



VICTORIA GOVERNMENT GAZETTE

Published by Authority.

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No. 156.]

FRIDAY, AUGUST 11.

[1916.

LEGISLATIVE COUNCIL.

MELBOURNE WEST PROVINCE.—PETITION.

IT is hereby notified that a Petition, of which the following is a copy, was, on the 4th day of August, 1916, presented to the Honorable the President of the Legislative Council.

R. W. V. McCALL,

Clerk of the Legislative Council.

Legislative Council,
Melbourne, 7th August, 1916.

TO THE HONORABLE JOHN MARK DAVIES, PRESIDENT OF
THE LEGISLATIVE COUNCIL OF THE STATE OF VICTORIA.

The humble petition of John George Aikman, of Holmes-road, Moonee Ponds, in the State of Victoria, merchant, respectfully sheweth:—

1. That a writ was duly issued on the sixteenth day of May. One thousand nine hundred and sixteen, to proceed to the election of a member to serve in the Legislative Council for the province of Melbourne West upon the retirement of your petitioner from the representation of the said province owing to his seat in the said province being vacated by effluxion of time.

The said election was held upon the first day of June, One thousand nine hundred and sixteen.

2. That your petitioner was a duly nominated candidate at such election, and was qualified and capable of being elected a member of the Legislative Council.

3. That one, Daniel Laurence McNamara, of Talbot-avenue, East St. Kilda, in the said State, secretary, was also nominated as a candidate at such election.

4. No other persons were nominated for or stood as candidates at such election.

5. That, as a result of such election, the Returning Officer announced that Daniel Laurence McNamara had received five thousand one hundred and seventy-seven votes, and your petitioner four thousand nine hundred and twenty-seven votes, and thereupon the Returning Office declared the said Daniel Laurence McNamara duly elected as a member of the Legislative Council for the province of Melbourne West, and indorsed and returned the said writ accordingly.

6. That the said Daniel Laurence McNamara was not nominated as a candidate at such election in accordance with the provisions of *The Constitution Act Amendment Act 1915*, section 206.

7. That the said Daniel Laurence McNamara was not qualified to be or capable of being elected a member of the Legislative Council, inasmuch as the said Daniel Laurence McNamara had not for one year previously to such election been legally or equitably seized of or entitled to an estate of freehold in possession for his own use and benefit in lands or tenements in Victoria of the annual value of Fifty pounds above all charges and encumbrances affecting the same other than any public or parliamentary tax or municipal or other rate or assessment.

8. That the said Daniel Laurence McNamara delivered to the Returning Officer with his nomination paper a declaration to the effect that he was legally or equitably

seized of or entitled to lands or tenements in Victoria sufficient to qualify him to be a member of the Legislative Council under *The Constitution Act Amendment Act 1915*, which declaration was false and false to the knowledge of the said Daniel Laurence McNamara.

9. That the said Daniel Laurence McNamara on taking his seat in the Legislative Council made and subscribed a declaration in the form set forth in the Fourth Schedule to the said Act to the effect that he was legally or equitably seized of or entitled to certain lands or tenements in Victoria set forth in the said declaration sufficient to qualify him to be a member of the Legislative Council under the said Act, which declaration was false, and false to the knowledge of the said Daniel Laurence McNamara.

10. That the said Daniel Laurence McNamara is not now and never was legally or equitably seized of or entitled to lands or tenements in Victoria sufficient to qualify him to be a member of the Legislative Council under the said Act.

11. That your petitioner claims that he was the only qualified candidate at such election, and was duly elected as a member of the said province at such election, and should be declared duly elected as such member.

Your petitioner therefore humbly prays—

That you will be pleased to communicate the matter of this petition to the Legislative Council of Victoria in order that the same may be referred to the Committee of Elections and Qualifications of your Honorable House.

And also prays—

That it be declared that the said Daniel Laurence McNamara was not a candidate at such election.

That the said Daniel Laurence McNamara be declared incapable of being elected or returned for the said electoral province of Melbourne West and of sitting as a member for the said province.

That the election of the said Daniel Laurence McNamara be declared void.

That it be declared that your petitioner was returned as member for the said electoral province and is entitled to serve as such member, and that the return for such province be amended accordingly.

That it be declared that the said Daniel Laurence McNamara is not now qualified as a member for the said province, and that his seat be declared vacant.

That it be declared that the said Daniel Laurence McNamara was elected to the Legislative Council and took his seat by unlawful means, and that his election be voided and his seat vacated.

And that your petitioner may have such further and other relief as the circumstances of the case may require or as to the said Committee of your Honorable House may see meet.

And your petitioner as in duty bound will ever pray.

Dated this fourth day of August, One thousand nine hundred and sixteen.

(Signed) J. G. AIKMAN.

Witness—W. B. McCUTCHEON, parliamentary agent and solicitor, 418 Collins-street, Melbourne.

The Closer Settlement Act 1915.

THE Farm Allotments mentioned in the Schedule hereunder are hereby proclaimed available for application, and may be taken up on Conditional Purchase Lease.

Estate.	Parish,	Allot.	Sec.	Area.	Capital Value.		Deposit, including Lease and Registration Fees.		Half-yearly Instalment.	Remarks.	
					£	s. d.	£	s. d.			£
Neerin Neerin	Tara	2	15	A. R. P.	1,937	12 0*	61	7 0	56	6 6	
				313 2. 6	1,902	18 6†	59	3 6	55	7 0	

* Improvements valued at £18 14s. included in capital value.
 † Improvements valued at £21 14s. included in capital value.

Department of Lands and Survey,
 Melbourne, 10th August, 1916.

W. HUTCHINSON,
 Commissioner of Crown Lands and Survey.

Mining Notices.

EDNA MAY CONSOLIDATED GOLD MINING COMPANY NO LIABILITY. WESTONIA, WESTERN AUSTRALIA.

SHARES forfeited for non-payment of 5th call of Threepence will be sold by public auction, at Stock Exchange Hall, Collins-street, Melbourne, on Saturday, 19th August, 1916, at a quarter to Twelve a.m., unless calls and expenses be previously paid.

1602 A. J. PEACOCK, Manager.

VICTORIAN CENTRAL COAL & IRON MINING CO., N. L.

ALL shares in arrear of the 20th (June, 1915) call of Threepence per share will be sold by public auction, at the Stock Exchange, Collins-street, Melbourne, on Monday, 21st August, 1916, at Twelve noon.

1600 S. J. PLAIN, Manager.

LOCH FYNE GOLD MINES NO LIABILITY.

NOTICE is hereby given that the registered office of the above company is situate at 125 Queen-street, Melbourne, and that Mr. James Mackay has been appointed manager.

1601 (L.S.) C. N. ARMYTAGE, } Directors.
 A. G. SHAW, }
 JAMES MACKAY, } Manager.



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TUESDAY, AUGUST 15.

[1916.

Factories and Shops Act 1915.

DETERMINATION OF THE MILLET BROOM BOARD.

IN accordance with the provisions of the *Factories and Shops Act 1915*, the Special Board appointed to determine the lowest prices or rates which may be paid to any person or persons, or classes of persons, employed in the process, trade, or business of millet-broom making, has made the following Determination, namely:—

(1) That previous Determinations of this Board are hereby amended, and such amendments shall come into force on and after the 5th day of September, 1916. The Determination and amendments are printed hereunder.

WAGES.

That the lowest rates of payment shall be as follow:—

Head sorter (<i>i.e.</i> , a man who takes charge of a bench and who does the principal parts or the whole of the sorting) ...	72s. 6d. per week of 48 hours.
All others ...	62s. 6d. " "

(3) JUVENILE WORKERS.

Persons under 21 years of age (not being apprentices or improvers) employed under a head sorter in the work of sorting ...	58s. per week of 48 hours.
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(4) APPRENTICES AND IMPROVERS.

DEFINITION (ACT 2650, SECTION 3).

"Apprentice" means any person under twenty-one years of age bound by indentures of apprenticeship, or any person over twenty-one years of age who, with the sanction of the Minister, is bound by indentures of apprenticeship.

"Improver" means any person (other than an apprentice) who does not receive a piece-work price or a wages rate fixed by any Special Board for persons other than apprentices or improvers, and who is not over twenty-one years of age, or who being over twenty-one years of age holds a licence from the Minister to be paid as an improver.

That the wages and number of apprentices or improvers who may be employed within any place shall be:—

Wages per week of 48 hours.		Proportionate Number.
During—	Apprentices or Improvers.	
1st year ...	12s. 6d.	One apprentice and one improver to every three or fraction of three workers receiving not less than 62s. 6d. per week of 48 hours.
2nd " ...	15s.	
3rd " ...	20s.	
4th " ...	27s. 6d.	
5th " ...	37s. 6d.	

(5) OVERTIME.

That any employé who in any week works for any time in excess of 48 hours shall be paid for such extra time at the rate of time and a quarter.

(6) SPECIAL RATES.

That time and a half shall be the special rate for all work done on---

- Sunday,
- New Year's Day,
- The 26th January (Foundation Day),
- Good Friday,
- Easter Saturday,
- Easter Monday,
- The 21st April (Eight Hours Day),
- The 3rd June (King's Birthday),
- First Thursday in September (Royal Agricultural Show Day, in localities named in the Royal Agricultural Show Act),
- 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 rate shall only be payable for work done on the day so substituted.

(7) PIECE-WORK PRICES.

That the lowest piece-work prices payable to any person engaged in the following kinds of work shall be:—

Schedule.

Millet Brooms.	If done by hand machine, where the workman has to fetch his own material to the machine.	If done by hand machine, provided that all material for the workman be placed in position on his machine ready for him.	If done by Lipe Winding Machine, No. 222141, patented 2/12/79.
	s. d.	s. d.	s. d.
3 Velvets* (i.e., with braces, 3 bands of velvet or other material) per doz.	2 2½	2 1½	1 11
2 Velvets (i.e., with braces, 2 bands of velvet or other material) "	1 11½	1 10½	1 8½
1 Velvet Carpet with two rings (i.e., with braces, one band of velvet, or other material) "	1 10½	1 9½	1 6½
1 Star (i.e., with braces, a band of wire, and velvet or other material) "	1 8½	1 7½	1 6½
2 Star (i.e., with braces, a band of wire, and velvet or other material) "	1 8½	1 7½	1 6
1, 2, or 3 Gold Lock (i.e., with velvet round collar and lock finish) "	1 7¾	1 6¾	1 5½
Velvet Top Brushes (i.e., with velvet or other material on end of handle) "	1 5½	1 4½	—
Toy Brooms (i.e., with velvet or other material and wire) "	1 5½	1 4½	—
Grass (Star finish) "	1 7¾	1 6¾	1 5½
Government (i.e., with braces and one space between rings of wire) "	1 7¾	1 6¾	1 5½
1 or 2 Spiral (i.e., with braces and one space between rings of wire) "	1 7¾	1 6¾	1 6
1 or 2 Tin Lock (i.e., with one lift of hurl and lock finish) "	1 7¾	1 6¾	1 6
3 Tin Lock (i.e., with one lift of hurl and lock finish) "	1 5	1 4	1 3¾
Wooden Handle Brushes "	1 2	1 1	—
1 Hurl (i.e., with two lifts of hurl) "	1 5	1 4	1 3¾
Daisy (i.e., with no covers and band of velvet or other material and tin lock) "	1 2½	1 2	1 2
Common Hurl (i.e., with no covers and one space only) "	1 0½	1 0	0 11¼
" " " and tin lock "	1 1	1 0½	1 0½

* Velvet shall mean velveteen or other material.

SEWING.

Millet Brooms.	If done by Hand.	If done by a Lipe Sewing Machine, No. 222141, patented 2.12.79.	If done by Lipe Walrath Sewing Machine	If done by McCombe Sewing Machine.
	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>
7 lines per doz.	1 3½	—	—	—
6 " "	1 2	—	—	—
5 " "	1 0	—	—	—
4 " (1 star) "	0 9½	0 6½	0 5	0 5
3 " "	0 8	0 5½	0 4	0 4
2 and 3 Velvets (4 lines) "	—	0 6½	0 5	0 5½
<i>Common.</i>				
4 lines per doz.	0 9½	0 6½	0 5	0 5
3 " (all common) "	0 8	0 5½	0 4	0 4
<i>Brushes.</i>				
3 lines (toys) per doz.	0 6½	—	each additional line 1d. per doz. extra.	each additional line 1d. per doz. extra; if the broom has to be revised, each additional line 1½d. per doz. extra.
2 " "	0 5	—		

(8)

EXTRAS.

- (a) That all lines of sewing from the fifth line to the seventh line inclusive be paid for at the rate of 3d. a line* per dozen brooms; all lines after the seventh line, 2½d. per line per dozen brooms.
- (b) That where cane or split hickory is used in any broom, or partially used, it be paid for at the rate of 7½d. per dozen for 4 lines of sewing done by steam power; where done by hand, 1s. 1d. per doz.
- (c) That any broom over 3½ lbs. in weight shall be paid for at the rate of 6d. per dozen extra if done by hand machine, and 3½d. per dozen extra if done by steam machine.
- (d) That all brooms made of grass or other material, or mixed material, be paid for according to finish as if millet brooms as provided by the Determination of the Board.

* An extra line shall mean a line necessitating a broom being changed from one sewing press to another.

Dated at Melbourne, 3rd day of August, 1916.

E. S. HUGHES,
Chairman.



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TUESDAY, AUGUST 15.

[1916.]

Factories and Shops Act 1915.

DETERMINATION OF THE FACTORY ENGINE-DRIVERS BOARD.

IN accordance with the provisions of the Factories and Shops Act, the Special Board appointed to determine the lowest prices or rates which may be paid to any person or persons or classes of persons whosoever employed in the occupation of a fireman, boiler attendant, or engine-driver in connexion with the use of steam-boilers, or steam-engines other than steam-boilers or steam-engines connected with mines, has made the following Determination, namely:—

NOTE.—(a) The prices or rates fixed in this Determination are the lowest that may be paid to any fireman, boiler attendant, engine-driver, assistant engine-driver, greaser or trimmer in connexion with the use of steam-boilers or steam-engines (other than steam-boilers or steam-engines connected with mines) whosoever employed, notwithstanding that any other rates are determined with respect to such person or persons or classes of persons by any other Special Board (*vide* Act 2650, Section 158)

(b) On the 22nd June, 1914, the powers of the Factory Engine-drivers Board were extended to enable it to fix the lowest prices or rates which may be paid to any persons employed in the occupation of a boiler cleaner.

1. That the previous Determinations of this Board are hereby amended, and such amendments shall come into force and be operative on and after the 4th day of September, 1916. The Determination and amendments are printed hereunder:—

2.

WAGES.

That the lowest rates of wages to be paid to the following shall be—

Engine-drivers driving—

Travelling hoist cranes running on gantries at an elevation of not less than 20 feet	70s.	per week of 48 hours
Other cranes at an elevation of not less than 20 feet, used in connexion with the erection of a building	78s.	" "
Traction, locomotive, or steam roller engines	69s.	" "
Hoist or winch engines, without boilers, in foundries where metals are cast	60s.	" "
Winch engines, for log-hauling purposes in sawmills, when the cylinder is less than 10 inches in diameter, or the cylinders (if more than one is used) have a combined area less than that of a cylinder 10 inches in diameter	63s.	" "
Other winch or hoist engines or steam lorries	69s.	" "
Engines not provided for above:—		
First class	66s.	" "
Second class	60s.	" "
Third class	57s.	" "
Firemen or boiler attendants at hotels, coffee palaces, restaurants, clubs, or boarding houses	54s.	" "

WAGES—*continued.*

Other firemen or boiler attendants—		
Firing three or more boilers	60s.	per week of 48 hours
Firing one or two boilers	57s.	" "
All others	54s.	" "
	The rate specified and—	
Engine-drivers attending to engines with condensers or dynamos attached		6d. per day in addition
Leading-hand firemen or water tenders—		
Where two firemen are employed	6d.	" "
Where three or more firemen are employed	1s.	" "
Persons engaged personally inside a gas or water space of a boiler doing any cleaning work, including scraping or cleaning any part of a boiler, combustion chamber, flue, pit, or tube		6d. per hour "

3. APPRENTICES AND IMPROVERS.

"Apprentice" means any person under 21 years of age bound by indentures of apprenticeship, or any person over 21 years of age who, with the sanction of the Minister, is bound by indentures of apprenticeship. (Act 2650, Section 3.)

"Improver" means any person (other than an apprentice) who does not receive a piece-work price or a wages rate fixed by any Special Board for persons other than apprentices or improvers, and who is not over 21 years of age, or who being over 21 years of age holds a licence from the Minister to be paid as an improver. (Act 2650, Section 3.)

That—

- (a) the lowest rates which may be paid to an apprentice or an improver; and
- (b) the proportionate number of apprentices and improvers who may be employed in any factory or place

shall be as shown in the following table:—

Wages per week of 48 hours.		Apprentices and Improvers.	Proportionate Number.
During—			
1st year's experience	£ 1 6 0		<p style="text-align: center;"><i>Apprentices.</i></p> One apprentice to every three or fraction of three workers receiving not less than 54s. per week of 48 hours.
2nd "	1 16 0		
3rd "	2 10 0		
			<p style="text-align: center;"><i>Improvers.</i></p> One improver to every three or fraction of three workers receiving not less than 54s. per week of 48 hours.

4. OVERTIME.

That any employee who in any week works for any time in excess of 48 hours shall be paid for such extra time at the rate of time and a quarter for the first two hours, time and a half for the next four hours, and thereafter double time.

5. SPECIAL RATES FOR SUNDAYS AND PUBLIC HOLIDAYS.

That time and a half shall be the special rate for all work done on—
Sundays;

and that persons engaged in connexion with waterworks, sewerage works, electric light works, gas works, and tramway power houses be paid *time and a half* and all other persons *double time* for work done on the undermentioned public holidays, viz:—

- Good Friday;
- Easter Monday;
- New Year's Day;
- The 26th day of January (Foundation Day);
- The 21st day of April (Eight Hours Day);
- King's Birthday;
- 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 for work done on the day so substituted.

6. DEFINITIONS.

"First class engine" means an engine or engines the cylinder or cylinders of which exceed 12 inches diameter in the aggregate.

"Second class engine" means an engine or engines the cylinder or cylinders of which do not exceed 12 inches diameter in the aggregate.

"Third class engine" means an engine or engines the cylinder or cylinders of which do not exceed 6 inches diameter in the aggregate.

Melbourne, 3rd August, 1916.

VIVIAN TANNER,
Chairman.