

Published and Issued by the Arbitration Court of New Zealand.

NEW ZEALAND REFRIGERATION ENGINEERING INDUSTRY —
AMENDMENT OF APPRENTICESHIP ORDER

Dated 6/8/81

In the Arbitration Court of New Zealand — in the matter of the Apprentices Act 1948; and in the matter of the New Zealand Refrigeration Engineering Industry Apprenticeship Order date the 21st day of February 1969 recorded in 69 Book of Awards 209.

WHEREAS by section 13 (2) of the Apprentices Act 1948, the Arbitration Court is empowered to amend any apprenticeship order: AND WHEREAS application has been made to the Court by the New Zealand refrigeration Engineering Apprenticeship Committee for amendment of the New Zealand Refrigeration Engineering Industry Apprenticeship Order dated the 21st day of February 1969; AND WHEREAS the Court 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 as follows:

(1) By deleting clause 1 (Industry to which Order applies) and substituting therefor the following:

“The industry to which this order shall apply is the refrigeration engineering and servicing industry (hereinafter called ‘the industry’)”.

(2) By deleting clause 2 (Application of Order) and substituting therefor the following:

“The provisions of this order shall apply to all employers of apprentices in the industry throughout New Zealand (whether bound by an award or agreement relating to the industry or not) and to all apprentices employed by such employers in the industry and to all contracts of apprenticeship (including those in force at the time of coming into force of this order) between such employers and apprentices whether or not such contracts have been reduced to writing. (An ‘agreement’ is a collective agreement or award registered by the Arbitration Court under the Industrial Relations Act 1973.)”

(3) By deleting subclause 8 (Term of Apprenticeship) and substituting therefor the following:

“(b) For an apprentice who has obtained a pass in School Certificate subjects giving admission to Form VI under Education Department criteria or in that examination has obtained not less than 50 percent of the possible marks in any two of the following subjects: English, mathematics, technical drawing, applied mechanics, engineering shopwork, workshop technology, general science (including one of the physics options), physics, electricity, chemistry, the term of apprenticeship shall be 8,000 hours divided into eight 1,000-hour periods.”

(4) By deleting clause 11 (Wages) and substituting therefor the following:

“(a) The minimum weekly rates of wages payable to apprentices shall be the undermentioned percentages of the minimum weekly rate for indentured journeymen (or if no weekly wage rate is prescribed, then an amount equal to 40 times the minimum hourly rate of wages for indentured journeymen) as prescribed by the award or

agreement relating to the employment of such journeymen for the time being and from time to time in force in the establishment in which the apprentices are employed.

	for apprentices serving a 9,000- hour term of Apprenticeship Percent	for apprentices serving an 8,000- hour term of Apprenticeship Percent
First 1000-hour period	42	48
Second 1000-hour period	48	54
Third 1000-hour period	54	60
Fourth 1000-hour period	60	66
Fifth 1000-hour period	66	72
Sixth 1000-hour period	72	78
Seventh 1000-hour period	78	84
Eight 1000-hour period	84	90
Ninth 1000-hour period	90	—

(b) An apprentice who passes any of the following examinations conducted by the New Zealand Trades Certification Board, shall be entitled to the appropriate acceleration up the wage scale, effective from the date evidence of each pass is produced to the employer, and all such incentives shall be cumulative:

First Qualifying Examination or First Assessment	1000 hours
Second Qualifying Examination or Second Assessment	1000 hours
Trade Certificate Examination	1000 hours

(c) An apprentice who has qualified as provided in subclause (b) hereof prior to this amending order coming into effect, shall have an adjustment to wages in accordance therewith effective as from the date of this amending order.

(d) Where by virtue of the application of the provisions in subclause (b) of this clause prescribing wage incentives for passes in the First and Second Qualifying examinations or First and Second Assessments of the New Zealand Trades Certification Board there ceases to be any prescribed minimum weekly wages payable to an apprentice who has not completed the term of apprenticeship, such apprentice shall for the remainder of the term of apprenticeship be paid not less than 96 percent of the minimum wage rate for indentured journeymen.

(e) Where by virtue of the application of the provisions in subclause (b) of this clause prescribing a wage incentive for a pass in the Trade Certificate examination of the New Zealand Trades Certification Board there ceases to be any prescribed minimum weekly wages payable to an apprentice who has not completed the term of apprenticeship, such apprentice shall for the remainder of the term of apprenticeship be paid not less than 100 percent of the minimum wages rate for indentured journeymen.

(f) For the purpose of incentive payments, the New Zealand Committee may recognise any other examination or part thereof in lieu of any of the examinations referred to in subclause (b) of this clause."

(5) By deleting clause 12 (Technical Classes) and substituting therefor the following:

"12. (a) The New Zealand Committee may order any apprentice to attend courses of instruction at a Technical Institute or Community College for not more than 21 weeks during the apprenticeship.

(b) An apprentice ordered to attend as provided in subclause (a) of this clause may also be ordered to attend evening classes for not more than two evenings a week during three years of his apprenticeship.

- (c) As an alternative to the provisions of subclause (b) of this clause the New Zealand Committee may order any apprentice to enrol for and complete a course of instruction with the New Zealand Technical Correspondence Institute to the level of the Trade Certificate Examination.
- (d) Where an apprentice has been ordered to attend courses or classes as provided in subclauses (a) and (b) of this clause, the employer shall permit him to attend.
- (e) An employer shall not be entitled to make any deduction from the wages of an apprentice ordered to attend a school during normal working hours; but absence without leave from such school shall be treated as absence through the apprentice's default and the employer shall be entitled to make a rateable deduction from the wages as provided in clause 14 of this order. For the purposes of the term of apprenticeship all ordered attendance at a course during normal working hours shall be reckoned as time served.
- (f) Subject to satisfactory reports on an apprentice's attendance and progress the employer shall refund enrolment or class fees incurred when the apprentice is ordered to attend courses or classes or to enrol with the New Zealand Technical Correspondence Institute.
- (g) Nothing in this order shall be held to prevent an employer from arranging with a University or a Technical College to provide further training during normal working hours shall count towards the term of apprenticeship, (subject to the agreement of the New Zealand Committee)."
- (6) By amending the Schedule of Operations and Skills as follows:
- (i) By deleting from Item 4 the words "cold rivets" and substituting the words "metal fasteners".
- (ii) By deleting Item 10 and substituting therefor the following:
"10. Methods of first aid and resuscitation in cases of gas poisoning and electric shock."
- (iii) By deleting Item 14 and substituting therefor the following:
"14. (a) Replacement of fuses and fuse link
(b) Fitting and replacement of flexible cords and plug tops
(c) The electrical appliances including disconnection and reconnection from fixed wiring for servicing purposes
(d) The testing, adjustment and replacement of refrigeration and air conditioning control equipment such as solenoid valves, pressure switches, thermostats, time switches
(e) The servicing of defrosting equipment and fluorescent fittings
(f) The testing, adjustment, servicing or replacement of electric motors and motor control equipment."
- (iv) By adding a new Item 15 to read as follows:
"15. Basic electric arc, gas welding and brazing as applicable to the industry."
2. That this order shall operate and take effect from the day of the date hereof.

Dated this 6th day of August 1981.

(L.S.)

N. P. Williamson, Judge.