

NEW ZEALAND LOCAL BODIES' (RURAL SECTION) LABOURERS.
—APPLICATION FOR AWARD

In the Court of Arbitration of New Zealand, Northern, Taranaki, Wellington, Marlborough, Nelson, Westland, Canterbury, and Otago and Southland Industrial Districts. —In the matter of the Industrial Conciliation and Arbitration Act, 1925, and its amendments; and in the matter of the industrial dispute between the New Zealand County Councils' Industrial Union of Employers (applicants) and the New Zealand Federated Labourers and Related Trades' Industrial Association of Workers and the Otago Labourers and Related Trades' Industrial Union of Workers (respondents).

MEMORANDUM OF THE COURT, DELIVERED BY TYNDALL, J.

ON 14th May, 1945, the above industrial dispute was before the Court, and at the same time, by arrangement, the Court heard argument on an application by the Wellington, Nelson, Westland, and Marlborough Local Bodies, other Labourers, and Related Trades' Industrial Union of Workers for amendment of the existing award (41 Book of Awards 1793) made pursuant to the Economic Stabilization Emergency Regulations. A decision on the application for amendment was made on 23rd July, 1945.

The applicant in the industrial dispute is the New Zealand County Councils' Industrial Union of Employers, while the respondents are stated to be the New Zealand Federated Labourers and Related Trades' Industrial Association of Workers and the Otago Labourers and Related Trades' Industrial Union of Workers.

At the hearing on 14th May, Mr. Hanlon represented the applicant union, while Mr. Butler represented the respondent association, but not the respondent Otago union. On 27th June, 1945, at Dunedin the Court was informed by Mr. McIntyre, secretary of the Otago workers' union, that his organization had no objection to being made a party to a combined district award. On the other hand, Mr. McIntyre stated that all the assessors on the Conciliation Council had been nominated by the respondent association and that therefore no representative of his union had taken part in the discussions which resulted in the partial settlement before the Court.

It has also come to the notice of the Court that, in the dispute which led to the making of the 1941 award, no less than thirty-one Drainage Boards, River Boards, Road Boards, and Domain Boards were cited as original parties. None of these authorities appear to have been cited as original parties in the present dispute, and therefore it seems that they have not had any opportunity of being represented on, or being heard by, the Conciliation Council. It is true an application to join a number of the above-mentioned authorities was lodged by the Wellington, Nelson, Westland, and Marlborough Local Bodies, other Labourers, and Related Trades' Industrial Union of Workers, but the application was not made until 4th May, 1945, whereas the Conciliation Council arrived at a partial settlement of the dispute on 12th April, 1945.

In view of the circumstances outlined above, the Court has decided to refer the dispute back to Conciliation Council.

Dated this 6th day of September, 1945.

[L.S.]

A. TYNDALL, Judge.