



VICTORIA
GOVERNMENT GAZETTE.
EXTRAORDINARY.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 235]

MONDAY, JULY 17.

[1939

PROCLAMATION

By His Excellency Major-General Sir Winston Joseph Dugan, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Most Honourable Order of the Bath, and Companion of ^{the} Our Distinguished Service Order, Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS His Majesty has been graciously pleased, by Commission under His Royal Sign Manual and Signet bearing date at His Majesty's Court, at St. James's, the second day of May, 1939, to appoint me, Winston Joseph Dugan, to be Governor in and over the State of Victoria and its Dependencies in the Commonwealth of Australia: Now therefore I, the Governor aforesaid, do hereby proclaim and declare that I have this day taken the prescribed oaths before His Honour Mr. Justice Lowe, a Judge of the Supreme Court of the said State, and before the Executive Council thereof, at Parliament House, Spring Street, Melbourne, and I have assumed the said office of Governor in and over the State of Victoria and its Dependencies in the Commonwealth of Australia under and by virtue of His Majesty's said Commission.

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

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

A. A. DUNSTAN,
Premier.

GOD SAVE THE KING!

COMMISSION OF GOVERNOR OF THE STATE OF VICTORIA AND ITS DEPENDENCIES IN THE COMMONWEALTH OF AUSTRALIA, &c., &c., &c.

HIS EXCELLENCY THE GOVERNOR directs the publication of the subjoined document.

A. A. DUNSTAN,
Premier.

Premier's Office,
Melbourne, 17th July, 1939.

VICTORIA.

COMMISSION passed under the the Royal Sign Manual and Signet, appointing Major-General Sir Winston Joseph Dugan, K.C.M.G., C.B., D.S.O., to be Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia.

Dated 2nd May, 1939.

GEORGE R.I.

GEORGE THE SIXTH, by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas King, Defender of the Faith, Emperor of India: To Our Trusty and Well-beloved Sir Winston Joseph Dugan, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Companion of Our Most Honourable Order of the Bath, Companion of Our Distinguished Service Order, Major-General in the Reserve of Officers of Our Army. Greeting.

Appointment of Major-General Sir W. J. Dugan, K.C.M.G., C.B., D.S.O., to be Governor.

WE do, by this Our Commission under Our Sign Manual and Signet, appoint you, the said Sir Winston Joseph Dugan, to be, during Our pleasure, Our Governor in and over Our State of Victoria and its Dependencies, in the Commonwealth of Australia, with all the powers, rights, privileges, and advantages to the said Office belonging or appertaining.

Recites Letters Patent constituting the Office of Governor.

II. And We do hereby authorise, empower, and command you to exercise and perform all and singular the powers and directions contained in certain Letters Patent under the Great Seal, bearing date at Westminster the Twenty-ninth day of October 1900, constituting the Office of Governor in and over Our State of Victoria and its Dependencies, in the Commonwealth of Australia, and in certain other Letters Patent under the Great Seal, bearing date at Westminster the Thirtieth day of April 1913, amending the same, or in any other Letters Patent adding to, amending or substituted for the same, according to such Orders and Instructions as the Governor for the time being of Our said State hath already received, or as you may hereafter receive from Us.

Commission of 20th March, 1934, superseded.

III. And We do hereby appoint that so soon as you shall have taken the prescribed Oaths and have entered upon the duties of your Office, this Our present Commission shall supersede the Commission under the Sign Manual and Signet of His late Majesty King George the Fifth bearing date the Twentieth day of March, 1934, appointing Our Right Trusty and Well-beloved William Charles Arcedeckne, Baron Huntingfield, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George, Captain in Our Army (Retired), to be Our Governor of Our State of Victoria and its Dependencies.

Officers, &c., to obey the Governor.

IV. And We do hereby command all and singular Our Officers, Ministers, and loving subjects in Our said State and its Dependencies, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly.

Given at Our Court at Saint James's, this Second day of May, 1939, in the Third Year of Our Reign.

By His Majesty's Command,

T. W. H. INSKIP.

Commission appointing

Major-General Sir Winston Joseph Dugan, K.C.M.G., C.B., D.S.O., to be Governor of the State of Victoria.

HIS EXCELLENCY THE GOVERNOR OF VICTORIA has been pleased to make the following appointments :—

Brigadier CYRIL ARTHUR LYON, D.S.O. (late R.A.), to be His Excellency's Private Secretary.

Lieut.-Colonel ERIC JUSTIN DE COURCY BOYS, M.C. (late Lincolnshire Regiment), to be His Excellency's Comptroller of Staff.

Captain RUPERT ERNEST CHARLES MORTIMER, The Royal Fusiliers, to be Aide-de-Camp to His Excellency.

By Order,

C. W. KINSMAN,

Official Secretary.

The Governor's Office,
Melbourne, 17th July, 1939.



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TUESDAY, JULY 18.

[1939

Factories and Shops Acts.

DETERMINATION OF THE PLUMBERS BOARD.

NOTES.—(1) This Determination applies to the whole of the State of Victoria.

(2) Plumbing and Gasfitting were proclaimed on the 10th October, 1928, as Apprenticeship Trades under the *Apprenticeship Act 1928*, for the Metropolitan District, and on the 23rd March, 1938, for the City of Ballarat and the borough of Sebastopol, and the cities of Geelong and Geelong West, the town of Newtown and Chilwell, and the Moorpanyal riding of the shire of Corio.

Full particulars of the Apprenticeship Regulations for these trades may be obtained on application to the Secretary, Apprenticeship Commission, Gisborne-street, Melbourne, C.2.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board, which, since the 24th April, 1939, has had the power to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons wheresoever employed in any plumbing work (including electrical or gasfitting) or employed in fixing any material used instead of metal for pipes, guttering, or roof covering (other than slates or tiles) in connexion with the erection or repair of buildings"—has made the following determination, namely :—

(1) That on the 11th July, 1939, the last previous Determination of this Board shall be revoked and replaced by this Determination.

(2)

Apprentices (other than those covered by the Apprenticeship Commission).		Improvers.*	Other Employees.		
WAGES.		WAGES.	WAGES.	Per Week of 44 Hours.	Per Hour.
	Per Week of 44 Hours. s. d.			£ s. d.	s. d.
1st year	16 6	1st year	24 5	Persons employed—	
2nd „	23 2	2nd „	30 6	(a) Where the artificial temperature is—	
3rd „	30 6	3rd „	36 7	Over 130° F.	
4th „	41 6	4th „	54 11	115° F., but not exceeding 130° F.	
5th „	54 11	5th „	73 2	50° F. or lower	
6th „	75 8	6th „	97 7	(b) In connexion with ammonia coils in an artificial temperature of 45° F. or lower	
and thereafter the minimum wage.		and thereafter the minimum wage.		(c) Lead burning or at lead work connected therewith	
PROPORTION (within any factory or place).		PROPORTION (within any factory or place).		(d) On fitting, jointing, or fixing any class of pipes or ducts (except those used for electrical conduit, or for the conveyance of high pressure steam to machinery for power)	
One apprentice to every two or fraction of two workers receiving not less than £6 2s. per week of 44 hours.		One improver to four		(e) In fixing any material used instead of metal for pipes, guttering or roof covering—	
An indenture of apprenticeship prescribed by the Board, as amended by the Court of Industrial Appeals, was approved on 7th September, 1923		Two improvers to fifteen		(f) At any other plumbing or gasfitting (but not including the fixing of gas mantles, or gas main or service laying)	
		Three improvers to thirty		NOTE.—See clause 10 re casual rate, and clause 12 re ship work.	
		and thereafter one additional improver to every seven additional			

* The employment of any Improver within the Metropolitan District and any new Improver within the City of Ballarat and the borough of Sebastopol, and the cities of Geelong and Geelong West, the town of Newtown and Chilwell, and the Moorpanyal riding of the shire of Corio, is illegal.
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(3) Times of beginning and ending work—

Time of beginning.	Time of Ending.
7.45 a.m. ..	12 noon on Saturday or the day on which the half-holiday is locally observed, and
7.45 a.m. ..	5.15 p.m. on the other working days of the week.

(4) OVERTIME.—The following rates shall be paid for all work done during the times specified hereunder :—

(a) Outside the hours fixed in Clause 3 :—

	On Saturday or the Day on which the Half-holiday is Locally Observed.	On the other Working Days of the Week.
Between 5.15 p.m. and 6.15 p.m.	Time and a half
" 6.15 p.m. and midnight	Double time
" 12 noon and 1 p.m.	Time and a half	
" 1 p.m. and midnight	Double time	
" Midnight and 7.45 a.m.	Double time	Double time

(b) Within the hours fixed in Clause 3 in excess of 44 hours in any week :—

First hour	Time and a half.
Thereafter	Double time.

(5) SPECIAL RATES FOR SUNDAYS AND PUBLIC HOLIDAYS.—Double time shall be the special rate for all work done on Sundays, New Year's Day, Australia Day, Good Friday, Easter Monday, Labour Day, Anzac Day (by persons not subject to *Anzac Day Act 1928*), Christmas Day, Boxing Day; but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays, the special rates shall only be payable on the day so substituted.

(6) ALLOWANCES.—The following allowances in addition to wages rates shall be paid :—

(a) To a person employed on work away from the centre—

- (i) An amount equal to the fares payable by the most convenient public conveyance to go from and to the centre to and from his work.

The provisions of this sub-clause shall not apply to the Metropolitan Gas Company or where the employer provides a convenient conveyance.

(ii) For time necessarily occupied in travelling from and to the centre to and from his work—

(a) During usual working hours

(b) Outside usual working hours—

Time in excess of a total of 1½ hours occupied in going from and to the centre to and from his work

- (iii) For work done at a distance from the centre, if the employee is unable to return to his home the same night, and suitable board and lodging has not been provided by the employer .. 9d. per hour extra.

For the purpose of the above sub-clauses "Centre" shall mean the employer's usual place of business or the employee's residence, whichever is nearer to the work.

(b) To a person employed—

- (i) On work requiring a swing scaffold, swing seat, or rope; or
- (ii) Clearing stoppages in soil or waste pipes, or sewer drain pipes, also repairing, and putting same in proper order; or
- (iii) On work in any confined space other than in a ship; or
- (iv) On work in wet places, other than in a ship

1s. for the first four hours or any portion thereof, and 3d. for each hour thereafter on any day.

(7) MEAL MONEY.—Where an employee is required to work overtime in excess of one hour, and has not been given notice of same on the previous working day, he shall be allowed an amount of 1s. 6d for a meal.

(8) EMPLOYEE ATTENDING FOR DUTY.—When an employee in accordance with directions given by an employer or his responsible representative, attends for duty at the place so directed, but his services are not required, such employee shall be paid 5s. and an amount equal to the fares to and from such place.

(9) TOOLS AND APPLIANCES.—That if any employee is required to provide any or all of the following tools or appliances :—

Caulking-irons, drilling frame and chain, tap key, chain wrenches, files, grips or tongs of over 12 inches in length, hacksaw frame or blades, mandrills, dummies, metal pots, pipe cutters, plumbing irons, ratchets, stocks, dies, drills for stone, taps and drills for brass or iron threads, or vyces—

1s. per hour in addition to the ordinary rates fixed by this Determination shall be paid by the employer.

(10) CASUAL LABOUR.—Casual employees (i.e., persons employed during the week for not more than one-half the maximum number of hours fixed in this Determination as a week's work) shall be paid at the ordinary hourly rate with an addition of 10 per centum.

(11) TERMINATION OF EMPLOYMENT.—One hour's notice of termination of employment shall be given by either employer or employee, or one hour's pay shall be paid or forfeited in lieu thereof. Such hour shall be allowed the employee to gather, clean, pack, and transport his tools.

(12) SHIP WORK—

(i) All work done on a ship of any class—

(a) whilst it is under way; or

(b) in wet places or confined spaces; or

(c) in a ship which has done one trip or more, in oil fuel tanks, in bilges under engine-room or stokeholds or on soil pipes—

shall be paid for at the rate of 8d. per hour in addition to the ordinary wage.

(ii) For the purposes of this paragraph—

"Wet Place" means one in which the clothing of the workman necessarily is wetted to an uncomfortable degree, or one in which water accumulates underfoot to a depth exceeding two inches.

"Confined Space" means one of which the dimensions are such that the workman must work in a stooped or cramped position, or without adequate ventilation, or where confinement within a limited space is productive of unusual discomfort to him.

- (iii) Should the employer and the workmen be unable to agree whether or not any work done by the latter is such as entitles him to the additional wage provided by this paragraph, the question is to be submitted to a Referee, chosen by the parties, whose decision will be binding on both of them. In the event of the parties being unable to agree on a Referee, application is to be made to the Secretary of the Department of Labour of the State of Victoria to appoint an Inspector to determine the matter in dispute, and the decision of such Inspector will be binding on both of them.

(13) DAY FOR PAYMENT OF WAGES.—Wages, allowances and other moneys due shall be paid not later than 5 p.m. on Thursday of each working week. On termination of employment by the employer, all wages, allowances and other moneys shall be paid at the time of dismissal. The employee shall not be deemed to have ceased employment until he has been paid.

The provisions of this clause shall not apply in respect to persons employed by the Metropolitan Gas Company.

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

GEO. E. PARR, Secretary.

Melbourne, 26th June, 1939.

By Authority: T. RIDER, Government Printer, Melbourne.