

NEW ZEALAND PRINTERS' MACHINISTS, LITHOGRAPHERS, BOOKBINDERS, ETC.—ORDER GRANTING TOTAL EXEMPTION FROM 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 its amendments; and in the matter of the New Zealand Printers' Machinists, Lithographers, Bookbinders, &c., award, dated the 31st day of March, 1938, and recorded in Book of Awards, Vol. XXXVIII, p. 628; and in the matter of an application for total exemption from the said award.

Thursday, the 3rd day of November, 1938.

In pursuance and exercise of the powers conferred on the Court by section 89 of the Industrial Conciliation and Arbitration Act, 1925, as amended by section 5 (4) of the Industrial Conciliation and Arbitration Amendment Act (No. 2), 1937, total exemption from the provisions of the above-mentioned award is hereby granted to the undermentioned company:—

National Mortgage and Agency Co. of New Zealand, Water Street, Dunedin.

[L.S.]

P. J. O'REGAN, Judge.

MEMORANDUM.

This is an application for exemption from the provisions of the award. The matter in issue came before this Court in October, 1935 (Book of Awards, Vol. XXXV, p. 1135), when the company was granted exemption. The majority of the Court is of opinion that there is no warranty for the reversal of the decision given then, and accordingly the exemption continues.

Mr. Monteith's dissenting opinion is subjoined.

P. J. O'REGAN, Judge.

DISSENTING OPINION OF MR. MONTEITH.

The firm has printing-machines and employs one worker who cuts stereos, and others do the "make ready" and feed the machines. They print on hessian and calico. The firm secured exemption in the last award on the ground that it only did bag-branding on hessian bags. But to-day we find that they employ a man to cut stereos and do four-colour printing on calico.

In my opinion, the man who cuts stereos and the men who feed the printing-machine should be placed in the same position as men who do like work of printing on paper, calico, or silk elsewhere. The work printed on cardboard or paper, or, as in this case, on calico, is to me similar work.