0
Between seventeen and eighteen years of age .. .	1	17	0
Between eighteen and nineteen years of age .. .	2	9	0
Between nineteen and twenty years of age .. .	2	19	0

and thereafter the minimum wage for adult workers.

Overtime.

5. All time worked in any one day beyond the hours hereinbefore mentioned shall be considered overtime, and shall be paid for at the rate of time and a half for the first four hours, and thereafter at the rate of double time : Double time shall be paid for work on Sundays, Good Friday, Labour Day, and Christmas Day ; on all other holidays the rate shall be time and a half. This clause shall not apply to men on continuous shifts till more than eight hours have been worked.

Holidays.

6. The following shall be the recognized holidays : New Year's Day, 2nd January, Good Friday, Easter Saturday, Easter Monday, Labour Day, Sovereign's Birthday, Christmas Day, and Boxing Day. Employees shall not be entitled to payment in respect of holidays unless they shall work on such holidays. Ten days holiday each year on full pay for each complete year of service shall be allowed to men working on continuous shifts in lieu of the above-mentioned holidays. For less than twelve months' service such holidays shall be allowed *pro rata*.

Payment of Wages

7. Wages shall be paid weekly on Fridays, in the employer's time ; one day's lie-time shall be allowed.

General Conditions.

8. (a.) Proper provision shall be made for dining and dressing accommodation and for drying wet clothes, the rooms to be kept clean each day by the employer.

(b.) Gloves, aprons, clogs, and gum boots shall be supplied to acid and other workers where required.

(c.) Suitable washing-accommodation, with hot and cold water, shall be provided at each works.

(d.) Sufficient drinking-water of good quality shall be provided.

(e.) Lavatory accommodation shall be kept clean.

(f.) Goggles and respirators shall be supplied to men working amongst or handling sulphur, phosphate, liquid caustic, washing-powder, and potash, where required.

(g.) Privileges at present in existence at each works shall remain in force.

(h.) When men are required to work overtime after 6 p.m. and have not been notified the day previous, a suitable meal, consisting of at least bread, butter, and meat or cheese, with tea, coffee, or cocoa, shall be provided by the employer.

(i.) In all cases where men are called out and there is no work, or less than two hours' work, available they shall receive a minimum of two hours' pay at the rate specified.

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 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 Awards 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 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 of good character and sober habits coming within the scope of this award to become a member of the union upon a written application, without ballot or other election, and upon payment of an annual fee (inclusive of entrance fee, if any) not exceeding £1 10s. : Provided, however, that the worker shall not be required to pay more than 1s. per week for the first month; and such fines as may be lawfully imposed on him for non-attendance without reasonable excuse at a specially called meeting of the union, of which written notice has been given to him or sent to him by post at his last address as notified by him to the union, or for misconduct at a meeting of the union, or for being more than three months in arrear without reasonable excuse with his contributions to the union : Provided that the maximum fine shall not exceed 2s. 6d. for non-attendance at a meeting of the union or for being in arrear with his contribution, and £1 for misconduct at a meeting of the union.

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 9th day of November, 1925, and shall continue in force until the 9th day of November, 1927.

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 22nd day of October, 1925.

[L.S.]

F. V. FRAZER, Judge.

MEMORANDUM.

This award, in so far as it relates to matters not agreed on in Conciliation Council, is based on the recent Auckland award.

F. V. FRAZER, Judge.