



VICTORIA
GOVERNMENT GAZETTE.

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TUESDAY, OCTOBER 16.

[1945

Factories and Shops Acts.

DETERMINATION OF THE DENTAL MECHANICS BOARD.

This Determination applies to the following parts of Victoria, namely —The Metropolitan District as defined in the Factories and Shops Acts and the Order in Council thereunder; such portions of the City of Sandringham as are not included in the said Metropolitan 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 since the 30th August, 1938, has had the power to determine the lowest prices or rates which may be paid to any persons employed in the process, trade, business, or occupation of—

- (a) a dentist's surgical assistant granted a permit by the Dental Board of Victoria in pursuance of section 68 of the Medical Act 1928;
 (b) a dentist's mechanic;
 (c) making any article to be fitted in a human mouth;
 (d) a dentist's attendant,"

has made the following determination, namely —

1. That as from the beginning of the first pay period to commence on or after the 28th September, 1945, the last previous Determination of this Board shall be revoked and replaced by this Determination.

2.

Dentist's Mechanic. (Apprentices.)	Dentist's Attendant. (Apprentices and Improvers.)	Other Employees.	Minimum Wage.	Hours of Work per Week.
Wages per week of 40 hours.	Wages per week of 44 hours.			
<i>s. d.</i>	<i>s. d.</i>		<i>s. d.</i>	
1st six months 11 6	1st six months 17 0	Dentist's Surgical Assistant	172 0	40
2nd ,, ,, 16 6	2nd ,, ,, 20 0	Dentist's Mechanic	128 0	40
3rd ,, ,, 23 6	2nd year ,, 31 6	Dentist's Attendant	67 6	44
4th ,, ,, 28 0	3rd ,, ,, 50 6			
3rd year 37 0				
4th ,, ,, 47 6				
5th ,, ,, 60 6				
6th ,, ,, 91 6				
And thereafter the minimum wage.				
PROPORTION (IN ANY PLACE).				
APPRENTICES.				
One apprentice to every three or fraction of three workers receiving not less than the minimum wage.				
An amended indenture of apprenticeship prescribed was approved on 3rd September, 1925.				
IMPROVERS.				
(Dentists' Attendants.)				
One improver to every ten or fraction of ten workers of the same sex receiving not less than the minimum wage.				

SPECIAL CONDITIONS REGARDING THE EMPLOYMENT OF JUNIORS.

3. (a) The Board has determined that on and after the 28th September, 1945, no junior shall be employed at the Dental Mechanics' Section of the trade except under terms of apprenticeship.

(b) Juniors shall be apprenticed as from the date of commencing work with an employer, but the first twelve months of service shall be deemed to be a probationary period, and the indenture may be terminated by any party thereto during such period of probation without any obligation to any other party or parties.

TIMES OF BEGINNING AND ENDING WORK.

4. For the following persons shall be:—

Time of Beginning.	Attendants. Time of Ending.
8.30 a.m.	6 p.m. on Monday, Tuesday, Wednesday, and Thursday.
9 a.m.	9 p.m. on Friday.
8.30 a.m.	1 p.m. on Saturday.

All Others.

(a) Where a five and a half day week is worked—

Time of Beginning.	Time of Ending.
9 a.m.	12 noon on the day on which the half-holiday is observed.
9 a.m.	5.30 p.m. on the other working days of the week.

(b) Where a five-day week (Monday to Friday inclusive) is worked—

Time of Beginning.	Time of Ending.
8.30 a.m.	6 p.m.

HOURS.

5. Forty-four hours for attendants and 40 hours for all others shall constitute a week's work.

MEAL BREAK.

6. A meal break of not less than 42 minutes shall be allowed daily to each employee (Saturday excepted).

OVERTIME.

7. (a) No employee shall be required to work more than two hours' overtime in any one week outside the hours of beginning and ending work without his or her consent.

(b) No employee under the age of sixteen years shall be employed working overtime.

(c) The following rate shall be paid for all work done:—

- | | | |
|---|---|------------------|
| (i) Outside the hours fixed in clause 4 | } | Time and a half. |
| (ii) Within the hours fixed in clause 4 in excess of the number of hours as fixed for a week's work | | |

MEAL MONEY.

8. All employees who work overtime—

(a) in excess of three hours on the day on which the half-holiday is observed, or

(b) in excess of one hour on any other working day of the week,

shall be paid 3s. 6d. meal money in addition to overtime rates.

SUNDAYS AND HOLIDAYS.

9. (a) Double time shall be the rate payable for all work done on Sundays, New Year's Day, Australia Day, Anzac Day, Good Friday, Easter Saturday, Easter Monday, Labour Day, King's Birthday, Show Day (Metropolitan District only), Melbourne Cup Day (Metropolitan District only), 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 be payable only for work done on the day so substituted.

(b) All weekly wage employees shall be granted the holidays mentioned in sub-clause (a) without deduction of pay.

EMPLOYMENT FOR LESS THAN FULL WEEK.

10. (a) Casual employees (i.e., persons employed during any week for not more than half the hours fixed for an ordinary week's work) shall be paid—

- | | |
|--|---------------------|
| (i) in any week in which two or more public holidays occur | Time and a half. |
| (ii) in any other week | Time and a quarter. |

(b) Persons who are employed during any week for more than one-half the maximum number of hours fixed in this Determination as a week's work, but for less than 44 hours in the case of female attendants, or 40 hours in the case of any other employees, shall (subject to clause 17) be paid not less than the ordinary wages rate calculated *pro rata* according to the number of hours worked.

TERMINATION OF EMPLOYMENT.

11. (a) Except in the case of misconduct by an employee, 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 in the case of an employee who has been employed continuously for four weeks or more.

(b) Where the employer terminates the employment of an employee within one week of a day on which a holiday occurs the employee shall be paid for such holiday or holidays prescribed by the Determination provided that such employee has been employed by the employer for a period of at least four weeks prior to the termination of employment.

PAY DAY.

12. All earnings shall be paid not later than Thursday of each week.

ANNUAL HOLIDAYS.

13. (a) An employee, on completion of each twelve months' continuous employment, shall receive, on full pay, annual leave consisting of 88 hours of working time in the case of an attendant and 80 hours of working time in the case of any other employee, to be given at a time to be arranged by the employer, provided that such leave shall be given within 60 days of its becoming due and that an employee having applied for such leave shall be given at least fourteen days' notice of the date from which leave is to commence.

(b) Notwithstanding anything contained in sub-clause (a) an employee who has been in the continuous employment of an employer for not less than nine calendar 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 one day's holiday for each month of such employment.

SICK LEAVE.

14. (a) Any employee not attending for duty who has had not less than twelve months' service with the same employer shall not lose his pay for the actual time lost if such employee produces or forwards within 48 hours of the commencement of such absence evidence satisfactory to the employer that his non-attendance was due to personal ill-health or accident necessitating such absence, but such employee shall not be entitled to payment for non-attendance on the grounds of personal ill-health or accident for more than 44 hours of working time in the case of an attendant and 40 hours of working time in the case of any other employee.

(b) Notwithstanding anything contained in sub-clause (a) hereof, if the full period of sick leave therein prescribed has not been taken in any year, such portion of the sick leave which was or is not taken shall be cumulative from year to year up to a period not exceeding 132 hours of working time in the case of an attendant, and 120 hours of working time in the case of any other employee, which shall be the maximum amount of leave to which an employee may be entitled in any year without deduction of pay. For the purpose of administering this sub-clause service prior to the 1st January, 1945, shall not be taken into account.

REFERENCE.

15. When any employee is dismissed or leaves his employment he shall be entitled to a reference stating his period of service.

REST PERIOD.

16. When any spell of duty is for more than four hours, an interval of ten minutes, to be selected by the employer, shall be allowed in the third hour to females, apprentices and improvers for refreshment. The interval shall be as part of the time of duty without deduction of pay.

MIXED FUNCTIONS.

17. Any employee (other than a casual employee) who is engaged in any week for more than twenty hours at work in a higher class than he or she is ordinarily employed to perform shall, for all work performed during such week, be paid at the rate fixed for the higher class of work; but, if an employee is so engaged at work in a higher class for less than twenty hours in any week, he or she shall be paid *pro rata* according to the rates fixed in this Determination for the work actually performed.

LAUNDERING ALLOWANCE.

18. Where any Surgical Assistant or Female Dentist's Attendant is required by the employer to wear a washable uniform, the laundering of same shall be done at the expense of the employer, or an allowance as prescribed hereunder shall be paid to the employee concerned—

Surgical Assistant	1s. 6d. per week.
Female Dentist's Attendant	3s. per week.

DEFINITIONS.

19. (a) Dentist's Surgical Assistant: One who is granted a permit by the Dental Board of Victoria in pursuance of section 68 of the *Medical Act 1928* and who practises dental surgery under the supervision of a dentist.

(b) Dentist's Mechanic: One who is making any article to be fitted in a human mouth.

(c) Dentist's Attendant: A female who waits on a dentist or dentist's assistant and who does not make, repair, or alter any article to be fitted in a human mouth.

PERIODICAL ADJUSTMENT OF WAGES.

20. The adult wages rates set out in clause 2 are based upon the following basic wage rates and, pursuant to the provisions of section 21 of the *Factories and Shops Act 1934*, the board hereby determines that such rates shall be automatically increased or decreased by the same amount, and at the same time as such basic wage rates. The adult female and junior rates shall be automatically increased or decreased proportionally (to nearest 6d.) to the increase in such basic wage rates.

The basic wage rates shown hereunder shall be adjusted as prescribed in clause 21.

Basic Wage.

Place.	Basic Wage (Adjustable).	Index Number Set Assigned.
	£ s. d.	
Within the area to which this Determination applies	4 12 0	Melbourne

QUARTERLY ADJUSTMENT OF WEEKLY RATES OF PAY FOR ADULT MALES.

21. (a) For work done before the beginning of the first pay period to commence in November, 1945, the amount of the basic wage shall be as prescribed in clause 20.

(b) For work done during each future successive period beginning with the first pay period to commence in a November, a February, a May, or an August, the amount of the said basic wage shall be adjusted by the following method according to the position and fluctuations (if any) of the Commonwealth Statistician's "All Items" retail price index numbers.

For the purposes of this Determination the expression "Commonwealth Statistician's 'All Items' retail price index numbers," or any like expression means the numbers stated to be such index numbers in any document purporting, and not proved to be wrongly so purporting to be printed by the Commonwealth Government Printer or to be signed by or on behalf of the Commonwealth Statistician:—

1. The index number for Melbourne is to be applied.
2. The index number for the calendar quarter next preceding the period of or near a quarter for which the adjustment is made is to be ascertained.
3. The amounts assigned in the following table (or in any extension thereof) to the index number division comprising such index number are to be ascertained.
4. The basic wage shall be of that assigned amount during such successive period.

Table.

Index Number Divisions	Basic Wage.	Index Number Divisions.	Basic Wage.
	£ s. d.		£ s. d.
994-1006	4 1 0	1118-1129	4 11 0
1007-1018	4 2 0	1130-1141	4 12 0
1019-1030	4 3 0	1142-1154	4 13 0
1031-1043	4 4 0	1155-1166	4 14 0
1044-1055	4 5 0	1167-1179	4 15 0
1056-1067	4 6 0	1180-1191	4 16 0
1068-1080	4 7 0	1192-1203	4 17 0
1081-1092	4 8 0	1204-1216	4 18 0
1093-1104	4 9 0	1217-1228	4 19 0
1105-1117	4 10 0	1229-1240	5 0 0

Any extension of this table must be of the same construction as the table.

A. V. BARNES, J.P., Chairman.

J. W. RYAN, Secretary.

Melbourne, 12th October, 1945.

By Authority: H. E. DAW, Government Printer, Melbourne.

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