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NEW ZEALAND LICENSED HOTELS EMPLOYEES' – DECISION OF THE INDUSTRIAL COMMISSION

Dated 23/3/76

In the Industrial Commission of New Zealand – In the matter of the Industrial Relations Act 1973 and in the matter of the New Zealand Licensed Hotels Employees' Collective Agreement and in the matter of an application for exemption from the New Zealand Licensed Hotels Employees' Collective Agreement. Hearing: Wellington 5 March 1976.

Collective Agreement – Parties – “Wine Shops” – Application to be Struck Out – New Zealand Licensed Hotels Employees Collective Agreement

When the Industrial Commission registered the New Zealand Licensed Hotel Employees' Collective Agreement on 27 November 1975, it reserved for later hearing applications from named cited parties to be struck out as parties.

A hearing was held in Wellington on 5 March 1976.

HELD: Applications refused

23 March 1976.

G. O. Whatnall, President.

DECISION OF THE INDUSTRIAL COMMISSION

When the Commission registered the New Zealand Licensed Hotel Employees' Collective Agreement on 27 November 1975, it reserved for hearing at a later date applications by the following cited companies to be struck out as parties to the Collective Agreement:

Grapevine Wines Ltd., P.O. Box 1236, Dunedin;
Montana Wines Ltd., P.O. Box 10-112, Auckland;
W. H. Boucher & Co., Ltd., 32 Mawhera Quay, Greymouth;
Glenvale Distributors Ltd., 41 Courtenay Place, Wellington;
Finessa Wines, 15 Scott Street, Blenheim;
Weinkeller Ltd., 130 Sea View Road, New Brighton.

A hearing on the applications was held in Wellington on 5 March 1976, Mr L. Short appearing for the Association of Workers and Mr Barter for the Employers.

After considering the evidence and submissions, the Commission refuses the applications. The list of parties is extended accordingly.

Mr Hewitt is not in agreement with this decision and his dissenting opinion follows.

Dated at Wellington this 23rd day of March 1976.

(L.S.)

G. O. Whatnall, President.

DISSENTING OPINION OF MR HEWITT

This does not seem to me to be the appropriate document to cover the operations of wine “shops”. It should be pointed out however that on at least one previous occasion the parties were advised to attempt to negotiate wages and conditions appropriate to their particular circumstances.

W. N. Hewitt, Member.