

NORTHERN, WELLINGTON, NELSON, CANTERBURY, AND  
 OTAGO AND SOUTHLAND **PERFORMING MUSICIANS.**—  
 AMENDMENT OF AWARD

In the Court of Arbitration of New Zealand, Wellington Industrial District.—In the matter of the Industrial Conciliation and Arbitration Act, 1925, and the Economic Stabilization Emergency Regulations 1942; and in the matter of an application for amendment of the Northern, Wellington, Nelson, Canterbury, and Otago and Southland Performing Musicians' award, dated the 5th day of September, 1938, and recorded in 38 Book of Awards 2332.

IN pursuance and exercise of the powers vested in it by the Economic Stabilization Emergency Regulations 1942, and upon application made by a party to the Northern, Wellington, Nelson, Canterbury, and Otago and Southland Performing Musicians' award, dated the 5th day of September, 1938, and recorded in 38 Book of Awards 2332, this Court doth hereby order as follows:—

1. That the said award shall be amended—

(i) By deleting subclauses (a), (b), (e) (m), and (n) of clause 3 (Part I—Wages), and substituting therefor the following subclauses:—

“(a) Every performer employed at general theatrical performances, including operatic, touring pictures, dramatic, comedy, vaudeville, &c., shall be paid £5 6s. 8d. per week for six performances. All performers shall be paid 14s. 9d. for each matinee.”

“(b) Performers at resident vaudeville or variety shows shall be paid £4 11s. 8d. per week of six night performances. Performers shall be paid 14s. 9d. for each matinee.”

“(e) Music Library: Where the library is provided by a sole performer, a sum of not less than 5s. 6d. per week shall be allowed. Where an orchestra is engaged, a sum of not less than 10s. per week shall be allowed to the person supplying the music. The music shall be the property of the person so supplying it.”

“(m) Drummers shall receive not less than 5s. 6d. per week above the rates prescribed for the maintenance of instruments.”

“(n) Performers engaged on tour shall be paid an allowance of 10s. 6d. per day for each day or part of a day they are required to be absent from their home town: Provided, however, that no such allowance shall be payable in

respect of any day upon which the performer's departure from his or her home town is made later than 7 p.m. or any day upon which the performer's arrival at his or her home town on return is earlier than 8 a.m. The provisions of the two general orders of the Court made under the Rates of Wages Emergency Regulations 1940 shall not apply to the payment provided for in this subclause."

(ii) By deleting clause 4 (Part I), and substituting therefore the following clause:—

*"Rehearsals*

"4. (a) For time spent rehearsing, payment shall be made at the rate of 2s. 9d. per hour for the first four hours and thereafter 5s. 6d. per hour; each week to stand by itself.

"(b) Rehearsals on Christmas Day, Good Friday, or Sunday shall, when requested by the employer, be paid for at the rate of 5s. 6d. per hour.

"(c) In the case of engagements comprising not more than three performances, rehearsals shall be paid for at the rate of 5s. 6d. per hour."

(iii) By deleting subclauses (a), (b), (c), (e), (i), and (j) of clause 5 (Part II—Picture-theatres), and substituting therefor the following subclauses:—

"(a) In picture-theatres, musicians, may be employed in the pit, well, on stage, or precincts of theatres at the following rates of pay:—

"(i) For six or more performances in any one week, 11s. 1d. per performance:

"(ii) For three, four, or five performances in any one week, 12s. 2d. for each performance:

"(iii) For two performances in any one week, 16s. for each performance:

"(iv) For one performance, 18s. 10d.:

"(v) A substitute appointed for any performance shall be paid the rate provided for that performance."

"(b) For the purpose of the preceding paragraphs a performance shall be:—

"(i) Between the hours of 7.30 p.m. and 9 p.m.; or

"(ii) Between the hours of 8 p.m. and 9.15 p.m.

"All time worked before the hour of commencement in either case shall be paid for at the rate of 6s. 8d. per hour."

“(c) Notwithstanding the rate or remuneration as set out in the preceding subclauses, if a performance extends beyond 9 p.m. in case (i) therein, or 9.15 p.m. in case (ii), as the case may be, a musician shall be paid not less than 17s. 2d. per performance.”

“(e) Music Library: Where the library is provided by a sole performer, a sum of not less than 5s. 6d. per week shall be allowed. When an orchestra is engaged, a sum of not less than 10s. per week shall be allowed to the person supplying the music. The music shall be the property of the person so supplying it.”

“(i) Notwithstanding anything contained in this clause, a musician shall be paid at the rate of 8s. 3d. per hour for any time during which he is required to rehearse after midnight.”

“(j) If a musician is engaged to play for dancing after a picture entertainment he shall be employed between the hours of 10.30 p.m. and 12 midnight at a wage of £5 6s. 8d. per week. Time worked after midnight shall be paid for at the rate of 8s. 3d. per hour.”

(iv) By deleting subclause (a) of clause 6 (Part III—Cafes, Hotels, Private Hotels, and Boardinghouses), and substituting therefor the following subclause:—

“(a) Performers engaged in cafes, tea-rooms, and hotels between the hours of 9 a.m. and 10.30 p.m. shall be paid at the rate of 5s. 6d. per hour, with a minimum engagement of two hours. In the case of a weekly engagement, not less than £2 16s. 8d. per week shall be paid.”

(v) By deleting subclauses (a), (b), (d), and (g) of clause 7 (Part IV—Card Parties, Concerts, Dances, Assemblies, Cabarets, and Skating-rinks), and substituting therefor the following subclauses:—

“(a) From 8 a.m. to 11 p.m.: Pianist only, £1 4s. 10d.

Where orchestra is engaged, 19s. 4d. per performer.

“From 8 p.m. to midnight: Pianist only, £1 10s. 4d.

Where orchestra is engaged, £1 4s. 10d. each performer. After 12 midnight: 8s. 3d. per hour each performer.

“From 10 p.m. to midnight: Pianist only, £1 4s. 10d.

Where orchestra is engaged, 19s. 4d. each performer.

“From 10 p.m. to 1 a.m.: Pianist only, £1 15s. 11d.

Where orchestra is engaged, £1 10s. 4d. per performer.”

“(b) Music Library: Where the library is provided by a sole performer, a sum of not less than 5s. 6d. per week shall be allowed. Where an orchestra is engaged, a sum of not less than 10s. per week shall be allowed to the person supplying the music. The music shall be the property of the person so supplying it.”

“(d) Dancing Instruction: A musician employed by a dancing instructor shall be paid at the rate of 5s. 6d. per hour, with a minimum payment of 8s. 3d. for time worked during dancing instruction only.”

“(g) Musicians may be employed by the week at £6 1s. 8d. per week, as follows:—

“From the hours of 9 p.m. to 12 midnight on six nights of the week, and including from 12 midnight until 1 a.m. on two days of each week. In skating-rinks the hours may be from 8 p.m. to 11 p.m., with two late nights per week and finishing at midnight.

“The leader of an orchestra employed under this clause shall be paid £1 1s. in addition to the weekly wage.”

(vi) By deleting subclauses (a) and (c) of clause 8 (Part IV—Night Clubs), and substituting therefor the following subclauses:—

“(a) Musicians employed at night clubs shall be paid 6s. 8d. per hour for work before midnight and 8s. 3d. per hour thereafter until 6 a.m., with a minimum of £1 7s. 7d. on any one occasion.”

“(c) A solo musician shall receive an additional payment of 5s. 6d. per performance.”

(vii) By deleting clause 12 (Part V—General: Other Engagements), and substituting therefor the following clause:—

“*Other Engagements*

“12. (a) Picnics:—

“From 9 a.m. to 6 p.m., with one hour for lunch, £1 7s. 7d.

“From 2 p.m. to 6 p.m., 19s. 4d.

“Bandmaster at least 5s. extra.

“(b) Races and Ship or Boat Excursions:—

“Between the hours of 9 a.m. and 6 p.m., not less than £1 13s. 2d.

- “ Between the hours of 12 noon and 6 p.m.,  
not less than £1 7s. 7d.
- “ Between the hours of 1.30 p.m. and 6 p.m.,  
not less than £1 2s. 2d.
- “ Bandmaster, at least 12s. 6d. extra.
- “(c) Garden Parties:—
- “ 5s. 6d. per hour, with a minimum payment  
of 16s. 7d.
- “ Bandmaster, 5s. extra.
- “(d) Sports, &c., not otherwise provided for:—
- “ From 9 a.m. to 6 p.m., with one hour for  
lunch, £1 7s. 7d.
- “ From 2 p.m. to 6 p.m., 19s. 4d.
- “ From 7 p.m. to 10 p.m., 19s. 4d.
- “ Bandmaster, at least 5s. extra.
- “(e) Shows, Bazaars, Exhibitions, &c.:—
- “ 16s. for each performance of two hours and  
a half.
- “ Bandmaster, at least 5s. extra.”

2. That, for the purpose of removing doubts as to the operation of the two general orders of the Court made under the Rates of Wages Emergency Regulations 1940, and dated the 9th August, 1940, and the 31st March, 1942, respectively, it is hereby declared that the amended rates of remuneration provided by this order shall, except where otherwise provided, be increased to the extent and in the manner set forth in the said two general orders of the Court.

3. That this order shall be deemed to have come into force on the 1st day of April, 1945.

Dated this 19th day of October, 1945.

[L.S.]

A. TYNDALL, Judge.