



VICTORIA GOVERNMENT GAZETTE.

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[1953

Factories and Shops Acts.

DETERMINATION OF THE ROOFING TILES BOARD.

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

(ii) The Pottery Board previously covered these employees, but by Orders in Council dated the 11th June, 1946, and the 26th November, 1946, it was deprived of such powers, and some were conferred upon the Roofing Tiles Board.

In 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—

- (i) the process, trade, or business of making roofing tiles (other than roofing tiles made of cement), and all accessories for such roofing tiles; air vents, chimney pots, agricultural pipes, terra cotta lumber, and flower pots;
- (ii) the digging of clay incidental to the manufacture of the above-mentioned articles";

has made the following Determination, namely:—

1. That, as from the beginning of the first pay period to commence in June, 1953, the last previous Determination of this Board shall be revoked and replaced by this Determination.

2. (a)

(i) APPRENTICES OR IMPROVERS.

MALES.

Wages per Week of 40 Hours.

	Employed in Clayholes Exceeding 25 Feet in Depth.	Employed in All Other Places.				Total Wage.
		Percentage of Basic Wage.	Adjustable Rate.	Emergency Loading (Non-adjustable).	Special Loading (Non-adjustable).	
			<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>
Under 15 years of age	{ At the Rates prescribed for Adults }	24	55 6	1 3	2 3	59 0
15 years of age		28	65 0	1 6	2 9	69 3
16 years of age		32	74 0	1 6	3 3	78 9
17 years of age		38	88 0	1 9	3 9	93 6
18 years of age		52	120 6	2 6	5 0	128 0
19 years of age		61	141 6	3 0	6 0	150 6
20 years of age		75	174 0	3 9	7 3	185 0

FEMALES.

Wages per Week of 40 Hours.

	Percentage of Female Basic Wage.	Adjustable Rate.	Emergency Loading (Non-adjustable).	Special Loading (Non-adjustable).	Total Wage.
		<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>
Under 15 years of age	32	55 6	1 3	2 3	59 0
15 years of age	37	64 6	1 3	2 9	68 6
16 years of age	42	73 0	1 6	3 0	77 6
17 years of age	45	78 6	1 9	3 3	83 6
18 years of age	51	88 6	1 9	3 9	94 0
19 years of age	58	101 0	2 0	4 3	107 3
20 years of age	64	111 6	2 3	4 9	118 6

(b) Notwithstanding anything contained in the schedules of rates prescribed in sub-clause (a) hereof, any junior feeding or taking off a tile press shall be paid not less than 75 per cent. of the appropriate adult rate calculated to the nearest 6d.

Proportion (in any factory or place).

Apprentices.

- (c) One male apprentice to every three or fraction of three male workers receiving not less than the minimum wage.
- One female apprentice to every three or fraction of three female workers receiving not less than the minimum wage.

Improvers.

- Such number of male improvers as shall not, together with apprentices, exceed in the aggregate, two to every four, or fraction of four male adult weekly workers receiving not less than the minimum wage.
- Such number of female improvers as shall not, together with apprentices, exceed in the aggregate, two to every five, or fraction of five female adult weekly workers receiving not less than the minimum wage.

(ii) ALL OTHER EMPLOYEES.

MALES.

Wages per Week of 40 Hours.

	<i>s. d.</i>
Burner	260 0
Burner's assistant	256 0
Damperman and/or kiln cleaner	253 0
Clayhole man working underground in shaft and/or tunnel (employer to provide tools)	265 0
Faceman or man drilling or using explosives in quarry of face 25 feet or less	267 0
All other facemen	269 0
All other clayhole men including men digging and/or wheeling raw lump clay (employer to provide tools)	259 0
Drawer	259 0
Setter	263 0
Mouldmaker (including plaster, die making)	263 0
Flower pot, or flower pot saucer throwers	263 0
Maker on press (screw or lever type)	259 0
Hand presser and moulder	263 0
Crusher or grinding pan attendant	259 0
Loftman	256 0
Man sorting roofing tiles	256 0
Packer into rail trucks	256 0
Man feeding and/or taking off tile press	259 0
Tile feeder's assistant	253 0
Man carrying or wheeling into or out of kiln or to or away from kiln	256 0
Racker or wheeler who also racks	256 0
Other tile wheeler	253 0
Dresser or trimmer (dry tiles)	253 0
Waste-man or other unskilled man	253 0
Man in charge of pug and/or mixer machine (i.e., pug and/or mixer machine attendant and/or rigger)	263 0
Wire cut attendant, column man, and/or off bearer from a wire cut machine	256 0
Yardman order officer (i.e., an employee who attends clients and arranges deliveries for them in accordance with their selection)	269 0

FEMALES.

The wage rate for an adult female shall be 75 per cent. of the appropriate male rate for the class of work done.

TIME OF BEGINNING AND ENDING WORK.

3. For all persons except burners and other shift workers:—

Time of Beginning.	Time of Ending.
7.15 a.m.	Noon on Saturday or the day on which the half holiday is locally observed.
7.15 a.m.	5 p.m. on the other five working days of the week.

OVERTIME.

4. *(a)* By persons employed as burners in excess of 8 hours on any one shift and 40 hours in any one week Time and a half.

(b) By any other person:—

- (i) Within the hours fixed as the time of beginning and ending work in excess of the maximum number of hours fixed as a week's work Time and a half.
- (ii) Outside the hours fixed as the time of beginning and ending work Time and a half.

For the purpose of calculating overtime in placitum *(b)* (i) all overtime shall be on a weekly basis, and time lost because of—

- (i) sick leave prescribed in clause 11 hereof;
- (ii) any of the holidays prescribed in clause 8 hereof;
- (iii) absence, for any reason, with the approval of the employer; or
- (iv) being stood down by the employer for any reason other than misconduct;

shall be regarded as having been worked.

* Provided that, where a burner is required within eight hours of commencing or finishing a shift as a burner to do any work for which a rate other than that prescribed for a burner is fixed, he shall be paid for such shift work as a burner and for such other work as follows:—(i) For the first eight hours worked, whether at burning or such other work, ordinary pro-rata payment according to the class of work done; (ii) For the hours worked in excess of the first eight hours referred to in (i) hereof, whether at burning or otherwise, payment for such excess at the overtime rate prescribed for such work.

A burner shall be paid for the full number of hours of the shift worked.

EXTRA RATES FOR SHIFT WORKERS (INCLUDING BURNERS).

5. An addition of 10 per cent. to the ordinary rates prescribed in clause 2 hereof for the occupation concerned shall be payable to shift workers for any work, including overtime, performed by them between 6 p.m. and 6 a.m.; and any extra payment, as prescribed in clause 4 hereof, for overtime performed by such workers between the said hours, shall be calculated on the aforesaid ordinary rates.

ALLOWANCES, ETC.

6. *(a)* Any burner or burner's assistant using coal or mixed fuel, not including oil, gas, or briquettes solely, shall be paid an allowance of 7s. 6d. per week. Such allowance shall not be taken into account in computing overtime, or the extra rates for shift workers prescribed in clause 5 hereof.

(b) Burners, drawers, wheelers from kiln, clayhole men, and damper men shall receive an allowance of 6d. per day or shift, or part thereof for wear and tear of boots.

(c) Mouldmakers, men sorting tiles, or loading tiles into railway trucks shall, upon request, be supplied with leather aprons.

SPECIAL RATES.

7. Double time shall be the rate payable to all employees for all work done on Sundays, New Year's Day, Australia Day, Labour Day, Good Friday, Easter Monday, Anzac Day, Queen'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 be payable for work done only on the day so substituted.

HOLIDAYS.

8. (a) All employees shall be entitled to the holidays hereinafter mentioned without deduction of pay:—New Year's Day, Australia Day, Labour Day, Good Friday, Easter Monday, Anzac Day, Queen'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, this condition shall apply only to the day so substituted.

Provided that an employee shall not be entitled to pay for any of the above holidays if absent from employment without leave on the working day immediately preceding and/or following a holiday or group of holidays unless he or she produces to the employer a certificate of a legally-qualified medical practitioner, or failing the production of such certificate, such other evidence as shall be satisfactory to the employer.

TERMINATING EMPLOYMENT IN RELATION TO A HOLIDAY.

(b) Where the employer terminates the employment of an employee within fourteen days of a day on which a holiday occurs, and such employee is re-employed by the same employer within a period of fourteen days after such holiday, the employee shall be paid for such holiday or holidays prescribed by this Determination, provided that such employee has been employed by the same employer for a period of at least one month immediately prior to the termination of employment.

MIXED FUNCTIONS.

9. On any day or shift any employee (other than a burner) required to perform work of a higher grade, shall be paid, whilst so employed, the wages attaching to such higher grade, provided that, in the case of any such employee being required to perform the work of a higher grade for more than one half the number of hours fixed for a week's work, he shall be paid at the higher rate for the whole of the week. In the case of any employee being required to perform the work of a lower grade than that to which he is classed, he shall not suffer any reduction of pay by reason only of his working temporarily out of his grade. Such work shall not be considered temporary if it continues for more than one week.

ANNUAL HOLIDAY.

10. The annual holiday shall be as prescribed by the provisions of the *Factories and Shops (Annual Holidays) Act 1946*, No. 5111, and any amendments which may be made thereto from time to time.

SICK LEAVE.

11. (a) Any employee who has been in the industry for a period of not less than three months during the previous twelve months, or with his or her present employer for at least three months, and is disabled by personal ill-health or accident, proof of which is given to the employer by the production of a certificate from a legally-qualified medical practitioner, statutory declaration, or other satisfactory evidence, within 48 hours of the employee's consequential absence shall, on account thereof, be entitled to sick pay as follows:—

(i) During the first year, 3½ hours' ordinary pay for each completed month of service;

(ii) During any subsequent year of service, 40 hours' ordinary pay. Provided that any employee who is in his or her first year in the industry on the 1st June, 1953, shall at that date be entitled to have had or be credited with 2½ hours' sick pay for each completed month of service, provided that such employee shall be entitled to not more than 40 hours' sick pay for such first year.

(b) For the purpose of administering sub-clause (a) hereof, an employer may, within two weeks of the employee entering his employment, require such employee to make a sworn declaration or provide other satisfactory evidence as to what employment and paid sick leave he or she has had with any employer in the industry during the previous twelve months and, upon such statement or other evidence, the employer shall be entitled to rely and act.

(c) If the full period of sick leave as prescribed above is not taken in any year, such portion as is not taken shall, provided an employee remains in the service of the one employer, or any successor of such employer, be cumulative from year to year.

(d) Any accumulated sick leave not exceeding 160 hours, standing to the credit of an employee on the 1st June, 1953, shall not be increased by virtue of sub-clause (a) (ii) hereof.

(e) No employer shall terminate the services of an employee during the currency of any period of sick leave with the object of avoiding his obligations under sub-clause (c) hereof.

MORNING TEA INTERVAL.

12. A morning tea interval of seven minutes shall be allowed employees each morning during ordinary working hours without deduction of pay, and such interval shall be arranged by the employer so as to avoid the necessity of a stoppage of operations in the establishment.

TEA MONEY.

13. An allowance of 2s. for tea money shall be made where work extends for more than two hours beyond the usual time of ending work.

WET PLACES.

14. An employee who is required to work in water and/or slurry of 2 inches or more in depth, shall be paid an additional 3d. per hour whilst so required to work.

CRIB TIME.

15. A crib time not exceeding 30 minutes in a working shift of eight hours shall be allowed clayhole men working underground in shaft or tunnel at a depth of 100 feet or over from the surface. Such crib time shall be counted as time worked.

PAYMENT OF WAGES.

16. Except where otherwise mutually agreed between an employer and an employee, wages due shall be paid before the usual finishing hour for the day, and not later than Friday in each week.

DIRTY WORK.

17. Where an employee is engaged on work which the employer, or, in his absence, his accredited representative, agrees is of an unusually dirty or offensive nature, he shall be allowed reasonable time off during working hours to enable him to cleanse himself by means of a shower, or other washing facilities reasonably sufficient to accomplish such purpose.

DEFINITION.

18. Burner's assistant is an employee (exclusive of a regular burner) who works with and assists a burner in the operation of burning a kiln.

PIECEWORK WHICH MAY BE FIXED BY AN EMPLOYER.

19. The Board determines, under the provisions of Section 150 of the *Factories and Shops Act 1928* (No. 3677), that any employer may fix and pay piecework prices to any person provided that any such employer shall base such piecework prices on the earnings of an average worker working under like conditions, and such piecework prices shall be fixed so that an average worker can earn not less than the wages rates that are fixed by the Board for such work.

FIRST-AID ROOM.

20. In any establishment with more than five employees, the employer shall provide a cubicle or room for the sole purposes of treating injuries. Such cubicle or room shall be equipped with adequate first-aid facilities and a stretcher.

Clause 8 of Chapter 9 of the Regulations under the *Factories and Shops Act 1928* requires that a first-aid ambulance chest shall be kept in some accessible place upon the premises, and that such chest shall be equipped and supplied with the following articles:—

Articles.	Quantities to be Kept in Ambulance Chest—
Antiseptic solution	1 bottle
Bandages, cotton and gauze	1 dozen assorted sizes
Castor oil	2 oz.
Iodine, tincture of	2 oz.
Manual, first-aid	1
Petrolatum, carbolized	1 jar
Picric acid solution, made according to the following recipe or prescription:— 1½ teaspoonsful of powdered picric acid, 3 oz. of absolute alcohol, and 2 pints of distilled water	1 pint
Pins, safety	1 packet
Sal volatile	6 oz.
Scissors	1 pair
Tourniquet	1
Tweezers	1 pair
Cotton, absorbent	} An adequate assortment
Gauze, sterilized, plain	
Lint, absorbent	
Plaster, adhesive	

PERIODICAL ADJUSTMENT OF WAGES.

21. The wages rates for adult males set out in clause 2 are based upon the following basic wage 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 adjusted as prescribed by clause 22.

Basic Wage.

Place.	Basic Wage (Adjustable).	Index Number Set Assigned.
Victoria	£ s. d. 11 12 0	Melbourne

ADJUSTMENT OF BASIC WAGE.

22. (a) 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.

(b) Until the beginning of the first pay period to commence in August, 1953, the amount of the basic wage shall be as prescribed in clause 21.

(c) During each future successive period beginning with the first pay period to commence in an August, a November, a February, or a May, the amount of the basic wage shall be adjusted by the following method, namely, by multiplying the last published Commonwealth Statistician's "all items" retail price index number by the factor 103 taken to one place of decimals, the resultant whole number being the amount of the basic wage expressed in shillings but, should the decimal number reach .5 or more, the basic wage shall be taken to the next higher shilling.

(d) The adjustable wages of apprentices or improvers shall be the appropriate percentages as set out in clause 2, such wages shall be calculated to the nearest 6d., half or less than half of 6d. to be disregarded.

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

J. W. RYAN, Secretary.

Melbourne, 20th May, 1953.