



# VICTORIA GOVERNMENT GAZETTE.

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No. 189]

FRIDAY, AUGUST 20.

[1937

## GAS REGULATION ACT 1933.

### PROCLAMATION

By His Excellency the Lieutenant-Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

**W**HEREAS by section 33 of the *Gas Regulation Act 1933* it is amongst other things enacted that from time to time the Governor in Council, when it appears to him that the available supply of gas is likely to become less than is sufficient for the reasonable requirements of the community, may by Proclamation declare that on and after the date of the publication of such Proclamation or a later date specified therein the provisions of the said section 33 shall have effect: And whereas it so appears to me: Now therefore I, the Lieutenant-Governor of the State of Victoria, with the advice of the Executive Council of the said State, do hereby declare that on and after the date of the publication in the *Government Gazette* of this my Proclamation the provisions of section 33 of the *Gas Regulation Act 1933* shall have effect.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of August, in the year of our Lord One thousand nine hundred and thirty-seven, and in the first year of the reign of His Majesty King George VI.

(L.S.)

F. W. MANN.

By His Excellency's Command.

H. S. BAILEY.

Chief Secretary.

GOD SAVE THE KING!

## GAS REGULATION ACT 1933.

At the Executive Council Chamber, Melbourne, the twentieth day of August, 1937.

### PRESENT:

His Excellency the Lieutenant-Governor of Victoria.  
Mr. Bailey | Mr. Lind.

### REGULATIONS.

**W**HEREAS by a Proclamation dated the twentieth day of August, 1937, His Excellency the Lieutenant-Governor of the State of Victoria, with the advice of the Executive Council of the said State, declared that on and after the date of the publication in the *Government Gazette* of the Proclamation, the provisions of section 33 of the *Gas Regulation Act 1933* should have effect: And whereas such Proclamation was published in the *Government Gazette* of the twentieth day of August, 1937: And whereas it is provided in the said section that so long as any such Proclamation remains unrevoked the Governor in Council may make such Regulations as he thinks fit for or with respect to matters set forth in the said section: Now therefore His Excellency the Lieutenant-Governor of the said State, with the advice of the Executive Council aforesaid, doth hereby make the following Regulations under and pursuant to the said section and all other powers thereto enabling him:—

1. These Regulations may be cited as the "Gas Regulation (Emergency Powers) Regulations," and shall apply to and No. 189.—10569.

have operation throughout the area defined in section 3 of *The Metropolitan Gas Company's Act 1878*, for the supply of gas by The Metropolitan Gas Company and shall take effect on the twenty-first day of August, 1937.

2. No consumer in any private house, boarding house, apartment house, or flat shall use or consume gas in excess of the following quantity:—

- (a) half the average daily rate of consumption of such consumer during the corresponding period in the year 1936, as calculated in accordance with these Regulations; or
- (b) where such consumer was not a consumer during that period the average daily rate of consumption notified to such consumer by the body of persons hereinafter appointed pursuant to paragraph (b) of sub-section (3) of section 33 of the *Gas Regulation Act 1933*.

3. The average daily rate of consumption of gas by a consumer during the corresponding period in the year 1936 shall be calculated by ascertaining the amount of gas consumed by that consumer between the date of the meter reading last preceding the commencement of that period and the date of the meter reading next succeeding the termination of that period and dividing the amount by the number of days between those dates, one only of those dates being included for the purposes of this calculation.

4. It shall not be deemed a contravention of these Regulations if a consumer satisfies the body of persons hereinafter appointed pursuant to paragraph (b) of sub-section (3) of section 33 of the *Gas Regulation Act 1933* that exceptional circumstances existed and that, having regard to such exceptional circumstances, the extent to which the gas was consumed was reasonable.

5. The prohibition contained in Regulation 2 hereof shall not apply to hospitals or asylums or the professional work of medical practitioners.

6. Laurie Lachlan Chapman, Esquire, the Under-Secretary of the State of Victoria, and Keith Blundell Straw, Esquire, the Gas Examiner appointed by the Governor in Council pursuant to section 11 of the *Gas Regulation Act 1933*, are hereby appointed as the body of persons to exercise the following functions pursuant to paragraph (b) of sub-section (3) of section 33 of the *Gas Regulation Act 1933*:—

- (a) To determine from time to time at what calorific value, at what pressure, and to what degree of purity The Metropolitan Gas Company shall supply gas; and
- (b) to determine matters referred to in Regulation 4 hereof.

7. Every person committing an offence against these Regulations shall be liable to a penalty not exceeding Fifty pounds for each such offence, and in the case of a continuing offence shall be liable to a further penalty not exceeding Five pounds for each day on which any such offence is continued after conviction or order of any Court.

And the Honorable Henry Stephen Bailey, His Majesty's Chief Secretary for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,  
Clerk of the Executive Council.

UNEMPLOYMENT RELIEF (ADMINISTRATION) ACT 1932.

At the Executive Council Chamber, Melbourne, the twentieth day of August, 1937.

PRESENT:

His Excellency the Lieutenant-Governor of Victoria.

Mr. Bailey | Mr. Lind.

UNEMPLOYED (SUSTENANCE) REGULATIONS AMENDED.

IN pursuance of the powers conferred by the Acts Interpretation Acts and the *Unemployment Relief (Administration) Act 1932*, His Excellency the Lieutenant-Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following amendment to the *Unemployed (Sustenance) Regulations 1933*, as amended on the 13th day of June, 1933, the 21st day of August, 1933, the 17th day of June, 1935, the 17th day of August, 1936, and the 16th day of February, 1937, that is to say:—

(1) Regulation 17, paragraph (2) is hereby repealed, and the following paragraph is substituted therefor:—

“Persons eligible to receive sustenance in accordance with the abovementioned Act may on and from the 6th day of September, 1937, be granted sustenance as set out in the following scales, but so that the total amount of the income received by a family unit and the value of the sustenance granted shall in no case exceed £3 14s. in any one week.”

RATES OF SUSTENANCE.

Family Unit.	Maximum Weekly Permissible Income.	Maximum Weekly Sustenance that may be Granted to—		
		Unemployable for whom Sustenance has been Specially Authorized by the Hon. the Minister.	Employable Applicant for whom Work in Return for Sustenance is not Provided.	Employable Male Working in Return for Sustenance, <i>vide</i> Section (8) of the Act.
(1)	(2)	(3)	(4)	(5)
	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>
Itinerant unemployed male	10 0	..	11 0	17 6
Approved prospector	12 0	..	11 0	17 6
Individual residing with strangers or relatives other than parents	12 0	6 6	11 0	17 6
Single unemployed employable male 21 years of age or over as member of family unit the head of which is in receipt of sustenance	In accordance with family unit of which he is a member	..	5 0	10 0
Two .. ..	20 0	9 9	18 6	30 6
Three .. ..	25 0	And for each unemployed dependant ir-	And for each male unemployed depend-	And for each un-
Four .. ..	27 6	respective of	ant under 21 years	employed dependant
Five .. ..	30 0	age, 2s. 6d.	of age, and for each	residing with the
Six .. ..	32 6	per week:	unemployed female	applicant—
Seven .. ..	35 0	Provided in	dependant irrespec-	(a) 4s. per week
Eight .. ..	37 6	any instance	tive of age, 4s. per	for each depend-
Nine .. ..	40 0	the total value	week:	ant under 16
Ten .. ..	42 6	of sustenance	Provided in any	years of age,
		does not ex-	instance the total	(b) 5s. per week
		ceed 29s. 9d.	value of sustenance	for each male 16
		per week.	does not exceed 50s.	years and under
			6d. per week.	21 years of age,
				(c) 6s. per week
				for each female
				16 years of age
				or over:
				Provided in any
				instance the total
				value of sustenance
				does not exceed 62s.
				6d. per week.

(2) In Regulation 17, after the words “from charitable organizations or societies”, there shall be inserted the following:—

“For the purpose of assessing income—

(a) the sum of seven shillings and sixpence (7s. 6d.) of the total weekly amount paid to the applicant and the members of the family residing with him or with whom he resides by the British Government or the Commonwealth of Australia by way of pension in respect of disabilities caused by war, and

(b) the sum of seven shillings and sixpence (7s. 6d.) of the total weekly amount paid to members of the family residing with the applicant or with whom he resides by the Commonwealth of Australia by way of an Invalid and/or Old Age Pension,

shall not be taken into account provided that the total family income, including the gross amount of pensions, and the appropriate allocation of sustenance do not exceed the allowable maximum of £3 14s. in any one week."

(3) In Regulation 7, the words "the amount of the said pension shall be included in the total income of the family" are hereby deleted and the following substituted therefor:—

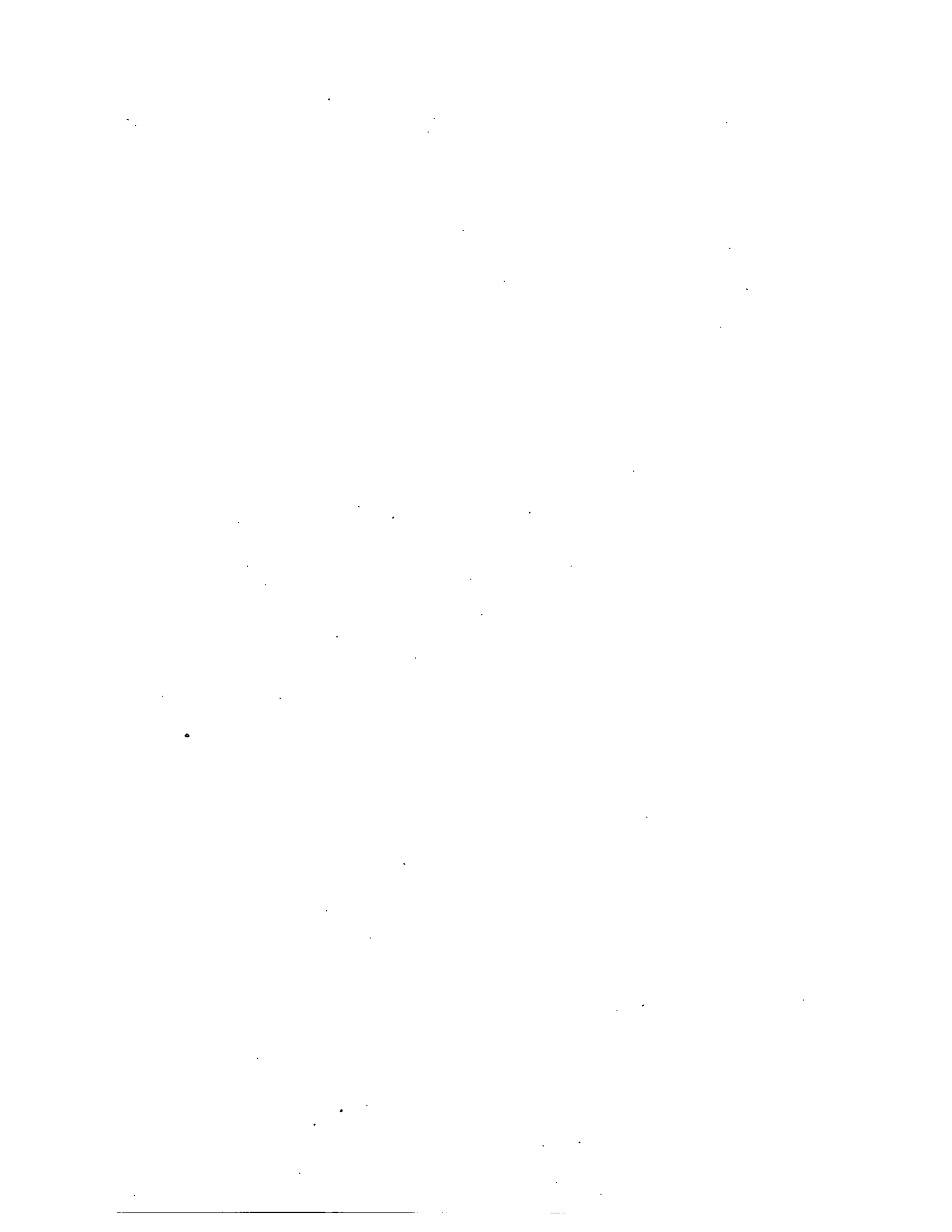
"the total amount of all such pensions in excess of the sum of seven shillings and sixpence (7s. 6d.) received by members of the family residing with the applicant or with whom he resides shall be included in the total income of the family."

(4) Regulation 42 is hereby repealed and the following substituted therefor:—

"(42) Every male person who, in return for sustenance, performs work for any municipality in pursuance of the provisions of section 8 of the *Unemployment Relief (Administration) Act 1932* shall receive such sustenance in cash. In all other cases sustenance may be given to persons entitled thereto in such manner as the Minister may from time to time direct."

And the Honorable Edwin Joseph Mackrell, His Majesty's Minister of Labour for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,  
Clerk of the Executive Council.





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SATURDAY, AUGUST 21.

[1937

## Factories and Shops Acts.

### DETERMINATION OF THE WIRE FENCE AND TUBULAR GATE BOARD.

NOTE.—This Determination, on the 19th August, 1937, applied to the following parts of Victoria, namely:—The Metropolitan District (excepting the Central and Southern Ridings of the Shire of Braybrook) as defined in the *Factories and Shops Act 1928* (No. 3877); the cities of Ballarat, Bendigo, Geelong, Geelong West, and Warrnambool; such portion of the City of Sandringham as is not included in the said Metropolitan district; the town of Newtown and Chilwell; and the boroughs of Eaglehawk and Sebastopol.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board which since the 22nd November, 1928, has had the power to determine the lowest prices or rates which may be paid to any person or persons or classes of persons employed in the trade of making or erecting woven wire fence (other than wire netting) and tubular gates, has made the following Determination, namely:—

(1) That on the 19th August, 1937, the last previous Determination of this Board shall be revoked and replaced by this Determination.

(2)

Apprentices.		Improvers.		Other Employees.	
WAGES.	Per Week of 48 Hours.	WAGES.	Per Week of 48 Hours.	WAGES.	Per Week of 48 Hours.
	s. d.		s. d.		s. d.
1st year's experience ..	15 6	Under 16 years of age ..	19 8	Paint Spray Operators or Welders	04 0
2nd " " ..	21 0	16 years of age ..	25 0	Machinists, being those engaged in	
3rd " " ..	28 0	17 " " ..	31 6	working on ring lock, or any other	
4th " " ..	36 6	18 " " ..	40 0	class of fence-making machines,	
5th " " ..	42 6	19 " " ..	46 0	chain netting machines, or picket	
6th " " ..	53 6	20 " " ..	58 0	fabric machines ..	91 6
And thereafter the minimum wage.				Persons employed in attaching	
				chain netting, fabric, or wire	
				cables to gates or frames ..	91 6
				Scroll makers or tubular frame	
				makers ..	91 6
				Persons employed in erecting	
				woven wire fence or tubular gates	91 6
				Stump hands ..	85 0
				All other adult employees ..	80 0
				Provided that any person without previous	
				experience doing work for which the rate is	
				fixed at 91s. 6d. per week, shall be paid 85s.	
				per week of 48 hours for the first six weeks	
				of such employment.	

#### (3) TIME OF BEGINNING AND ENDING WORK:—

Time of Beginning.	Time of Ending.
7.30 a.m. ..	5.30 p.m. on each of five days of the week.
7.30 a.m. ..	1 p.m. on the other working day of the week on which the half-holiday is usually observed.

#### (4) OVERTIME:—

For work done within the times of beginning and ending work in excess of 48 hours in any week ..	} Time and a third.
For work done between 1 p.m. and midnight on the day on which the half-holiday is usually observed ..	
For work done between 5.30 p.m. and midnight on the other working days ..	
For work done between midnight and 7.30 a.m. ..	

(5) SPECIAL RATES.—Double time shall be the rate for all work done on Sunday, New Year's Day, Australia Day (26th January), Good Friday, Easter Monday, Labour Day (21st April), 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 only be payable for work done on the day so substituted.

(6) PAYMENT FOR PUBLIC HOLIDAYS.—Ordinary rates shall be paid for the following holidays if not worked:—New Year's Day, Good Friday, Easter Monday, Labour Day, Anzac Day, Christmas Day, Boxing Day, or such other days as are observed in lieu of the above days.

(7) ALLOWANCES.—

- (a) All employees engaged on outside work shall be conveyed to and from work free, or shall be allowed expenses to and from the work.
- (b) When an employee is sent to work at a distance of more than thirty miles from the employer's usual place of business, the employer shall pay for or provide suitable board and lodging.

(8) PAYMENT OF WAGES.—

- (a) All payments of wages shall be made on a day not later than Friday of each week.
- (b) Any employee who is kept waiting for his wages on pay day for more than a quarter of an hour after the usual time for ceasing work shall be paid overtime at the rate of time and a third after that quarter of an hour, with a minimum of a quarter of an hour. Provided that this sub-clause shall not apply to any employee who is engaged on outside work at the time of ceasing work on pay day.

(9) TOOLS.—All tools used by employees on inside work, and wire cutting tools for those employed on outside work, shall be provided by the employer free of charge.

(10) TERMINATION OF EMPLOYMENT.—Employment shall be terminable on either side by one week's notice given on any day or (if the employer terminate it without such notice) by payment of one week's wages.

(11) PIECEWORK.—The Board determines, under the provisions of section 150 of the *Factories and Shops Act 1928* (No. 3677) that any employer may fix and pay piecework prices to any person or persons or classes of persons employed in erecting woven wire fence or tubular gates, provided that any such employer shall base such piecework prices on the earnings of an average worker working under like conditions, and such piecework prices shall be fixed so that an average worker can earn not less than the wages that are fixed by the Board for such work.

W. W. HARRIS, Chairman

R. DUFFY, Secretary.

Melbourne, 4th August, 1937.