VICTORIA

GOVERNMENT GAZETTE.

Published by Authority.

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No. 30] MONDAY, FEBRUARY 21. [1944

Factories and Shops Acts.

DETERMINATION OF THE WATCHMEN'S BOARD.

NOTE.—(i) (*a*) This Determination applies to the whole of the State of Victoria.

(*b*) Section 225 of the *Factories and Shops Act* 1928 (No. 3677) provides that "every person employed as a watchman shall be granted one holiday in every week."

(ii) On the 21st day of May, 1943, the Industrial Appeals Court granted leave to the above-mentioned Board to review the Determination of the Board as amended by the Court's Determination of the 18th day of March, 1943, in respect of rates of pay for casual watchmen on wharfs and/or ships in connection with overseas and interstate shipping.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board appointed in lieu of the Nightwatchmen's Board to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons employed in the occupation of a watchman" has made the following Determination, namely:—

1. That as from the beginning of the first pay period to commence on or after the 24th February, 1944, the last previous Determination of this Board shall be revoked and replaced by this Determination.

2.

Classes of Employees.	Wages per Week of 48 Hours.					
	Within a Radius of 20 Miles of G.P.O., Melbourne, 10 Miles of G.P.O., Geelong, at Warrnambool, and within Mildura and Gippsland Districts.			Other Parts of Victoria where this Determination applies.		
	Wages.	War Time Loading.	Total.	Wages.	War Time Loading.	Total.
	s. d.	*s. d.*	*s. d.*	*s. d.*	*s. d.*	*s. d.*
Watchman, who in addition to watching, performs manual work not subject to the Determination of any other Wages Board, while performing such work, at the rate of	122 3	3 0	125 3	119 3	3 0	122 3
All others	109 9	3 0	112 9	106 9	3 0	109 9

CASUAL WATCHMEN.

3. Casual Watchmen—*i.e.* persons employed by the hour as watchmen on wharfs and/or ships in connection with overseas and/or interstate shipping shall be paid at the rate of 3s. 2¾d. per hour.

OVERTIME.

4. (*a*) Any time worked in excess of 48 hours in any one week shall be paid for at the rate of time and a half.

(*b*) For the purpose of computing overtime, all time actually worked on Sundays or public holidays as shown in Clause 6 herein shall be included and the overtime rate shall be paid in addition to the special rate.

EMPLOYMENT FOR LESS THAN FULL WEEK.

5. Employees except casual watchmen as defined in clause 3, who are employed during any week for less than the working week of 48 hours shall be paid for the first 24 hours at the rate of time and a quarter, and for every hour thereafter ordinary time up to but not exceeding the ordinary wages rates for an ordinary week's work.

Provided that any person who is not engaged for a week but who earns a sum in wages equal to the wages of an ordinary week's work may be required by the employer to complete the week's work without further pay, and if such person refuses to do so he shall forfeit his right to any payment for that week unless his refusal is caused by his illness, inability, or some other sufficient cause beyond his control.

SPECIAL RATES.

6. Time and a half shall be the special rate for all work done on Sunday, New Year's Day, 26th January (Australia Day), Good Friday, Easter Monday, Labour Day (21st April), Anzac Day, King's Birthday, Christmas Day, and 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:

Provided that a person who is directed by his employer to absent himself from duty on any of the days above mentioned shall if he is unable to complete 48 hours' work in that particular week, be paid ordinary rates for any such day on which he is absent.

TRAVELLING TIME AND FARES.

7. Any watchman employed on wharfs, ships, &c., away from the Melbourne wharfs and Victoria Dock shall be paid for travelling time at the ordinary rate together with all fares necessarily incurred by the most economical means of travel from and to the place of engagement to and from the place of employment.

EMPLOYEE PROVIDING OWN BICYCLE.

8. Any patrol watchman required by his employer to provide his own bicycle shall receive 1s. per week extra.

MINIMUM PAYMENT.

9. Any watchman called up for duty shall receive at least four hours' pay.

PAYMENT FOR MEAL TIMES.

10. No deduction shall be made in an employee's time for a meal period unless he is permitted to leave his employer's premises for such meal.

MEAL ALLOWANCE.

11. Where an employee is directed by the employer to work more than two hours into the next shift he shall be supplied by the employer with a meal or be paid a meal allowance of 2s., provided he was not notified the previous day that he would be required to work.

ANNUAL LEAVE.

12. (i) Any employee, except casual watchmen as defined in clause 3, who has been in the service of the same employer continuously for a period of not less than twelve months shall be granted twelve working days' holiday on full pay, exclusive of the holidays mentioned in clause 6, in each year of service, and such holiday shall be given within three months after the completion of twelve months' service.

If, after six months' continuous service in any qualifying twelve-monthly period, an employee leaves or is dismissed through no fault of his own, he shall be given or paid for holidays *pro rata* in accordance with the length of service, viz., one day for each complete month of service.

(ii) Each employee before going on leave shall be paid the wages due to him for the period for which he is entitled to leave.

SICK LEAVE.

13. An employee, except casual watchmen as defined in clause 3, who has been in the service of an employer for not less than six months, shall be entitled to a maximum aggregate of four days' sick leave of absence with full pay during each subsequent twelve months' service provided he produces satisfactory evidence to his employer that such absence was caused by ill-health or an accident.

P. A. RANDLES, J.P., Chairman.

J. V. WILLOX, Secretary.

Melbourne, 16th February, 1944.

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No. 31] **MONDAY, FEBRUARY 21.** **[1944**

APPOINTMENT OF ROYAL COMMISSION TO INQUIRE INTO FIRES WHICH COMMENCED AT YALLOURN IN VICTORIA ON THE 14TH FEBRUARY, 1944.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth by an Order made on the 19th day of February, 1944, hereby appoint—

LEONARD EDWARD BISHOP STRETTON, a Judge of the County Courts,

to be a Royal Commission to inquire into and report upon—

1. The place or places of origin and the cause or causes of the devastating fires which commenced on the fourteenth day of February, 1944, and caused damage to the plant, works, open-cut workings, and buildings of the State Electricity Commission at Yallourn.

2. (*a*) What measures were taken by the said Commission prior to the said fourteenth day of February, 1944, to prevent damage to the said plant, works, open-cut workings, and buildings and to the Township of Yallourn by grass or bush fires;

   (*b*) were such measures reasonably adequate, having regard to all the circumstances including the character of the Commission's undertaking?

3. What further measures, if any, should be taken to prevent a recurrence of such damage and to protect the said undertaking and the said township in the future.

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

At the Executive Council Chamber,
Melbourne, 19th February, 1944.

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