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**NEW ZEALAND REFRIGERATION ENGINEERING INDUSTRY - AMENDMENT TO
APPRENTICESHIP ORDER**

Dated: 24/11/88

IN THE ARBITRATION COMMISSION
OF NEW ZEALAND

IN THE MATTER of the Apprenticeship
Act 1983;

AND IN THE MATTER of the New Zealand
Refrigeration Engineering Industry
Apprenticeship Order dated the
27th day of August 1984 and
recorded in 84 Book of Awards page
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WHEREAS by section 33(1)(b) of the Apprenticeship Act 1983, the Arbitration Commission is empowered to amend any apprenticeship order:

AND WHEREAS application has been made to the Commission by the New Zealand Refrigeration Engineering Apprenticeship Committee for amendment of the New Zealand Engineering Industry Apprenticeship Order dated the 27th day of August 1984:

AND WHEREAS the Commission has considered the recommendations made to it by the said Committee:

NOW, THEREFORE, THE COMMISSION, in pursuance and exercise of the powers vested in it by the said Act, DOETH HEREBY ORDER as follows:

1. THAT the said apprenticeship order shall be amended in the manner following:

(1) By deleting clause 8 and inserting the following new clause in substitution therefor:

"8. Term of Apprenticeship

8.1 Except as provided for in subclause 8.3 the term of apprenticeship for an apprentice who commenced before the 24th day of November 1988 shall be 9000 hours divided into nine 1000 hour periods.

8.2 The term of apprenticeship for an apprentice who commenced on or after the 24th day of November 1988 shall be 8000 hours divided into eight 1000 hour periods.

8.3 In the case of an apprentice who commenced before the 24th day of November 1988 and 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 or Chemistry, the term of apprenticeship shall be 8000 hours divided into eight 1000 hour periods.

8.4 An apprentice who commenced on or after the 24th day of November 1988 and who passes the Trade Certificate Examination conducted by the New Zealand Trades Certification Board, shall be entitled to a 1000 hour reduction in term from the date of production to the employer of the notification of such a pass.

8.5 An apprentice who commenced on or after the 24th day of November 1988 and produces to the employer notification from the Electrical Registration Board of a pass in the Restricted Electrical Registration Certificate examination, shall have the last 1000 hour period of the contract term reduced by 500 hours.

8.6 Notwithstanding any of the preceding provisions, no contract shall be deemed to be completed until 3 calendar years have been served.

8.7 Except for annual holidays under the Holidays Act 1981, all holidays provided for in the award or agreement referred to in Clause 11 of this order which are taken by an apprentice shall be deemed to be time served under his or her contract, reckoning eight hours for any one day. Time worked on such holidays shall be added to the time deemed to be served.

8.8 All time lost by an apprentice through his or her own default or sickness in any period of employment shall be made up before such apprentice shall be considered to have entered upon the next succeeding period of his or her employment, and the total period of employment shall be extended by a period equivalent to such lost time. All time lost by an apprentice through accident arising out of and in the course of employment shall be made up by an extension of the final period of the apprenticeship with wages at the rate prescribed for that period.

8.9 An apprentice working overtime shall have such time added to his or her ordinary time in calculating the respective 1000 hour period of his or her employment.

8.10 Except where otherwise provided, only working hours shall be reckoned as time served.

8.11 Notwithstanding the foregoing provisions of this clause where the local committee is of the opinion that time served in a related or similar occupation prior to the date of engagement as an apprentice should be credited to the apprentice, it may on application fix the term of apprenticeship."

- (2) By inserting after subclause 11.5 (under clause 11 Wages) the following new subclause:

"11.6 Except for the said purpose of wage calculation, nothing in this clause shall affect the term of apprenticeship of any apprentice. Provided however an apprentice who has qualified for a reduction of 1000 hours by virtue of a pass in Trade Certificate in accordance with subclause 8.4 shall also be entitled to the appropriate advance on the wage scale as prescribed in subclause 11.2 above."

- (3) By inserting after subclause 20.1.3 the following new subclause:

"20.2 The New Zealand Committee may require an apprentice to keep a systematic record of training in the approved training record book and the apprentice shall on request make it available for inspection to the local committee or District Commissioner or any other authorised person."

- (4) By inserting after subclause 21.3 the following new subclause:

"21.4 The employer shall be responsible for the supply, use, care, and maintenance of the approved training manual and training record book. The training record book shall be the joint responsibility of the apprentice and employer during the period of contract and should be periodically signed by the employer as confirmation that the tasks listed have been completed satisfactorily. The book becomes the apprentice's property at the termination or completion of the contract."

- (5) By inserting after the words "the provisions of the" in line five of subclause 21.1 the words "approved training manual and the".

- (6) By deleting the word "refrigerant" from lines four and six of skill no. 9 of the schedule of skills and operations and replacing it in each case with the words "refrigerants and".

2. THAT this order shall operate and take effect as from the day of the date hereof.

Dated at Wellington this 24th day of November 1988.

(L.S.)

I.M. Mackay
CHIEF COMMISSIONER