

NEW ZEALAND **PRIVATE-HOTELS EMPLOYEES**—STRIKING OUT
PARTIES FROM AWARD

In the Court of Arbitration of New Zealand.—In the matter of the Industrial Conciliation and Arbitration Act, 1925, and its amendments, and in the matter of the New Zealand Private-hotels Employees' award dated the 11th day of November, 1949.

IN pursuance and exercise of the powers conferred by section 92 (1) (a) of the Industrial Conciliation and Arbitration Act, 1925, and for the purpose of remedying defects in the New Zealand Private-hotels Employees' award dated the 11th day of November, 1949 (hereinafter referred to as "the said award"), I, Douglas James Dalgish, Deputy Judge of the Court of Arbitration, acting in pursuance of an order of delegation of the said Court, do order as follows:—

1. That the following be, and they are hereby, struck out from the list of parties to the said award:—

- "Melrose" Rest Home (W.D.F.U.), Nelson.
- Canterbury University College (C. C. Kemp, Registrar),
Christchurch.
- Canterbury University Girls' High School, Christ-
church.
- Canterbury University Men's Students' Hostel, Christ-
church.
- Canterbury University Women's Students' Hostel,
Christchurch.
- St. Andrew's College (G. A. Hilson, Bursar), Christ-
church).
- Timaru Boys' High School Rectory (A. C. Martin,
Secretary), Timaru.
- Timaru Girls' High School Hostel (A. C. Martin,
Secretary), Timaru.

2. That nothing in the said award shall apply in respect of the person who is for the time being the matron of the Anglican City Mission Hostel, Christchurch. Also one female worker may be employed part-time in the said hostel for not more than 30 hours in any week at such work as may be required by the employers at a wage of not less than 2s. 9d. per hour.

3. That the Methodist Deaconess House, Latimer Square, Christchurch, be and it is hereby exempted from the provisions of the said award so long as the present practice continues whereby during the periods when the premises are closed for vacations wages are paid to the workers who but for this clause would be covered by the provisions of the said award; and if this exemption shall cease to apply then nothing in the said award shall be deemed to prohibit the employment of persons training in the said Methodist Deaconess House to be deaconesses from performing any work which comes within the provisions of the said award and the said deaconesses shall not be reckoned in computing the number of workers employed for the purposes of the said award.

4. That this order shall be deemed to have come into force on the date of the coming into force of the said award.

Dated at Wellington this 31st day of March, 1950

[L.S.]

D. J. DALGLISH,

Deputy Judge of the Court of Arbitration
acting in pursuance of an order of delegation of the
Court of Arbitration.

MEMORANDUM

1. "Melrose" Rest Home has been struck out of the list of parties as I am of opinion that it is neither a private hotel nor a "hospital or other similar institution" within the meaning of the rules of the Nelson Hotel, Restaurant, and Related Trades' Employees' Industrial Union of Workers in operation at the time the award was made and that therefore the union was not at that time entitled to seek an award for workers in that home.

2. After hearing evidence in Christchurch I am satisfied that the other establishments named in clause 1 of the foregoing order are not "private hotels" within the meaning of the award.

3. Application to strike out the name of the Anglican City Mission Hostel has been refused but a partial exemption is granted by this order.

4. After hearing the evidence I am of opinion that the Methodist Deaconess House comes within the term "private hotel" as used in the award, that is to say, it is a "boarding house or a lodging house that provides accommodation for five or more lodgers." Application to strike out the name of Methodist Deaconess House is refused, but provision is made for partial exemption of the establishment subject to certain conditions.

D. J. DALGLISH, Deputy Judge.
