



VICTORIA
GOVERNMENT GAZETTE.

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No. 63.]

FRIDAY, JUNE 9.

[1922.

Factories and Shops Acts.

FACTORY ENGINE-DRIVERS BOARD.

NOTE.—This Determination, on the 27th April, 1922, applied to the whole of the State of Victoria.

IN THE COURT OF INDUSTRIAL APPEALS.

In the matter of the Factories and Shops Acts,

and

In the matter of an Appeal by a majority of the representatives of employers on the Factory Engine-drivers Board against the Determination of the said Board, dated the 11th March, 1921.

Tuesday, the 6th day of June, 1922.

(Before His Honour Mr. Justice McArthur, Mr. Perceval John Pringle, and Mr. Francis King.)

The above-mentioned Appeal, coming on for hearing by this Court on the 7th, 10th, 11th, 12th, 20th, 21st, 24th, 26th, and 27th April, and 3rd, 23rd, and 24th May, 1922, and this day. UPON READING the Appeal, and UPON HEARING what was alleged by Mr. W. J. Home, of Counsel, and various witnesses, and by Mr. H. C. Gibson and witnesses: THIS COURT did, on the 27th April, 1922, issue a Determination, as published in the *Victoria Government Gazette*, No. 51, of the 11th May, 1922, but held over the decision on the question of differential rates for Country Districts pending a report from the Chairman and members of the Factory Engine-drivers Board, it being agreed between the parties that if differential rates were determined upon such differential rates should take effect as from the 27th April, 1922: the said Chairman and members having reported that they failed to come to any agreement on the question of differential rates, THIS COURT DOETH ORDER AND DETERMINE:—

(1) That the Determination of the Court of Industrial Appeals, dated the 27th day of April, 1922, and published in the *Victoria Government Gazette*, No. 51, of the 11th May, 1922, shall, as from the 27th April, 1922, be revoked, and replaced by this Determination, as to the lowest prices or rates which may be paid to any person or persons or classes of persons wheresoever employed in the occupation of a fireman, boiler attendant, or engine-driver in connexion with the use of steam-boilers or steam-engines other than steam-boilers or steam-engines connected with mines, or persons employed in the occupation of—

- (a) a boiler cleaner;
(b) an engine-driver or attendant in connexion with the use of internal combustion engines or electrical engines other than internal combustion engines or electrical engines connected with mines.

(2)

Apprentices or Improvers.

WAGES.		PROPORTION (by any employer).	
	Per Week of 48 Hours.	<i>Apprentices.</i>	
1st year's experience ..	.. .. 42 0	One apprentice to every three or fraction of three workers receiving not less than the rates fixed in this Determination for "All others."	
2nd year's experience ..	.. .. 51 0	<i>Improvers.</i>	
3rd year's experience ..	.. .. 63 0	One improver to every three or fraction of three workers receiving not less than the rates fixed in this Determination for "All others."	

Other Employees.

	Wages per Week of 48 Hours.				
	Within 5 miles of the principal Post Offices at Ballarat and Bendigo respectively; and within 6 miles of the Castlemaine, Eaglehawk, and Sebastopol Post Offices.	Within 5 miles of the Warrnambool Post Office.	At Bush Saw-mills within the Gippsland District.	Within 15 miles of the Mildura Post Office.	All other Parts of Victoria.
	s. d.	s. d.	s. d.	s. d.	s. d.
Locomotive engine-drivers	97 3	100 0	107 0	111 9	104 6
Drivers of winches on log-haulers on timber mills	91 3	94 0	101 0	105 9	98 6
Drivers of winches exceeding two 8" diameter cylinders on tramways	91 3	94 0	101 0	105 9	98 6
All other winch-drivers	88 3	91 0	98 0	102 9	95 6
Crane-drivers on lofty cranes or hoists	100 3	103 0	110 0	114 9	107 6
Drivers on all other cranes or hoists (steam or electric)	91 3	94 0	101 0	105 9	98 6
Traction or road-roller engine-drivers (steam or oil)	94 3	97 0	104 0	108 9	101 6
Drivers of internal combustion engines of—					
Over 50 h.p.	91 3	94 0	101 0	105 9	98 6
50 h.p. and under	88 3	91 0	98 0	102 9	95 6
Engine-drivers not provided for above—					
First class	91 3	94 0	101 0	105 9	98 6
Second class	88 3	91 0	98 0	102 9	95 6
Third class	88 3	91 0	98 0	102 9	95 6
Firemen attending—					
One boiler or one suction-gas generator	80 9	83 6	90 6	95 3	88 0
Two boilers or two suction-gas generators	85 3	88 0	95 0	99 9	92 6
Three or more boilers or generators	88 3	91 0	98 0	102 9	95 6
Boilers or generators developing 1,000 i.h.p. in the aggregate	88 3	91 0	98 0	102 9	95 6
Locomotive firemen	88 3	91 0	98 0	102 9	95 6
Greasers, Engine-cleaners, or Trimmers	80 9	83 6	90 6	95 3	88 0
Boiler-cleaners	80 9	83 6	90 6	95 3	88 0
All others	77 9	80 6	87 6	92 3	85 0

Where the employment or work involves functions of a mixed character the wages to be paid to an employee shall be calculated as if he performed such only of the said functions as involved the highest rate of wages above provided.

(3) EXTRA RATES—

	Per day extra.
	s. d.
Engine-drivers of locomotive engines if they sometimes or always carry passengers	1 0
Engine-drivers attending to engines with condenser attached	0 6
Engine-drivers who also attend to refrigerating compressor	0 6
Engine-drivers who also attend to and are in charge of electric generator or dynamo (other than a dynamo for merely lighting the works)	1 0
Engine-drivers who are also in charge of plant	1 0
Firemen.—Where two or more firemen are employed on one shift, one fireman shall be the leading fireman and shall be paid	1 0
Boiler Cleaner.—Any person engaged inside the gas or water space of any boiler, flue or economiser in cleaning or scraping work shall be paid whilst so employed, in addition to his ordinary or overtime rate	6d. per hour extra

(4) DEFINITIONS.—For the purposes of this Determination "Gippsland District" means the electoral districts of Gippsland East, Gippsland North, Gippsland South, Gippsland West, and Wallhalla; the Healesville division of the electoral district of Evelyn; the Jeetho division of the electoral district of Mornington; and the Alexandra, Mansfield, and Yea divisions of the electoral district of Upper Goulburn.

Engine-driver in charge of plant means the driver invested with superintendence or responsibility when two or more drivers are employed at the plant at one time, or when the driver, being the only person of his class employed on the plant does the general repair work of the plant in addition to the work of engine driving, but not when he merely assists the fitter or engineer to do such work.

Lofty cranes or hoists means any crane or hoist, the driving platform of which is situated more than 25 feet above the level of the ground.

First-class Engine-driver means a driver of a steam stationary engine or engines having a single cylinder with a bore exceeding 12 inches in diameter, or having singly or together two or more cylinders, the sum of the areas of whose bores exceeds the area of a circle 12 inches in diameter.

Second-class Engine-driver means a driver of a steam stationary engine or engines having a single cylinder with a bore which does not exceed 12 inches in diameter or having singly or together two or more cylinders, the sum of the areas of whose bores does not exceed the area of a circle 12 inches in diameter.

Third-class Engine-driver means a driver of a steam stationary engine or engines having a single cylinder with a bore which does not exceed 6 inches in diameter or having singly or together two or more cylinders, the sum of the areas of whose bores does not exceed the area of a circle 6 inches in diameter.

(5) OVERTIME.—Any employee who, in any week works for any time in excess of 48 hours shall be paid for such extra time at the rate of time and a half.

In reckoning the time of duty any time necessarily occupied in raising steam, in starting up or closing down engines, or in banking fires, shall be included, except in the case of country saw mills, in which case each engine-driver or fireman shall be allowed the following time at ordinary rates for preparing and closing down engines or for raising steam and banking fires on boilers when he performs such duties—

- (a) if such engine-driver or fireman be resident on the mill site, one hour per day;
- (b) where such engine-driver or fireman resides away from the mill site, one hour and a half per day.

(6) SUNDAYS AND HOLIDAYS.—That time and a half shall be the special rate for all work done on Sundays and the undermentioned public holidays—Christmas Day; Boxing Day; New Year's Day; Foundation Day; Good Friday; Easter Monday; Eight Hours Day and King's Birthday—or such other days not less than eight as the employer may prescribe for the employees, but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays, the special rate shall only be payable for work done on the day so substituted.

By the Court,
W. H. GRAY,
Registrar.

The above Determination of the Court of Industrial Appeals is hereby published pursuant to sub-section (1) of section 177 of the Factories and Shops Act 1915.(No. 2650).

A. J. PEACOCK,
Minister of La bour.



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No. 64.]

FRIDAY, JUNE 9.

[1922

Factories and Shops Acts.

DETERMINATION OF THE SHOPS BOARD No. 18 (MISCELLANEOUS SHOPS).

NOTE.—This Determination on the 1st July, 1922, applied to the following parts of Victoria, namely:—The Metropolitan District as defined in the Factories and Shops Acts; the cities of Ballarat, Bendigo, Geelong, and Warrnambool; the towns of Geelong West and Sandringham; and the boroughs of Eaglehawk, Newtown and Chilwell, and Sebastopol.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board appointed to "determine the lowest prices or rates which may be paid to any person employed in any shop other than shops of the following classes, that is to say:—

- (a) a butcher's shop, a bookseller's and news agent's shop, a confectionery and pastry shop, a cooked meat dealer's shop, a fish and oyster shop, a flower shop, a fruit and vegetable shop, a hairdresser's shop, a tobacconist's shop;
- (b) a boot dealer's shop, a boot repairer's shop, a chemist's shop, a dairy produce dealer's shop, a draper's shop, a dyer's and clothes cleaner's shop, a fuel and fodder dealer's shop, a furniture dealer's shop, a grocer's shop, a haberdasher's shop, a hardware shop, a hatter's shop, a men's clothing shop, a mercer's shop, a milliner's shop, an underclothing shop."

has made the following Determination, namely:—

- (1) That this Determination shall come into force and be operative on and after the 1st July, 1922.
- (2)

Apprentices and Improvers.				Other Employees.			
WAGES.				WAGES.			
<i>Employed in the business of a curio dealer, a feather dealer, a furrier, a jeweller, a pawnbroker, a seller of cycles, motors, optical goods, paints, colours, wall papers, sports materials, typewriters, business systems, surgical instruments, pianos, organs, or piano-players—</i>				<i>Employed in the business of a curio dealer, a feather dealer, a furrier, a jeweller, a pawnbroker, a seller of cycles, motors, optical goods, paints, colours, wall papers, sports materials, typewriters, business systems, surgical instruments, pianos, organs, or piano-players—</i>			
Per Week of 48 Hours.				Per Week of 48 Hours.			
		Males.	Females.			Males.	Females.
		s. d.	s. d.			s. d.	s. d.
15 years of age or under	..	15 0	.. 15 0	Branch manager (i.e., a person intrusted with the control or superintendence of a branch shop, notwithstanding he may be under the orders of a superior who does not devote his whole time to the management of the said branch shop)..	110 0	..	..
16 years of age	..	20 0	.. 18 6	Departmental manager (i.e., a person in control of 3 or more persons 21 years of age or over, notwithstanding he may be under the orders of a superior who does not devote his whole time to the management of such department)	105 0	..	..
17 " "	..	25 0	.. 22 0	Other employees—			
18 " "	..	30 0	.. 25 6	21 years of age	..	60 0	.. 36 0
19 " "	..	35 0	.. 29 0	22 " "	..	70 0	.. 39 6
20 " "	..	45 0	.. 32 6	23 " "	..	80 0	.. 43 0
<i>Employed in any other business—</i>				24 " "	..	90 0	.. 46 6
15 years of age or under	..	15 0	.. 12 6	25 years of age or over	..	95 0	.. 50 0
16 years of age	..	20 0	.. 15 6	<i>Employed in any other business—</i>			
17 " "	..	25 0	.. 18 6	21 years of age	..	52 6	.. 30 0
18 " "	..	30 0	.. 21 0	22 " "	..	60 0	.. 32 6
19 " "	..	35 0	.. 23 6	23 " "	..	67 6	.. 35 0
20 " "	..	40 0	.. 26 6	24 " "	..	75 0	.. 37 6
PROPORTION.				25 years of age and over	..	82 6	.. 40 0
(In any shop or place.)							
Apprentices.							
One apprentice to every three or fraction of three persons receiving not less than the minimum wage.							
Improvers.		Number of workers receiving not less than the minimum wage.					
3	..	..	1				
5	..	..	2				
6	..	..	3				
and one additional improver to each additional worker receiving not less than the minimum wage.							

(3) OVERTIME.—Any employee who in any week works for any time in excess of 48 hours shall be paid for such extra time at the rate of time and a half.

(4) SPECIAL RATES.—Double time shall be the rates payable for all work done on Sunday and time and a half for all work done on New Year's Day, 26th January (Foundation Day), Good Friday, Easter Monday, 21st April (Eight Hours Day), 3rd June (King's Birthday), Christmas Day, or Boxing Day; but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays the special rate shall be payable only for work done on the day so substituted.

R. KNIGHT, P.M.,
Chairman.
R. T. LITTLEJOHNS,
Secretary.

Melbourne, 24th May, 1922.

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