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**Hastings City Council Submarine  
Sewer Outfall Project — Collective  
Agreement (Voluntary)**

Dated 26/3/80

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NOTE: See clause 9 herein for the date on which rates of wages come into force.

## Form 6

UNDER THE INDUSTRIAL RELATIONS ACT 1973  
REGISTERED COLLECTIVE AGREEMENT

In the matter of the Industrial Relations Act 1973; and in the matter of the Hastings City Council Submarine Sewer Outfall Project Dispute of Interest between McConnell Dowell Constructors Limited and New Zealand Labourers, General Workers and Related Trades Industrial Union of Workers.

The Arbitration Court, having before it the terms of a voluntary settlement arrived at in the above-mentioned dispute of interest and submitted or notified to the Court pursuant to the provisions of section 65 of the Industrial Relations Act 1973, hereby registers as a collective agreement the terms, conditions, and provisions set out in the form of submission or notification attached hereto and orders:

1. That the said terms, conditions, and provisions shall be binding on the parties hereto; and

2. That the said parties shall respectively do, observe, and perform every matter and thing by this collective agreement required to be done, observed, and performed, and shall not do anything in contravention of this collective agreement but shall in all respects abide by and perform it.

In witness of the registration of this collective agreement the seal of the Arbitration Court has hereto been affixed and a Judge of the Court has hereunto set his hand, this 26th day of March 1980.

(L.S.)

J. R. P. Horn, Judge.

Sections 65 and 66

## Form 5

UNDER THE INDUSTRIAL RELATIONS ACT 1973  
SUBMISSION OF VOLUNTARY SETTLEMENT FOR REGISTRATION

In the matter of the Industrial Relations Act 1973 and in the matter of the Hastings City Council Submarine Sewer Outfall Project dispute of interest between McConnell Dowell Constructors Limited and The New Zealand Labourers, General Workers and Related Trades Industrial Union of Workers.

To the Registrar of the Arbitration Court:

We hereby submit to you a signed copy of the terms of voluntary settlement of the above mentioned dispute of interest arrived at by the parties pursuant to Section 65 of the Industrial Relations Act 1973 for the registration by the Arbitration Court as a Collective Agreement.

Dated at Auckland the 5th day of December 1979.

McConnell Dowell Constructors Limited:

R. J. Tuxford.

New Zealand Labourers, General Workers and Related Trades Industrial Union of Workers:

M. A. Flanagan.

SCHEDULE

1. Except where provided herein, all workers, members of the above Union shall be employed under the terms and conditions of the "New Zealand

Building, Quarrying, Contracting, Civil Engineering, Constructional and Allied Industries Labourers and Other Workers Award''.

**SCOPE OF AGREEMENT**

2. This agreement shall only apply to workers employed by McConnell Dowell Constructors Limited who are employed on the Hastings City Council Submarine Sewer Outfall Project.

**WAGES**

3. Wages paid are those contained in the Award stated above.

**SITE ALLOWANCE**

4. In full satisfaction of all claims that might arise in regard to the nature of the work, location, weather, skills and other conditions an amount of \$0.50 shall be paid for each hour worked. This payment supersedes all special payments in the Award and only this site allowance payment shall apply.

**TRAVELLING TIME**

5. In full settlement of all claims for travelling time, fares and transport to the site, all workers irrespective of their exact location of residence, shall be paid travelling time at the rate of 45 minutes per day at ordinary time rates.

**OFFSHORE ALLOWANCE**

6. In addition to the site allowance stated in 4 above, men working offshore shall be paid an allowance of \$2.00 per day. This allowance shall also apply while the barge is in the harbour providing the men are working on the barge for a minimum period of three hours in any one day.

**SEVERANCE/RETENTION/REDUNDANCY**

7. No severance/retention/redundancy money shall be payable to men employed on this project.

The allowances and conditions contained in this Agreement are conditional upon no severance/retention/redundancy money being paid.

**PAYMENT**

8. (a) The above rates shall apply until the completion of the project.

(b) The rates shall be back paid to the date of commencement of each worker on the project providing that any payment that has been made to date by way of travelling time, industrial allowance, site allowance, etc., shall be offset against the rates.

**TERM OF AGREEMENT**

9. The agreement shall remain in force for the balance of the contract referred to but in no case shall that period be less than twelve months.

This Agreement may be amended only by the mutual consent of the parties.

Signed for and on behalf of:

The New Zealand Labourers, General Workers and Related Trades Industrial Union of Workers:

M. A. Flanagan.

McConnell Dowell Constructors Limited:

T. Murray.

**MEMORANDUM**

This collective agreement incorporates the terms of voluntary settlement

arrived at by the parties and forwarded to the Court for registration pursuant to section 65 of the Industrial Relations Act 1973.

Having regard to prevailing circumstances the Court has, pursuant to section 92 (2) of the Industrial Relations Act 1973, consented to the specified period for which this collective agreement is to continue in force being less than one year from the date of registration.

The Court observes that Clause 9 provides that "This agreement may be amended only by the mutual consent of the parties." This clause should be read subject to the provisions of the Wage Adjustment Regulations 1974 and section 97 of the Industrial Relations Act 1973.

(L.S.)

J. R. P. Horn, Judge.

Published and Issued by the Arbitration Court of New Zealand

HASTINGS CITY COUNCIL SUBMARINE SEWER OUTFALL PROJECT  
— AMENDMENT

**Dated 10/4/81**

In the Arbitration Court of New Zealand — In the matter of the Industrial Relations Act 1973 and in the matter of the Hastings City Council Submarine Sewer Outfall Project Collective Agreement dated the 26th day of March 1980.

In pursuance and exercise of the powers conferred upon it by section 97(1) (b) of the Industrial Relations Act 1973: and upon application made in that behalf by the parties to the Hastings City Council Submarine Sewer Outfall Project Collective Agreement, dated 26th day of March 1980: and upon being satisfied that the parties to this collective agreement desire that it should be reviewed by it, the Court doth hereby order as follows:

1. That the said collective agreement shall be and it is hereby amended in the manner following:

By deleting clause 6 (Offshore Allowance) and by substituting therefor the following:

**CLAUSE 6 OFFSHORE ALLOWANCE**

In addition to the site allowance stated in 4 above, men working offshore and on the first stage sheetpiling shall be paid an allowance of \$2.00 per day up until 9 July 1980 and an allowance of \$5.00 per day from 10 July 1980 onwards. This allowance shall also apply while the barge is in harbour providing the men are working on the barge for a minimum period of 3 hours in any one day.

For men working on the sheetpiling, this allowance shall cease once the first stage sheetpiling has been withdrawn.

2. That this order shall be deemed to have come into force on and from the 26th day of March 1980.

Dated at Wellington, this 10th day of April 1981.

(L.S.)

J. R. P. Horn, Judge.