

*Government Service Tribunal Act, 1948—Principal Order No. 3*

In the matter of section 8 of the Government Service Tribunal Act, 1948, and in the matter of an application for a principal order dated the 1st day of July, 1949, and duly lodged by the New Zealand Workers' Industrial Union of Workers.

THE Government Service Tribunal having heard and considered the application of the applicant doth hereby order that the following provisions shall take effect on and from the dates respectively therein set out in clause 1 :—

**1. APPLICATION OF ORDER**

(a) This order shall apply to Works Department workers on construction and development works; and on maintenance of airfields, military camps, naval establishments, highways and roads; and in workshops, stores, and plant depots.

(b) This order shall also apply to State Hydro-electric Department workers on construction works.

(c) This order shall not apply to workers regularly employed on operation and maintenance of hydro-electric or irrigation schemes, or to "owner-drivers" of hired motor-vehicles or horses.

(d) For the purposes of this order the term "worker" shall be limited to a worker engaged under the provisions of Public Service Regulation 150.

(e) This order, with the exception of clause 10, shall be deemed to have come into force on the 1st day of April, 1949.

(f) Clause 10 shall be deemed to have come into force on the 1st day of July, 1948.

**2. HOURS OF WORK : GENERAL WORKERS**

(a) Subject to the provisions of clauses 3 and 5 hereof, the ordinary hours of work shall be forty a week and eight a day, and, subject to the provisions of clauses 3, 4, and 31 hereof, shall be worked between 7.30 a.m. and 5 p.m. (7.30 a.m. and 5.30 p.m. in the case of highway and road maintenance workers) on Mondays to Fridays inclusive.

(b) When work is affected by tidal conditions the ordinary hours of work for highway and road maintenance workers may be set outside the clock hours of 7.30 a.m. to 5.30 p.m.

(c) A rest period of ten minutes shall be allowed every morning and afternoon.

**3. HOURS OF WORK : DRIVERS AND OPERATORS PAID ON A WEEKLY BASIS**

(a) Notwithstanding the provisions of clause 2 hereof, the ordinary hours of work shall be  $42\frac{1}{2}$  a week and  $8\frac{1}{2}$  a day (including necessary attendance to motor-vehicles, machines, or horses), and, subject to the provisions of clause 4 hereof, shall be worked between 7 a.m. and 5.30 p.m. on Mondays to Fridays inclusive: Provided that where necessary a 9-hour day may be worked at ordinary time rate when not more than  $42\frac{1}{2}$  hours are worked in that week.

(b) Where such driver or operator is working an 8-hour day only, because he lives in a town and travels considerable distance to and from work in a conveyance with other workers (and the transport timetable does not permit his working an  $8\frac{1}{2}$ -hour day), the following shall apply :—

(i) If the worker declines to occupy accommodation on the work, he shall be paid for time actually worked and not his full weekly wage—*e.g.*, if he works only 40 hours a week, he shall be paid  $\frac{\text{weekly wage} \times 40}{42\frac{1}{2}}$ ; but

(ii) If accommodation is not available on the work, the worker shall be paid his full weekly wage.

**4. SHIFT-WORK**

(a) Notwithstanding the provisions of clauses 2 and 3 hereof, shifts may be worked at any time as required by the officer in charge.

(b) Subject to the provisions of clauses 5 and 13 hereof, eight hours, inclusive of half an hour for crib, shall constitute a day's work in tunnels, whether one, two, or three shifts are worked, and on outside work eight hours (eight and a half hours in the case of drivers or operators paid on a weekly basis), inclusive of half an hour for crib, shall constitute a day's work where two or three shifts are worked.

(c) Workers installing or maintaining services in tunnels under construction shall have the half-hour crib-time counted as part of the day's work as for tunnellers.

(d) Shift-workers shall be paid an allowance of 2s. 6d. a shift, provided that where shifts are not rotated the allowance shall not be paid to the day-shift workers.