

Please post in a conspicuous place accessible to workers

**FLEMING AND COMPANY LIMITED
STATIONARY ENGINE DRIVERS —
COLLECTIVE AGREEMENT
(VOLUNTARY)**

Dated 18/2/83

Note: See clause 14 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 Fleming and Company Limited Stationary Engine Drivers Dispute of Interest between the New Zealand Engine Drivers, Firemen, Greasers and Assistants Industrial Union of Workers and Fleming and Company Limited Stationary Engine Drivers.

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 18th day of February 1983.

(L.S.)

J. R. P. Horn, Chief 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 Fleming and Company Ltd, 41 Mersey Street, Gore dispute of interest between Fleming and Company Ltd, 41 Mersey Street, Gore and The N.Z. Engine Drivers, Firemen, Greasers and Assistants Industrial Union of Workers.

To the Registrar, Arbitration Court of New Zealand, Wellington.

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 Gore this 25th day of February 1982.

Signed for and on behalf of Fleming and Company Ltd.

S. R. Adams, Manager.

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

N. C. Toshach.

B. Kennedy.

STATIONARY ENGINE DRIVERS OF FLEMING AND COMPANY LTD, 41
MERSEY STREET, GORE

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 4 March 1981 shall apply for the term of this Agreement.

	WAGES	\$ per Week	Cents per Hour
2. (a) Workers holding a First-Class Engine Drivers Certificate		226.20	565.5
(b) Workers holding a Second-Class Engine Drivers Certificate		219.00	547.5
(c) Any worker who holds a certificate from the N.Z. Trade Certification Board that he has passed an examination in boilerhouse practice shall be paid an additional \$4.24 per week.			

SERVICE ALLOWANCES

3. (a) After one year's current continuous service with the same employer an adult worker shall be paid an allowance of 18.5 cents per hour.
- (b) After two years' current continuous service with the same employer an adult worker shall be paid a further 4.5 cents per hours, making a total allowance of 23 cents per hour.
- (c) After three years' current continuous service with the same employer an adult worker shall be paid a further 4.5 cents per hour, making a total allowance of 27.5 cents per hour.
- (d) After four years' current continuous service with the same employer an adult worker shall be paid a further 4.5 cents per hour, making a total allowance of 32 cents per hour.
- (e) After five years' current continuous service with the same employer an adult worker shall be paid a further 4.5 cents per hour, making a total allowance of 36.5 cents per hour.
- (f) After six years' current continuous service with the same employer an adult worker shall be paid a further 4.5 cents per hour, making a total allowance of 41 cents per hour.
- (g) Service allowance shall be considered part of the weekly rate for the purposes of calculating overtime.

HOURS OF WORK

4. As provided in Clause 5 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that the shift allowance shall be \$4.12 per shift and the changeover allowance shall be \$4.26.

GENERAL CONDITIONS

5. As provided in Clause 26 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clause 26 (g) of that document the rate shall be 69 cents.

The word "coffee" shall be added to Clauses 26 (j) and (k) and the words "a knife, a fork, a spoon and a plate" shall be added to Clause 26 (j).

The following new sub-clause (1) shall be added to the clause:

"(1) No locomotive driver shall be required to work without the assistance of a shunter while shunting is in operation."

MEAL MONEY

6. As provided in Clause 9 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clauses 9 (a), (b) and (c) of that document the rate shall be \$3.40.

DIRT MONEY

7. As provided in Clause 30 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clauses:

30 (b) of that document the rate shall be 29.1 cents

30 (c) of that document the rate shall be 53 cents

30 (d) of that document the rate shall be 53 cents and \$1.06 respectively

30 (g) of that document the rate shall be 13.5 cents

30 (h) of that document the rate shall be 13.5 cents

30 (i) of that document the rate shall be \$2.25 cents

30 (j) of that document the rate shall be 90 cents.

CONFINED SPACE, HEAT AND COLD

8. As provided in Clause 29 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clauses:

29 (a) of that document the rate shall be 15.6 cents

29 (c) of that document the rate shall be 14.3 cents.

ACCIDENTS

9. As provided in Clause 31 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clause

31 (b) of that document the rate shall be \$4.33.

ANNUAL HOLIDAYS

10. As provided in Clause 21 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clause 21 (b) the service holiday shall be qualified for after eight years' current continuous service.

SICK PAY

11. As provided in Clause 23 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that the total possible accumulation in Clause 23 (a) shall be fortyfive (45) days.

CLOTHING

12. As provided in Clause 28 of the N.Z. Engine Drivers, Boiler Attendants, Firemen and Greasers Award dated 4 March 1981 except that in Clauses:

28 (b) (ii) of that document the rate shall be \$1.21

28 (e) of that document the rate shall be \$1.04 and \$1.04 respectively.

Clause 28 (b) (i) shall read as follows:

"As soon as possible after commencement but no later than one month after commencement of their employment, workers shall be supplied with a minimum of two pairs of overalls annually or more as is necessary. Such overalls shall remain the property of the employer."

THE ECONOMIC STABILISATION (COST-OF-LIVING INCREASE)

REGULATIONS 1980

13. The rates of remuneration determined by this Collective Agreement are NOT to be increased by the application of the provisions of the General Order of the Arbitration Court made under the Economic Stabilisation (Cost-of-Living Increase) Regulations 1980.

TERM OF AGREEMENT

14. This Agreement shall be deemed to have come into force on the 12th day of November 1981 and shall remain in force until the 11th day of November 1982.

Dated at Gore this 25th day of February 1982.

Signed for and on behalf of Fleming and Company Ltd, 41 Mersey Street, Gore.

S. R. Adams, Manager.

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

N. C. Toshach.

B. Kennedy.

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 delay in registration of this document has been brought about by the tardiness of the parties in amending technical defects within the document and supplying information in regard to provisions of the Wage Freeze Regulations 1982.

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 has registered the instrument after being satisfied that a complete settlement was arrived at by the parties before the commencement of the Wage Freeze Regulations 1982.

(L.S.)

J. R. P. Horn, Chief Judge.