

Please post in a Conspicuous Place accessible to Workers.

**Nestle Company (New Zealand) Limited
Stationary Engine Drivers — Collective
Agreement (Voluntary)**

Dated 12/5/80

Note: See Clause 12 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 Nestle Company (New Zealand) Limited Stationary Engine Drivers dispute of interest between the Nestle Company (New Zealand) Limited and the New Zealand Engine Drivers, Firemen, Greasers and Assistants 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 12th day of May 1980.

(L.S.)

D. S. Castle, Judge.

Section 65(66)

Form 5

Regulation 9(4)

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 Stationary Engine Drivers employed at The Nestle Company (New Zealand) Limited between The Nestle Company (New Zealand) Ltd. and The N.Z. Engine Drivers Firemen Greasers and Assistants Industrial Union of Workers. To the Registrar, Arbitration Court of New Zealand.

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 registration by the Arbitration Court as a Collective Agreement.

Dated at Auckland this 24th day of April 1980.

Signed for and on behalf of The Nestle Company (New Zealand) Ltd

H. Quintall, Personnel Officer.

Signed for and on behalf of The N.Z. Engine Drivers Firemen Greasers and Assistants Industrial Union of Workers.

G. Hogarth.

STATIONARY ENGINE DRIVERS OF THE NESTLE COMPANY (NEW ZEALAND) LTD – COLLECTIVE AGREEMENT

MATTERS NOT PROVIDED FOR

1. With the exception of the matters provided for specifically herein the terms and conditions of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 shall apply for the term of this Agreement.

WAGES

2. (a) Workers holding a First Class Engine Drivers Certificate \$4.58 per hour.

(b) Workers holding a Second Class Engine Drivers Certificate \$4.45 per hour.

(c) Contingency Payment – Seven (7¢) cents extra per hour to cover additional Industry payments as determined by the Company, which are not currently written into the N.Z. Engine Drivers, Boiler Attendants, Firemen & Greasers Award (23/6/78).

(d) Any worker who holds a certificate from the N.Z. Trades Certification Board that he has passed an examination in boilerhouse practice shall be paid an additional \$3.11 per week.

SERVICE ALLOWANCES

3. To read similarly as those specified in the Nestle Company (New Zealand) Limited Papatoetoe Employees' Voluntary Agreement – Wages Clauses 7 (Ai) and 7(d) viz:

On completion of three months employment 12.8 cents extra per hour.

On completion of nine months employment 12.7 cents extra per hour.

On completion of 3 years continuous service 1% extra of the weekly rate.

On completion of 5 years continuous service 2% extra of the weekly rate.

On completion of 10 years continuous service 3% extra of the weekly rate.

On completion of 15 years continuous service 4% extra of the weekly rate.

On completion of 20 years continuous service 5% extra of the weekly rate.

For the purpose of determining the percentage extra of the weekly rate, the monetary service payments (3–9 months) are to be added to the workers actual Trade Basic rate.

Each of the payments and percentage increase shall be applied to the Ordinary time hourly rate and Overtime rate.

Such payments are to be “Instead of” and not in addition to the Engine Drivers etc., Award.

HOURS OF WORK

4. As provided in Clause 2 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that the shift allowance shall be \$3.75 per shift.

GENERAL CONDITIONS

5. As provided in Clause II of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that in Clause II (g) of that document the rate shall be 51 cents.

MEAL MONEY

6. As provided in Clause 13 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers dated 23 June 1978 except that in Clauses 13 (a) (b) (c) of that document the rate shall be \$2.40.

DIRT MONEY

7. As provided in Clause 14 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that in clause 14 (b) of that document the rate shall be 21.3 cents that in clause 14 (c) of that document the rate shall be 39.2 cents that in clause 14 (d) of that document the rate shall be 39.2 cents and 78.5 cents respectively that in clause 14 (g) of that document the rate shall be 9.9 cents that in clause 14 (i) of that document the rate shall be \$1.64 that in clause 14 (j) of that document the rate shall be 65.8 cents.

CONFINED SPACE, HEAT AND COLD

8. As provided in Clause 22 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that in Clause 22 (a) of that document the rate shall be 11.4 cents that in Clause 22 (c) of that document the rate shall be 10.5 cents.

ACCIDENTS

9. As provided in Clause 23 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that in Clause 23 (b) of that document the rate shall be \$3.17.

CLOTHING

10. As provided in Clause 26 of the N.Z. Engine Drivers Boiler Attendants Firemen and Greasers Award dated 23 June 1978 except that in Clauses 26 (b) (ii) of that document the rate shall be 89 cents 26 (e) of that document the rate shall be 76 cents and 76 cents respectively.

These provisions shall not apply whereby the manner of approved acknowledgement (recorded in File I.C. 426) remain more beneficial to the worker.

EXCLUSION OF COST OF LIVING ORDERS

11. The General Wage Increase issued under the Wage Adjustment Regulations (1974); as amended by the Remuneration Act (1979), and dated 3rd September, 1979 (and all previous Wage Orders etc.) have been incorporated into the rates and other payments specified herein.

TERM OF AGREEMENT

12. This Agreement, in so far as it relates to wages shall be deemed to have come into force on the first day of the pay period in each establishment on or after 17th March, 1980 and so far as all other provisions are concerned shall come into effect as from the date of registration. This Agreement shall continue in force until 17th January, 1981.

Signed for and on behalf of The Nestle Company (New Zealand) Limited.
H. Quintall, Personnel Officer.

Signed for and on behalf of N.Z. Engine Drivers Firemen Greasers and Assistants Industrial Union of Workers.

G. Hogarth.

MEMORANDUM

The settlement has been achieved on the understanding that all implications relating to any subsequent National Collective Agreement shall neither apply to, nor affect, the parties bound by this settlement during the term of this Agreement.

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.

The parties' settlement for a shortened term has the Court's consent pursuant to section 92 (2) of the Industrial Relations Act 1973 and Regulation 6 (3) of the Wage Adjustment Regulations 1974.

(L.S.)

D. S. Castle, Judge.