

Serial Number 1941/100.



**THE CHEESE-FACTORIES LABOUR LEGISLATION SUSPENSION ORDER 1941.**

WHEREAS it appears to me to be expedient for maintaining supplies and services essential to the life of the community, I, Patrick Charles Webb, Minister of Labour, pursuant to the Labour Legislation Emergency Regulations 1940, do hereby order as follows :—

1. This Order may be cited as the Cheese-factories Labour Legislation Suspension Order 1941.

2. This Order applies to workers in cheese-factories engaged in the manufacture of cheese or whey butter, and to the employers of such workers.

3. The provisions of all Acts and all regulations thereunder, and of all awards and industrial agreements under the Industrial Conciliation and Arbitration Act, 1925, and of all other voluntary agreements affecting conditions of employment shall be and are hereby suspended in so far as any such provisions operate to prevent or restrict the working of shifts by the workers hereinbefore mentioned or the employment of such workers whether shifts are worked or not for a week of not more than forty-eight hours ordinary time at the weekly wages prescribed in the award during a period of not more than forty-three weeks in the year while cheese is manufactured in the factory on every day of the week, provided that such suspension shall be subject to the conditions hereinafter set forth.

4. Where two shifts are worked workers employed on the second or night shift shall be paid 1s. per shift extra.

5. (a) In calculating the weekly hours prescribed in clause 3 all time worked on Saturdays, Sundays, and holidays shall be included.

(b) For all time worked on Saturday in excess of four hours or after 1 p.m., or on a Sunday or on a holiday prescribed by the award, half-rates shall be paid in addition to ordinary or overtime rates.

6. During any week in which the hours prescribed in clause 3 hereof are exceeded time worked during such extended hours shall be paid for at the rates set out in the undermentioned Schedule for the first four hours, at time and a half for the next four hours, and thereafter at double time, the time and a half and double time rates to be calculated on the basis of a forty-eight-hour week.

|  | Per Hour. |    |
|--|-----------|----|
|  | s.        | d. |
| SCHEDULE.  |           |    |
| First assistant (where seven vats and over are in use) ..                                | 2         | 6½ |
| First assistant (where four to six vats are in use) ..                                   | 2         | 5½ |
| First assistant (where two or three vats are in use) ..                                  | 2         | 4½ |
| Second assistant (where seven vats and over are in use) ..                               | 2         | 4½ |
| Second assistant (where four to six vats are in use) ..                                  | 2         | 3½ |
| Third assistant .. .. .  | 2         | 2½ |
| Fourth assistant .. .. .   | 2         | 1½ |
| Engine-driver (first-class certificate) .. .. .  | 2         | 6½ |
| Engine-driver (second-class certificate) .. .. .   | 2         | 4½ |
| Fireman attending a boiler or boilers having a total horse-power of 250 or over .. .. .  | 2         | 1½ |
| All other workers (including firemen and general hands) ..                               | 2         | 0  |
| In a two-vat factory where a youth is the only worker in addition to the manager .. .. . | 2         | 4½ |

Where a whey-butter maker is substantially employed as such in terms of the award: The rate for the first assistant in that factory.

7. Any employer may require his employees to work under the conditions laid down in this Order only after notification to the branch secretary of the workers' union of the date on which he will require his employees to commence so to work, which date shall be not later than the date on which such employer is entitled to commence to work his employees for more than forty-eight hours a week at ordinary rates of pay, and failing any such notification or on failure to work the employees in accordance with such notification the provisions of the award for the time being in force in respect of such workers shall be complied with, provided that once the provisions of this Order are brought into operation they shall continue in operation until the employer requires his employees again to work under award conditions, and the employer shall thereafter comply with the provisions of the award, and provided also that where no provision is made in this Order in respect of any matter the provisions of the award shall apply thereto.

8. All rates of remuneration provided for in this Order shall be increased by an amount equal to 5 per cent. thereof.

9. This Order shall come into effect on and from the 4th day of August, 1941.

10. This Order shall continue in force until the 3rd day of August, 1942.

Dated at Wellington, this 25th day of June, 1941.

P. C. WEBB,  
Minister of Labour.

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Issued under the authority of the Regulations Act, 1936.

Date of notification in *Gazette*: 26th day of June, 1941.

These regulations are administered in the Department of Labour.