

## VICTORIA

# GOVERNMENT GAZETTE.

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No. 239]

# FRIDAY, SEPTEMBER 16.

[1938

Factories and Shops Acts.

## DETERMINATION OF THE GENERAL BOARD.

(Toys Section.)

Notes.—(a) This Determination applies to the whole of the State of Victoria.

(b) On 18th July, 1938, by Order in Council, the following additional trades and branches of trades were specified to be trades, or branches of trades, for the purposes of section (6) of the Factories and Shops Act 1936, that is to say:—

Gold beating.

Ornamenting cakes, where such work is not subject to the Determination of the Pastrycooks Board. Manufacturing or preparing-

Designs for paper patterns of for other paper articles whatsoever.

Paper crackers or bon-bons.

Lampshades of all types other than those made of silk, parchment, glass, metal, porcelain, earthenware, synthetic resin, casein, or other substance of a nature similar to synthetic resin or casein.

Abrasive articles (other than abrasive paper or cloth), including carborundum wheels, emery wheels, and sharpening

stones.

Articles made of feathers, including dress ornaments and boas. Vinegar and yeast.

N accordance with the provisions of the Factories and Shops Acts, the Wages 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 following trades and branches of trades that is to say :-

Renovating carpets; Preparing feathers; Treating flax;

Treating pyrites and other metalliferous ores; Mixing seed and making poultry foods; Glass badging;

Gold stamping:

Show-card and ticket-writing;
Show-card and ticket-writing;
Manufacturing or preparing—
Abasive paper or cloth;
Asbestos articles;

Blue prints;
Buttons and buckles other than those subject to the Determination of the Plastic Moulding Board;

Button badges;

Carbon articles; Chalk, crayons, or other articles from mineral earth;

Cinematograph film;
Composition flooring;
Cutlery;
Artificial flowers and bouquets;
Paper articles not subject to any Board heretofore appointed;
Hopey:

Honey; Ink or adhesives;

Ink or adhesives; Lead and shot; Silk or parchment lamp shades; Mica products; Fishing and other nets; Ornaments for cakes; Plaster models; Supering goods not provided for u

Sporting goods not provided for under any Board heretofore appointed;

Surgical instruments;

Toys; Watch cases"

has made, in respect of the manufacturing or preparing of toys, the following Determination, namely:-

(1) That this Determination shall come into force and be operative on and after the 26th September, 1938.

No. 239.—11578.

#### WAGES PER WEEK OF 44 HOURS. .

	(a) Improvers.											(b) Adults.					
Males.					Females.						Males.						
3rd ,, 4th ,, 5th ,,	"" "" "" ""	prescri	bed fo	16 22 31 41 53 61 66 the	0 6 3 9 6 9 0	2nd 3rd 4th 5th 6th 7th 8th 9th 10th prescribe	" " " " " " d for ad	y to such er	nploy	13 16 19 22 25 28 31 35 38 41	0 0 0 0 0 6 6 6 6	Designers Cutters-out Fillers and/or stuffe All others  Fem  Designers Cutters-out Machinists Fillers and/or stuffe All others		. 98 . 85 . 82 . 78 . 62 . 46 . 46 . 44	6 0 0 0 0 0 0 0		
ileone abi			Prop	окті	on (1	N ANY PI	ACE).										
(b) Eis	ere no adu sewhere tw improver t	d male	impro	vers	to th	ne male i	mprover It male e	employed an	d the	reaf	ter						
One fe	male impro	ver to	each a	dult	Fem.												
26th Septe	ember, 1938 int as an im and shall	, was er prover	nploye is forb	d in idde	the ir n by	dustry and this Deter	I whose o	ion, any per engagement o a, shall be en or an impro	or con	itinu i to	ted be	-	•				

- (3) PROHIBITION OF EMPLOYMENT.—The Board determines that no person shall be employed as an apprentice.
- (4) WEEKLY Hours.—That the number of hours to constitute an ordinary week's work shall be 44.
- (5) TIMES OF BEGINNING AND ENDING WORK.—That the times of beginning and ending work shall be :-Time of Beginning (not earlier than). Time of Ending (not later than).

.. .. .. .. .. 7.30 a.m. .. 12 noon on Saturday. .. 5.30 p.m. on the other working days of the week. 7.30 a.m. ..

- (6) OVERTIME.—That all time worked—
  - (a) Ontside the times of beginning and ending work prescribed in clause (5); or
     (b) Within such prescribed times, but in excess of 44 hours in any one week—
- shall be paid for at the rate of time and a half for the first four hours' work, and double time thereafter. Provided that, in computing overtime, each day's work shall stand alone.
- (7) HOLIDAYS.—(a) All employees, whether in a city or elsewhere, shall be granted the following holidays without deduction of pay:—The days observed as New Year's Day, Australia Day, Good Friday, Easter Saturday, Easter Monday, Labour Day, Anzac Day, King's Birthday, Christmas Day, and Boxing Day.
- (b) If any of the above holidays occurs on a Sunday or Saturday and is not observed on any other day, then employees shall not be paid for such Sunday, and shall be paid for such Saturday as for a half day only when the working week consists of five and a half days.
- (c) All employees, whether in a city or elsewhere, shall be paid for the above holidays an amount for each holiday based on the actual weekly wage paid to them by the employer.
- (d) Any employee absenting himself or herself from work on any portion of the working day preceding, or any portion of the working day succeeding a holiday provided for herein, other than Boxing Day and New Year's Day, without permission from the employer or without having reasonable cause for having absented himself or herself from work, shall not be entitled to payment for such holiday.
- (e) Any person who is employed on a Sunday or any holiday provided for herein shall receive a minimum payment for four hours' work at the rate of double time, which hours shall be worked continuously. In the event of more than four hours being worked such person shall be paid for a minimum of eight hours' work at the rate of double time.
- (8) Terms of Employment.—(a) That notice equivalent to 44 working hours shall be given on either side to terminate employment. Such notice may be given at any time. This shall not affect the right of the employer to dismiss any employee without notice for malingering, inefficiency, neglect of duty, or misconduct (in which case wages shall be paid up to time of dismissal only), or to deduct payment for any day the employee cannot be usefully employed because of any strike, or through any breakdown of machinery, or any stoppage of work, or any cause for which the employer cannot be reasonably held responsible.

  (b) In lieu of such 44 working hours' notice, except in circumstances referred to above, the employer may pay 44 hours' wages; and vice versa the employee leaving his employment without notice shall forfeit 44 hours' wages, which may be deducted from any pages due.
- wages due.
- (c) Provided that any notice determining the employment solely for the purpose of evading payment for prescribed holidays, and not to determine finally the engagement, shall not deprive the employee of payment for any prescribed holidays occurring or observed between such notice to terminate and the re-engagement, if any.
- (9) REST ROOM.—A rest room shall be provided by every employer. Such room shall contain a suitable couch and seating accommodation, and shall be properly lighted and ventilated.
- (10) REST PERIOD FOR FEMALES.—Except on Saturday, a rest period of ten minutes (to be counted as part of time worked) shall be allowed females during each morning or afternoon. Whether the rest period shall be taken during the morning or afternoon shall be determined by a majority of the female employees in the establishment concerned.
- (11) Periodical Adjustment of Wages.—The wages rates for males set out in clause (2) (b) are based upon the following basic wage, and pursuant to and in accordance with the provisions of section 21 of the Factories and Shops Act 1934, the Board hereby determines that such rates shall be automatically increased of decreased by the same amount, and at the same time as such basic wage. Provided that the wages of improvers and of females shall to adjusted proportionately to adjustments of the basic wage, such adjustments to be to the nearest 3d., half or less than half of 3d. to be disregarded.

The basic wage shown hereunder shall be adjusted as prescribed in clause (12).

### Basic Wage.

Place.	Basic Wage.	Index Number Set Assigned.			
Within the area to which this Determination applies				 £ s. d. 3 12 0	Melbourne

<sup>(12)</sup> Adjustment of Basic Wage.—(a) Until the beginning of the first pay period to commence in December, 1938, the amount of the basic wage shall be as prescribed in clause (11).

Index Number Divisions.					Basic Wage.				Basic Wage.						
					£	8.	d.						£	8.	đ.
35-746					3	0	0	834-845					3		0
<b>17</b> –759					3	1	0	846-858	• • •				3	-	ŏ
30771					3	2	0	859-870	• • •		• • • • • • • • • • • • • • • • • • • •			-	ŏ
72-783				1	3	3	õ	871-882	::				3		ň
34-796					3	4	Ō	883-895			• •		3		ŏ
97-808			••		3	5	ŏ	896-907		• •	• • •	*:	3		ŏ
9-820					3	6	ŏ	908-919	• •	••	• • •				Ö
1-833			• • • • • • • • • • • • • • • • • • • •		3	7	ŏ	920-932			• •	• • •		15	

D. GRANT, Chairman.

REX L. CECIL, Secretary.

Melbourne, 2nd September, 1938.

<sup>(</sup>b) During each future successive period beginning with the first pay period to commence in a December, a March, a June, or a September, the amount of the 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 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:—

<sup>(1)</sup> The index number set to be applied is that assigned to Melbourne.
(2) The index number for the calendar quarter next preceding the period of thirteen weeks for which the adjustment is

made is to be ascertained.

(3) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.

(4) The basic wage shall be of that assigned amount during such successive period.

 $F_{n+1} = \{ x_{n+1} : x_{n+1} \in \mathcal{A}_{n+1} \}$ 

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