

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, 1925; and in the matter of an industrial dispute between the Dunedin Rope and Twine Spinners' Industrial Union of Workers (hereinafter called "the union") and the undermentioned companies (hereinafter called "the employers") :—

Donaghy's Rope and Twine Co., Ltd., Dunedin.
Begg and Co., Twine-manufacturers, Romahapa.

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 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, doth 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 as hereinafter provided, and shall continue in force until the 3rd day of December, 1938, and thereafter as provided by subsection (1) (d) of section 89 of the Industrial Conciliation and Arbitration Act, 1925.

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 16th day of December, 1937.

[L.S.]

P. J. O'REGAN, Judge.

SCHEDULE.

Hours of Work.

1. (a) Forty hours shall constitute a week's work, and eight hours shall constitute a day's work. The working-hours shall be between the hours of 8 a.m. and 5 p.m. from Monday to Friday, inclusive: Provided that Begg and Co., Romahapa, may vary the above hours by commencing at 7.30 a.m. instead of 8 a.m.

(b) Notwithstanding anything contained in subclause (a) hereof, shifts may be worked as required by the employer: Provided that eight hours shall constitute a full shift, and that all shifts shall be worked between Monday and Friday inclusive. Thirty minutes' crib-time shall be allowed shift-workers without a deduction from pay.

(c) Shift-workers shall be paid not less than 3d. per hour in addition to the rates prescribed.

Wages.

2. The minimum rates of wages for adult male workers shall be as follows:—

			Per Hour.	
			s.	d.
Head rope-maker	..	..	2	9
Assistant rope-maker	..	..	2	5
Leading feeder hand on first spreader	..	..	2	4
General hands	..	..	2	3

Youths.

3. (a) Youths may be employed in the proportion of one youth to every two men employed.

(b) The minimum rates of wages payable to youths shall be as follows:—

			Per Week.		
			£	s.	d.
First six months	..	..	0	18	6
Second six months	..	..	1	2	6
Third six months	..	..	1	7	6
Fourth six months	..	..	1	15	0
Third year ..	..	..	2	2	6
Fourth year	..	..	2	12	6
Fifth year ..	..	..	3	2	6
Thereafter the minimum wage for adult male workers.					

Female Workers.

4. The minimum rates of wages payable to female workers shall be as follows:—

			Per Week.		
			£	s.	d.
First six months	..	..	0	15	0
Second six months	..	..	0	19	0
Third six months	..	..	1	3	0
Fourth six months	..	..	1	7	0
Fifth six months	..	..	1	11	0
Sixth six months	..	..	1	15	0
Fourth year	..	..	2	0	0
Thereafter ..	..	..	2	7	6

Weekly Employment.

5. (a) The employment of youths and females shall be deemed to be a weekly employment, and no deduction shall be made from the weekly wages prescribed in clauses 3 and 4, except for time lost through the workers' default or sickness or through breakdown of machinery.

(b) Not less than one week's notice shall be given by either party of the termination of employment; but nothing in this clause shall prevent the employer from summarily dismissing any worker for wilful misconduct.

(c) No worker receiving more than the minimum weekly wage above prescribed shall have the wage reduced.

Overtime.

6. All time worked in any one day outside or in excess of the hours prescribed in clause 1 hereof shall count as overtime, and shall be paid for at the rate of time and a half for the first four hours and double time thereafter.

Holidays.

7. (a) The following shall be recognized holidays which shall be paid for: Christmas Day, Boxing Day, New Year's Day, 2nd January, Good Friday, Easter Monday, Anzac Day, Labour Day, and the Sovereign's birthday.

(b) For work done on any of the above-mentioned days double time rates shall be paid in addition to the day's wages.

(c) For work done on Sundays double time rates shall be paid.

Payment of Wages.

8. All wages shall be paid weekly or fortnightly, not later than Thursday, within five minutes of ceasing work.

Accommodation.

9. Dining and dressing accommodation and proper sanitary conveniences to the satisfaction of the Inspector of Awards shall be provided, also facilities for boiling water at meal times.

Accidents.

10. A modern first-aid emergency case, fully equipped, shall be kept in the factory in an accessible and convenient place.

Extension of Hours under Factories Act.

11. Pursuant to the provisions of section 3 of the Factories Amendment Act, 1936, the limits of hours fixed by subsection (1) of that section are hereby extended upon the terms of this award in respect of every occupier of a factory bound or to be bound by such award.

Under-rate Workers.

12. (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 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.

Workers to be Members of Union.

13. (a) It shall not be lawful for any employer bound by this award to employ or to continue to employ, in any position or employment subject to this award, any adult person who is not for the time being a member of an industrial union of workers bound by this award or who is not for the time being a member of a trade-union which was registered as such before the 1st day of May, 1936, and which is bound by this award:

Provided, however, that any non-unionist may be continued in any position or employment by an employer bound by this award during any time while there is no member of a union bound by this award who is available to perform the particular work required to be done and is ready and willing to undertake it.

(b) For the purposes of subclause (a) of this clause, a person of the age of eighteen years or upwards, and every other person who for the time being is in receipt of not less than the minimum rate of wages prescribed by this award for workers of the age of twenty-one years and upwards, shall be deemed to be an adult.

(NOTE.—Attention is drawn to subsection (4) of section 18 of the Industrial Conciliation and Arbitration Amendment Act, 1936, which gives to workers the right to join the union.)

Application of Award.

14. This award shall apply to the original parties named herein, and shall extend to and bind as subsequent party hereto every trade-union, industrial union, industrial association, or employer who, not being an original party hereto, is when this award comes into force or at any time whilst this award is in force connected with or engaged in the industry to which this award applies within the industrial district to which this award relates.

Scope of Award.

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

Term of Award.

16. This award, in so far as it relates to wages, shall be deemed to have come into force on the 3rd day of December, 1937, and so far as all the other conditions of this award are concerned it shall come into force on the day of the date hereof; and this award shall continue in force until the 3rd day of December, 1938.

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 16th day of December, 1937.

[L.S.]

P. J. O'REGAN, Judge.

MEMORANDUM.

The only matter referred to the Court related to under-rate workers. In other respects the award embodies the recommendations arrived at by the assessors in Conciliation Council.

P. J. O'REGAN, Judge.