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Labour and Industry Acts.

AMENDING DETERMINATION OF THE JEWELLERS BOARD.

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

(ii) On the 7th March, 1950, the powers of the Jewellers Board and of the Non-ferrous Metals Board were adjusted by depriving the said Non-ferrous Metals Board of the power to determine the lowest prices or rates which may be paid to any person employed in the process, trade, or business of a manufacturing jeweller at producing rods, bars, sections, angles, sheets, strips, ingots, tubes, or wire from brass, copper, or other non-ferrous metals, and conferring such power exclusively on the said Jewellers Board.

IN accordance with the provisions of the *Labour and Industry 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 process, trade or business of a manufacturing jeweller", has made the following Determination, namely:—

1. That as from the beginning of the first pay period to commence in February, 1956, the Determination made on the 3rd of December, 1954, and published in *Government Gazette* No. 10 of the 20th January, 1955, shall be amended by:—

(i) deleting clause 2 and inserting in lieu thereof the following:—

2. WAGES PER WEEK OF 40 HOURS.
(a) Males.

Classification.	£	s.	d.
Precious gem mounter	17	1	0
Setter of precious gems	17	1	0
Mounter—1st Class	16	6	0
Mounter—2nd Class	15	1	0
Drop hammer operator who sets dies and makes force	15	18	6
Drop hammer operator, other	13	16	0
Setter	15	13	6
Melter and alloyer	15	13	6
Lapper	14	11	0
Polisher	14	11	0
Assembler and solderer	13	16	0
Solderer, other	14	1	0
Die setter	13	13	0
Engine turner	13	13	0
Press operator	13	13	0
Process worker (as defined)	13	4	0
Carder	13	4	0
Pinner up	13	0	0
Other employees with not less than three months' experience in this industry	13	0	0
All others	12	14	0

LEADING HANDS.

Leading hands in charge of not less than three and not more than ten employees, 15s. per week extra; more than ten and not more than twenty employees, 30s. per week extra; more than twenty employees, 45s. per week extra.

(b) Females.

	£	s.	d.
Under one month's experience	9	8	0
*All others	10	4	0

* When employed at a classification for which the corresponding margin in clause 23 of the Determination published in *Government Gazette* No. 197 of the 12th April, 1954, exceeded 28s. per week, but did not exceed 40s. per week—75 per centum of the margin now prescribed for that classification in clause 23 hereof in lieu of the 16s. herein prescribed.

(ii) deleting clause 3 and inserting in lieu thereof the following:—

APPRENTICESHIP.

Contract of Apprenticeship.

3. (a) Every contract of apprenticeship hereinafter made shall contain—

- (i) the names of the parties;
- (ii) the date of birth of the apprenticeship;
- (iii) a statement of the trade or trades to which the apprentice is to be bound and which he is to be taught during the course and for the purpose of the apprenticeship;
- (iv) a covenant by the master to teach and instruct or cause the apprentice to be taught or instructed in the trade to which the apprentice is bound;
- (v) the date at which the apprenticeship is to commence or from which it is to be calculated;
- (vi) all other conditions of apprenticeship.

Cancellation or Suspense of Indenture.

(b) Subject to the approval of the Secretary for Labour and Industry, but not otherwise, an indenture of apprenticeship may be suspended or cancelled—

- (i) by mutual consent;
- (ii) if through lack of orders or financial difficulties an employer is unable to find suitable employment for an apprentice and a transfer to another employer cannot be arranged;
- (iii) if, in the opinion of the Secretary for Labour and Industry, circumstances exist which render such suspension or cancellation necessary or desirable.

Any covenant in an indenture inconsistent with the provision of this clause shall be null and void and of no force or effect while this Determination remains in force and applies to the parties to the indenture.

Proportion.

(c) The proportion of apprentices who may be taken by an employer shall not exceed one apprentice to every three or fraction of three tradesmen.

For the purpose of ascertaining the number of apprentices, the number of tradesmen shall be deemed to be the average number working during the immediately preceding six months, and in ascertaining such proportion an employer actually working in any workshop shall be deemed to be a tradesman.

A person who is, for a term not exceeding two years taking practical training in a workshop in continuance of a course of training for professional work shall not be taken into account in calculating the proportion of apprentices to journeymen.

An employer may with the consent of the Wages Board and upon satisfying that authority that he has the plant, equipment and staff necessary for the proper tuition of each apprentice concerned take apprentices in excess of the proportion herein prescribed. Until further order apprentices so taken shall not be counted in future calculations of the proportion of apprentices to journeymen authorized by the Determination.

Period of Apprenticeship.

(d) If the apprentice, when indentured, is under the age of seventeen years—five years; if over the age of seventeen—four or five years at the option of the contracting parties.

Adult Apprentices.

(e) Any apprentice who cannot complete his full term of apprenticeship before reaching his 22nd birthday may, by agreement with his master, serve as an apprentice until he reaches the age of 23 years.

Probationary Period.

(f) Minors may be taken on probation for three months, and if apprenticed such three months shall count as part of their period of apprenticeship. An employer shall within fourteen days of employing a probationer notify the appropriate apprenticeship authorities of the employment of such probationer to any of the trades mentioned herein.

Wages.

(g) The minimum weekly rates of wage for apprentices shall be the under-mentioned percentages of the basic wage, and in addition thereto the war loadings specified, and in all contracts of apprenticeship hereafter made the employer shall covenant to pay wages of not less than such rates.

The total wages of apprentices and improvers shall be calculated to the nearest sixpence, any broken part of sixpence in the result not exceeding threepence to be disregarded.

3. (h) Wages per Week of 40 Hours.

	Percentage of Basic Wage.	Total Wage Payable.
	Per Week.	£ s. d.
Four and five-year terms—		
1st year	39	4 18 0
2nd year	50	6 5 6
3rd year	58½	7 7 0
4th year	89	11 3 6
5th year	100 + 22s.	13 13 0
Four-year terms—Apprentice commencing after the age of 17 years—		
1st year	41	5 3 0
2nd year	58½	7 7 0
3rd year	89	11 3 6
4th year	100 + 22s.	13 13 0

An employee who is under 21 years of age at the expiration of his apprenticeship and thereafter works as a minor in occupation to which he has been apprenticed shall be paid at not less than the adult rate prescribed for that classification.

Hours.

(i) The ordinary hours of employment of apprentices shall not in each workshop exceed those of the journeyman.

Overtime and Shift Work.

(j) No apprentice under the age of 18 years shall be required to work overtime or shift work unless he so desires.

Payment by Results.

(k) An apprentice shall not work under any system of payment by results.

Lost Time.

(l) The apprentice at the end of the calendar period of any year in which he has actually given service to the master upon less than the ordinary working days prescribed in this Determination, or in which he has unlawfully absented himself without the master's consent, shall, for every day short of the said number of working days; and for every day of such absence, serve one day, and the calendar period of the succeeding year of his service shall not be deemed to begin until the said additional day or days shall have been served. Provided that in calculating the extra time to be so served the apprentice shall be credited with time which he has worked during the relevant year in excess of his ordinary hours.

Prohibition of Premiums.

(m) An employer shall not, either directly or indirectly, or by any pretence or device receive from any person or require or permit any person to pay or give any consideration in the nature of a premium or bonus for the taking or binding of any probationer or apprentice.

Annual and Sick Leave.

(n) Apprentices shall be entitled to sick and annual leave in accordance with the provisions of clauses 13 and 14 hereof respectively.

(iii) deleting clause 4 and inserting in lieu thereof the following:—

UNAPPRENTICED JUNIORS.

4. (a) The minimum rates of wage for unapprenticed juniors shall be as follows:—

Wages per Week of 40 Hours.

	* Percentage of Basic Wage.	Additional Amount.		Total Wage Payable.	
		Per Week.	Per Week.	£	s. d.
			s. d.		
<i>I.—Junior Females.</i>					
17 years of age and under	52	3	6	5	1 6
18 years of age	62	4	0	6	0 6
19 years of age	72	4	6	7	0 0
20 years of age	82	5	0	7	19 0
<i>II.—Junior Males.</i>					
Under 16 years of age	24	2	0	3	2 0
16 years of age	34	3	0	4	8 6
17 years of age	46	4	0	5	19 6
18 years of age	58	5	0	7	10 6
19 years of age	73	6	0	9	9 0
20 years of age	88	7	0	11	8 0

* The percentages for junior females relate to the female Basic Wage, and for junior males to the male Basic Wage.

The total wage shall be calculated to the nearest sixpence, any broken part of sixpence in the result not exceeding threepence to be disregarded.

(b) The minimum rate payable to a junior female of any age or a junior male of eighteen years or more each with less than six months experience under this Determination shall, until he or she has had six months' experience, be 10 per cent. less than the amount represented by the percentage of the basic wage hereby prescribed for a junior employee of his or her age and in addition thereto the additional amount prescribed for such an employee.

Prohibited Occupations.

(c) Junior employees shall not be employed:—

- (i) if under the age of 16 years—
on oil or gas burners or fires used for heating of small articles.
- (ii) if under 18 years of age—
die setting on power presses.

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

J. W. RYAN, Secretary.

Melbourne, 18th January, 1956.

