

NEW ZEALAND **PLUMBING AND GASFITTING INDUSTRY**—AMENDMENT OF
APPRENTICESHIP ORDER

In the Court of Arbitration of New Zealand.—In the matter of the Apprentices Act 1948; and in the matter of the New Zealand Plumbing and Gasfitting Industry Apprenticeship Order, dated the 25th day of May 1948, and recorded in 48 Book of Awards 808.

WHEREAS by section 13 (2) of the Apprentices Act 1948, the Court is empowered to amend any apprenticeship order: And whereas application has been made to the Court by the New Zealand Plumbing and Gasfitting Apprenticeship Committee for amendment of the New Zealand Plumbing and Gasfitting Industry Apprenticeship Order, dated the 25th day of May 1948, and recorded in 48 Book of Awards 808: And whereas the Court has heard the employers, workers, and other persons concerned and has considered the recommendations made to it by the said Committee: Now, therefore, the Court, in pursuance and exercise of the powers vested in it by the said Act, doth hereby order as follows:

1. That the said apprenticeship order shall be amended by adding to subclause (d) of clause 7 (Term of Apprenticeship) the following:

“Time lost through accident arising out of or in the course of the employment shall be made up by an extension of the final period, with wages at the rate prescribed for that period; but if the time so lost exceeds 4,000 hours then the extension of the period and the obligation to pay the wages prescribed for that period shall not be continued beyond the time necessary to give the apprentice a total of 8,000 hours of actual work as an apprentice.”

2. That this order shall operate from the day of the date hereof.

Dated this 22nd day of December 1955.

[L.S.]

W. F. STILWELL, Judge.

MEMORANDUM

Included in the application made to the Court was a recommendation that there be added to clause 11 (Technical Classes) of the Order the following provisions:

“(h) As an alternative to the provisions of subclause (a) of this clause, the New Zealand Committee may order any apprentice to attend classes in plumbing at a technical or other school of four hours on forty Saturday mornings in each year.

(i) Subject to the local Apprenticeship Committee receiving a report from the school that his progress and conduct at classes have been satisfactory, the employer shall, within twenty-eight days of the closing of classes in each term, pay to the apprentice a sum equal to the wages due at ordinary rates to the apprentice for the number of hours that he has attended Saturday classes.

(j) Time spent at Saturday classes shall be reckoned as time served.

(k) The provisions of subclauses (b), (c), and (e) of this clause shall apply to subclause (h) also.”

While it is clear that the Court by virtue of section 13 (4) (g) of the Apprentices Act has power to provide for an apprentice to be ordered to attend classes on Saturday mornings, the Court is of the opinion that it has not the power as the Act is now framed to direct that the employer shall make a payment in the manner and of the nature suggested in subclause (i) for the hours involved in such attendance.

In the circumstances the Court considers that this recommendation should not be incorporated in the above order.

W. F. STILWELL, Judge.