

NEW ZEALAND **TRAMWAY EMPLOYEES.**—DECISION OF
EMERGENCY DISPUTES COMMITTEE

In the matter of the Strike and Lockout Emergency Regulations 1939; and in the matter of a dispute between the New Zealand Tramways Authorities' Employees' Industrial Union of Workers (Dunedin Branch), of the one part, and the Dunedin City Council (Transport Department), an authority employing members of the said union, of the other part; and in the matter of the decision of the Emergency Disputes Committee set up under the Strike and Lockout Emergency Regulations 1939, dated at Christchurch the 24th day of September, 1947, hereinafter referred to as "the decision."

DECISION OF EMERGENCY DISPUTES COMMITTEE

WHEREAS a dispute has arisen between the New Zealand Tramways Authorities' Employees' Industrial Union of Workers (Dunedin Branch) (hereinafter called "the workers"), of the one part, and the Dunedin City Council (Transport Department), an authority (hereinafter called "the employer") employing members of the said union, of the other part, relating—

- (1) To the temporary custody of the moneys at stake in the dispute between the workers and the employer as to the rates of wages payable to relieving drivers and operators until such time as the dispute is decided by the National Disputes Committee which is to commence its sitting in Wellington on Wednesday, the 9th day of June, 1948; and
- (2) To the conditions under which normal work is to be resumed:

And whereas, in exercise of the powers conferred upon him by the Strike and Lockout Emergency Regulations 1939, the Hon. Angus McLagan, Minister of Labour, has appointed the following persons to be an Emergency Disputes Committee for the purpose of deciding such dispute:—

- Percival Andrew Hansen, as representative of the workers; and
- Eric James Anderson, as representative of the employers; and
- William Herbert Cadwallader, as Chairman of the Committee:

And whereas the Committee has met and considered this dispute: And whereas members of the Committee so appointed representing the employers and the workers have been unable

to agree: Now, therefore, I, William Herbert Cadwallader, as Chairman of the said Committee, and in pursuance of the authority vested in me by section 8 of the said regulations, do hereby decide, so that my decision shall be the decision of the Committee—

- (1) That the amount of moneys at stake, being the sum represented by the difference between the amount of the wages which have been paid to each individual worker and the amount of the wages which would have been paid to each individual worker had the employment been continued after the 10th day of May, 1948, as if clause 25 (2), and not clause 20, of the said decision applied thereto, shall be paid forthwith and from time to time as such moneys become, in terms of the employer's usual practice of paying wages, due and payable by the Dunedin City Council to the Chairman of the Committee, who shall forthwith pay such moneys to the District Public Trustee at Dunedin upon the terms that, upon the decision of the said National Disputes Committee being known, he (the said District Public Trustee) shall pay the said moneys to the Department of Labour and Employment at Dunedin to be disbursed by it according to the rights and liabilities of the parties as determined by the said National Disputes Committee: Provided that, in so far as it relates to the payment of wages, this decision has no application to the period between 2 o'clock in the afternoon of the 31st day of May, 1948, and the time when the workers resumed the normal work of the employer; and
- (2) That normal work is to be resumed in the terms and upon the conditions prescribed by the said decision as if clause 25 (2), and not clause 20, thereof applied to the workers, and until the decision of the National Disputes Committee is known; and that no disciplinary action, whether by dismissal, suspension, or in any other manner whatsoever, shall be taken by the said employer against any or all of the said workers who have been concerned in the said dispute, either in respect of participation therein or by any reason incidental thereto or arising in the course thereof.

Given under my hand at Dunedin, this 5th day of June, 1948.

WILLIAM H. CADWALLADER, Chairman.