

Rt. Hon. R. J. Seddon.

SHOPS AND OFFICES ACT AMENDMENT.

ANALYSIS.

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A BILL INTITULED

AN ACT to amend "The Shops and Offices Act, 1904."

Title.

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. The Short Title of this Act is "The Shops and Offices Act Amendment Act, 1905"; and it shall form part of and be read together with "The Shops and Offices Act, 1904" (hereinafter referred to as "the principal Act").

Repeal.

2. Section three of the principal Act is hereby repealed.

Struck out.

Closing-hours for assistants.

3. (1.) Subject to the provisions of the principal Act and to any award of the Arbitration Court, a shop-assistant shall not be employed in or about the shop or its business more than fifty-two hours in one week or at any time after one o'clock in the afternoon on the statutory closing-day, or after nine o'clock in the evening on Saturdays in districts where Saturday is not the closing-day, or after six o'clock in the evening on any other working-day.

(2.) If any shop-assistant is employed at any work in connection with the business of any shop later than half an hour after the time prescribed by this section, the employer commits an offence in respect of each shop-assistant so employed.

New clauses.

Employment of shop-assistants.

3A. (1.) A shop-assistant shall not be employed—

(a.) In a shop required under section twenty-one of the principal Act to close at a specified hour, after the hour so specified; nor

(b.) In any other shop—

(i.) If any of the trades mentioned in the *First* Schedule hereto is carried on therein, after eleven o'clock in the evening on one working-day in each week or eight o'clock in the evening on other working-days; nor

(ii.) If any of the trades mentioned in the *Second* Schedule hereto is carried on therein, after eleven o'clock in the evening on one working-day in each week or half-past ten o'clock in the evening on other working-days; nor

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(iii.) If none of the trades mentioned in the *First* or *Second* Schedules hereto is carried on therein, after eleven o'clock in the evening on one working-day in each week or six o'clock in the evening on other working-days.

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(2.) The definitions contained in paragraph (a) of section fifteen of the principal Act shall extend and apply to this section.

(3.) This section shall not affect the provisions of the principal Act relating to hours of employment or the weekly half-holiday.

Definition of
"fishmonger"
amended.

3B. Paragraph (a) of section fifteen of the principal Act is hereby amended by adding at the end of the definition of "fishmonger" the words "or rabbits."

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Section 21 of
principal Act
amended.

4. Subsection one of section twenty-one of the principal Act is hereby amended by repealing the words "*a majority of the occupiers of,*" and inserting in lieu thereof the words "*the occupiers of not less than three-fifths of,*" and also by repealing the words "(not being one of the districts mentioned in section three hereof)."

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New clauses.

Excepted offices.

4A. (1.) Section twenty-three of the principal Act shall not apply to any office in which is carried on any of the businesses mentioned in the *Third* Schedule hereto.

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(2.) The said section is hereby amended by repealing the proviso to subsection one thereof.

Overtime in
excepted offices.

4B. With respect to every office in which is carried on any of the businesses mentioned in the *Third* Schedule hereto the following provisions shall apply:—

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(a.) The occupier of the office shall at all times keep a record-book, called the "Extra-time Book," wherein shall be entered a correct record showing, in the case of each office-assistant employed after one o'clock in the afternoon on Saturdays and five o'clock in the afternoon of every other working-day, the name of the assistant, and the respective dates and periods of such employment:

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(b.) Where such extra time exceeds, in respect of any office-assistant, twenty hours in any one month, overtime at the rate of not less than one and a half times the ordinary rate of pay shall be paid for so much of such extra time as exceeds twenty hours:

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(c.) Payment of overtime shall be made at the first regular pay-day after the close of the month for which it became payable, and, if not so made, the amount thereof may be recovered by the Inspector on behalf of the office-assistant:

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(d.) The extra-time book shall at all times be open to the inspection of the office-assistants and of the Inspector:

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Provided that this section shall not apply to forwarding agencies, freezing companies, insurance companies, live-stock auctioneers, newspapers, railways, shipping companies, telegraph agencies, tramways, wool-buyers, and wool-brokers.

- 4c. Section two of the principal Act is hereby amended by adding after the word "business" at the end of the definition of shop, the words "or a refreshment-room where meals only are supplied." Amendment of section 2 of principal Act.
- 5 ~~4B~~ 4D. Section twenty-two of the principal Act is hereby amended by inserting after the words "carry on business" the words "within borough or town district." Amendment of section 22 of principal Act.
- 10 4E. Nothing in the principal Act or this Act shall render it unlawful for the occupier of any shop to keep open till eleven o'clock at night on Christmas Eve or New Year's Eve. Late closing on Christmas Eve and New Year's Eve.

New schedules.
SCHEDULES.

Schedules.

FIRST SCHEDULE.

Bakers.	Dairy-produce sellers.
Booksellers.	Florists.
<i>Butchers.</i>	Hairdressers.
Chemists.	Tobacconists.

SECOND SCHEDULE.

Confectioners.	Pork-butchers.
Fishmongers.	Refreshment-room keepers.
Fruiterers.	

THIRD SCHEDULE.

Excepted Offices.

Banks.	Merchants (including warehousemen).
Building societies.	<i>Municipal offices.</i>
Cable companies.	Newspaper.
Forwarding agencies.	Railway.
Freezing companies.	Shipping.
<i>Harbour Boards.</i>	Telegraph agencies.
Insurance.	Tramway.
Live-stock auctioneers.	Wool-buyers and wool-brokers.