

Serial Number 154/1937.



**THE AGRICULTURAL WORKERS EXTENSION
ORDER, 1937, NO. 2.**

Enacting authority : His Excellency the Governor-General in Council.

Date on which the regulations were made : 14th day of April, 1937.

Date of notification in *Gazette* : 15th day of April, 1937.

PURSUANT to section 20 of the Agricultural Workers Act, 1936, and after submission by the Minister of Labour to the organization of the workers of the class affected and to the organizations of their employers of the proposal to extend the provisions of Part III of the said Act as hereinafter appears, His Excellency the Governor-General, acting by and with the advice and consent of the Executive Council, doth hereby order as follows :—

I. This Order may be cited as the Agricultural Workers Extension Order, 1937, No. 2.

II. The provisions of Part III of the Agricultural Workers Act, 1936 (hereinafter called “the said Act”), are hereby extended to apply with the necessary modifications with respect to the following classes of agricultural workers—that is to say, agricultural and pastoral workers employed on farms and stations used for the commercial production of wool, meat, and/or grain (excluding seed) other than those so employed who are covered by the provisions of an award or industrial agreement under the Industrial Conciliation and Arbitration Act, 1925, and its amendments.

III. The provisions of Part III of the said Act as so extended shall apply with the modifications set out in the Schedule hereto.

SCHEDULE.

1. Except as hereinafter provided, every worker shall be entitled to receive from his employer payment for his work at such rate as is agreed upon, being not less than the appropriate rate as prescribed hereunder :—

	Per Week.
	£ s. d.
For workers under the age of 17 years ..	0 17 6
For workers of the age of 17 but under 18 ..	1 2 6
For workers of the age of 18 but under 19 ..	1 7 6
For workers of the age of 19 but under 20 ..	1 12 6
For workers of the age of 20 but under 21 ..	1 17 6
For workers of 21 years of age and upwards ..	2 2 6

The above rates of wages shall be payable from the 1st day of May, 1937, until other rates of wages for workers on dairy-farms are fixed and in force for any period subsequent to the 31st day of July, 1937, in accordance with section 14 (3) of the said Act, and thereafter the above rates shall be from time to time replaced by the respective rates so fixed or otherwise in force for workers on dairy-farms, provided that in the case of workers of 21 years of age and upwards such substituted rate shall not exceed £2 5s. a week.

2. In the case of any married couple where the wife is employed as a cook or in connection with the operations of the farm or station, the wages of the wife shall be such rate as is agreed upon between the employer and the worker. Where any dispute arises as to the rates of wages to be paid in accordance with this clause the rates shall be determined by the Inspector of Factories.

3. No charge shall be made for board and lodging provided for workers by their employers. In the case of any worker who is not provided with board and lodging by his employer his wages shall be increased by 17s. 6d. a week.

4. No deduction shall be made from the wages payable to any worker in respect of time lost by him except for time lost by reason of the default of the worker, or by reason of his illness or of any accident suffered by him.

5. The wages paid to any worker at the date of coming into force of this Order shall not be reduced, and any employer who makes any such reduction in the wages payable shall be deemed to have committed a breach of section 18 of the said Act.

6. The rates payable to casual workers shall be as follows :—

	By the Hour.		By the Day.	
	Found.	Not Found.	Found.	Not Found.
Harvesters	2s. an hour with rations.			
Other workers	1s. 8d.	2s.	13s. 4d.	16s.
Youths up to 18 years	1s.	1s. 3d.	8s.	10s.

7. Every worker shall be allowed by his employer on the completion of twelve months' service a total of eighteen days' holidays (on full money-wage paid) to be given at the convenience of the employer, provided that if the period of employment is less than twelve months but more than three months the worker shall be entitled on the termination of his employment to a proportion of the annual holidays according to the length of service performed.

8. Payment of wages shall be made in full at monthly intervals or at such other period as shall be agreed on by the employer and the worker.

9. If any worker satisfies an Inspector that he is incapable of earning wages at the appropriate minimum rate for the time being prescribed under this Order, the Inspector may from time to time grant him a permit to accept wages at such lower rate as may be specified in the permit. A permit granted to any worker under this clause shall continue in force for the period specified in that behalf in the permit; and while it continues in force the rate of wages specified in the permit shall be deemed to be the minimum rate of wages prescribed under this Order in respect of that worker.

10. A permit may be granted under the preceding clause to any woman or girl employed as an agricultural or pastoral worker if the Inspector is satisfied, having regard to the conditions of her employment, the nature of the work performed by her, the time occupied in the performance of her work, and any other relevant circumstances that she is not reasonably entitled to wages at the prescribed minimum rate. Where a permit is granted under this clause the Inspector may also reduce to such amount as he thinks fit the amount, if any, payable to the woman or girl in respect of her board and lodging pursuant to subsection (4) of section 14 of the said Act and to clause (3) hereof.

11. The foregoing provisions shall operate as from the 1st day of May, 1937, and shall continue in force until the 31st day of July, 1938, and thereafter until a further Order in Council is made in pursuance of section 20 of the Agricultural Workers Act, 1936.

NOTE.—It is recommended by the New Zealand Sheepowners' Industrial Union of Employers and the New Zealand Agricultural and Related Farmers' Industrial Union of Employers that any officer or accredited representative of the New Zealand Workers' Industrial Union of Workers shall be permitted by members to enter at all reasonable times upon the farm or station and there to interview any workers but so as not unreasonably to interfere with the work of the employer.

Issued under the authority of the Regulations Act, 1936.

These regulations are administered by the Department of Labour.