



VICTORIA
GOVERNMENT GAZETTE.

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No. 21]

THURSDAY, JANUARY 13.

[1938

Factories and Shops Acts.

DETERMINATION OF THE SHOPS BOARD No. 21 (BOOKSELLERS AND NEWSAGENTS).

NOTE.—This Determination on the 3rd January, 1938, applied to the following parts of Victoria, viz.:—The Metropolitan District as defined in the Factories and Shops Acts and the Order in Council thereunder, and such portions of the city of Sandringham as are not included in the said District; the cities of Ballarat, Bendigo, Geelong, Geelong West, and Warrnambool; 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 now has power "to determine the lowest prices or rates which may be paid to any persons employed—

- (a) in booksellers' or news agents' shops,
(b) in the trade of a wholesale bookseller or news agent,
(c) in a lending library conducted for profit,

has made the following Determination namely:—

- (1) That on the 3rd January, 1938, the previous Determination of this Board shall be revoked and replaced by this Determination.
(2)

Apprentices or Improvers.			Other Employees.				
WAGES.	Per week of 47 hours within the City area and 48 hours elsewhere.		Per week of 47 hours within the City area and 48 hours elsewhere.				
	Males.	Females.	Within the Metropolitan District.		All other parts of Victoria where this Determination applies.		
	<i>s. d.</i>	<i>s. d.</i>	Males.	Females.	Males.	Females.	
15 years of age or under	15 0	12 6					
16 years of age ..	17 6	15 0					
17 years of age ..	24 0	18 6					
18 years of age ..	31 0	21 0					
19 years of age ..	37 6	23 0					
20 years of age ..	44 6	28 0					
PROPORTIONS (by any employer).							
<i>Apprentices.</i>							
One apprentice to every three or fraction of three workers receiving not less than the minimum wage.							
An indenture of apprenticeship has been prescribed by the Board.							
<i>Improvers.</i>							
Two improvers to each adult worker receiving not less than 60s. per week of 48 hours in the case of a male adult and 33s. per week of 48 hours in the case of a female adult.							
			<i>DEPARTMENTAL MANAGER</i> i.e., a person in control of two or more persons (not including bookstall employees) receiving not less than the minimum wage—				
			Where two such persons are under his or her control				
			103 0	66 0	103 0	66 0	
			Where three or more such persons are under his or her control				
			112 0	75 0	112 0	75 0	
			<i>All Others.</i>				
			(a) Employed in connexion with the sale or distribution of newspapers—				
			21 years of age	60 0	35 0	60 0	35 0
			22 years of age	72 6	40 0	72 6	40 0
			23 years of age or over	82 6	45 0	80 0	42 6
			(b) Employed at any other work—				
			21 years of age	60 6	33 0	60 6	33 0
			22 years of age	75 0	40 0	75 0	40 0
			23 years of age or over	89 0	46 6	86 0	44 6

(3) OVERTIME.—Any employee who in any week works for any time in excess of 47 hours within the City area and 48 hours elsewhere shall be paid for such extra time at the rate of time and a half.

(4) TIME WAGES.—(a) (This clause shall not apply to an employee at a Railway Bookstall sub-let to a news agent.) Any person employed on time wages for less than the number of hours fixed for an ordinary week's work shall for each hour worked up to 23½ hours within the City area and 24 hours elsewhere be paid at the ordinary wage rate with an addition of 33½ per cent. and thereafter the ordinary wage rate up to but not exceeding ordinary wages rates for an ordinary week's work.

(b) An employee at a Railway Bookstall sub-let to a news agent who works less than 48 hours in any week shall only be entitled to be paid *pro rata* according to the number of hours worked.

(5) HOLIDAYS.—(Nothing in this clause shall apply to any employee who is required to work on any day mentioned therein in connexion with the sale or distribution of newspapers.) Employees shall be entitled to the following holidays without deduction of pay:—New Year's Day, 26th January (Australia Day), Good Friday, Easter Saturday, Easter Monday, Anzac Day, Labour Day (21st April), King's Birthday, Melbourne Cup Day (Metropolitan District only), Christmas Day, and Boxing Day, and after 12.30 p.m. on Show Day in localities mentioned in the Twelfth Schedule to the *Public Service Act 1928* within the area to which this Determination applies; but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays, this condition shall only apply for the day so substituted.

Any employee who is required to work on any day mentioned in this clause shall receive double time for such work.

(6) TEA MONEY.—Any employee who is required to work overtime in excess of one hour on any day shall receive an allowance of 2s. as tea money in addition to the rate provided in clause 3.

(7) ANNUAL HOLIDAYS.—All employees shall be entitled to the following annual holidays (exclusive of the holidays mentioned in clause 5) on full pay:—

(a) At the end of the first year's continuous service with an employer—one week.

(b) At the end of each succeeding year's continuous service with an employer—two weeks.

(c) Notwithstanding anything contained in sub-clauses (a) and (b) an employee who has been in the continuous employment of an employer for not less than nine months either from the date of his first commencing work with such employer or from the date when he resumed work after a holiday as hereinbefore provided and who is dismissed for any reason (other than misconduct) shall be entitled to a half day's holiday pay for each month of such employment.

(d) For the purpose of administering the provisions of sub-clauses (a), (b), and (c) all service with an employer subsequent to the 1st January, 1937, shall be counted.

(8) SICK PAY.—An employee who has been in the service of an employer for not less than twelve months commencing from the 30th October, 1937, shall be entitled to six days' sick leave in each year without deduction of pay provided he produces to his employer within 24 hours of commencing such sick leave satisfactory evidence that his absence is due to ill health or a physical accident.

(9) MEAL INTERVALS.—Employees shall be entitled to meal intervals as follows:—

(a) Between the 7th December and the 24th December in each year—three-quarters of an hour } Between the hours of 11.45 a.m. and 2.45 p.m. and on a late trading night between the hours of 5 p.m. and 7 p.m.

(b) At any other period of the year—one hour }

(10) TERMINATION OF EMPLOYMENT.—Except where the conduct of an employee justifies instant dismissal seven days' notice of termination of employment shall be given by either employer or employee or one week's wages shall be paid or forfeited in lieu thereof. This provision shall only apply where an employee has been in continuous employment of an employer for two months or more.

(11) REFERENCE.—On an employee being dismissed or leaving his employment he shall be entitled to a reference stating his period of service.

(12) DEFINITION.—"City area" shall mean the Central Area of the City of Melbourne enclosed by and including Flinders, Spencer, Latrobe, Victoria, and Spring streets.

(13) PAY DAY.—Employees shall be paid weekly on a regular pay day other than a Friday or a Saturday.

H. J. RICHARDSON, J.P., Chairman.

J. W. RYAN, Secretary.

Melbourne, 16th December, 1937.