

WHARVES.

EXCEPT where otherwise specified, the following rates and charges will be made on goods for shipment or ex ship and for the other purposes specified, at the places named, in addition to the other rates and charges made under the preceding regulations.

130. General.

1. The working-hours of the Department are from 8 a.m. to 12 noon and from 1 p.m. to 5 p.m. Monday to Friday inclusive, and from 8 a.m. to noon on Saturday, holidays excepted. Ships discharging or taking in cargo at any other time will be charged, in the case of employees engaged by the Department upon or in connection with the working of the ship and paid in terms of the Waterside Workers' Award, at the full rates ruling at the port less 9d. per hour, which latter amount will be paid by the Department. In the case of employees engaged by the Department in shunting, tallying, or supervising, or in any way upon or in connection with the ship, and who are not paid in terms of the Waterside Workers' Award, the ship will be charged for such employees at the ordinary time rate ruling for waterside labour at the port less 9d. per hour, which latter amount will be paid by the Department.

- (a) Where ships discharge any cargo which by reason of its nature or condition comes within any provision of any Waterside Workers' award or any agreement made with the representatives of the Waterside Workers' Federation, whether or not such agreement is in substitution for any such award, and so requires the payment of a special rate exceeding the ruling rates of pay for the handling of such cargo, or for work deemed to be incidental to the discharging of the same, then, in such cases, in addition to the rates or charges that would be payable for the handling of such goods (or for the work incidental thereto) had they not been subject to such provision or agreement as aforesaid, there shall be payable by the shipowner to the Department in respect of all workers engaged by the Department and entitled under such provision or agreement as aforesaid to such rate exceeding the ruling rate of pay the extra cost incurred by the Department in the handling of such cargo or for the work incidental thereto.
- (b) Where by reason of the discharge of any such cargo as aforesaid other workers, exclusive of those workers mentioned in clause (a) above, working or handling other cargo on the same ship or engaged on work deemed to be incidental thereto become entitled to the payment of such special rate exceeding the ruling rates of pay, then there shall be payable by the shipowner to the Department in respect of all workers so engaged by the Department the extra cost thereby incurred in the employment of such labour.
- (c) In every case where the shipowner does not have an office at the port where such extra cost is incurred, it shall be a condition precedent to the handling or working such cargo that the ship's agent shall be deemed to have agreed with the Department for the payment by such agent of such additional cost.

2. When request is made for labour to be provided at a certain time, but owing to rain or other cause the work does not start at the time arranged, or when the work has been stopped by rain or other cause and the men stand by at the request of the ship's owner or agent, the full time the men are standing by will be payable by the ship's owner or agent: Provided that when by any award prescribing the conditions of work of waterside workers it is provided that if workers are "ordered down" or "ordered back" they shall be paid as for a minimum period of time (computed as from the due time of commencement of the first daily start during the recognized working-hours) such period of time shall not be time for which payment shall be made in pursuance of the provisions of this paragraph when work is not commenced owing to weather conditions.

3. In the case of vessels loading or discharging cargo on a day in respect of which special rates are payable to the employees of the Department, owners or agents must pay such rates in full for all men engaged in connection with the working of the vessel, and an undertaking must in every case be given before the work is commenced that the payment will be made.

4. No vessel shall discharge or take in live-stock at any railway wharf on Sundays except in cases of extreme urgency, and the captain or agent of the vessel shall give the Stationmaster at the port at least two hours' notice in writing of the intention to load or discharge the stock, and must, before the loading or discharging is commenced, obtain the written consent of the Stationmaster thereto.

5. Except where cargo is worked or passengers are landed or embarked on Sundays or public holidays, berthage charges will not be enforced at wharves under the control of the Department in respect to Sundays or public holidays.

131. Transhipments.

1. *Bona fide* transhipment from one vessel to another which pass over a railway wharf will be charged ordinary wharfage rates when received ex ship, and will be exempt from wharfage charge when being reshipped.

2. Except as otherwise provided, goods which are transhipped from one vessel to another lying at a railway wharf but which do not pass over the wharf will be charged half wharfage rates.

(For haulage, handling, and storage charges on transhipments see Regulation 96.)