

## Serial Number 1942/197



**THE DEFENCE WORKS LABOUR LEGISLATION SUSPENSION  
ORDER 1942, AMENDMENT NO. 3**

PURSUANT to the Labour Legislation Emergency Regulations 1940,\* the Minister of Labour doth hereby order as follows :—

1. This Order may be cited as the Defence Works Labour Legislation Suspension Order 1942, Amendment No. 3, and shall be read together with and deemed part of the Defence Works Labour Legislation Suspension Order 1942† (hereinafter referred to as the principal Order).

2. Clause 4 of the principal Order is revoked, and the following clause substituted therefor :—

“ 4. (1) The normal hours of work shall be forty-eight per week—namely, (a) eight and three-quarter hours per day, Monday to Friday inclusive ; and (b) four and one-quarter hours on Saturday, to be worked before 12 noon :

“ Provided that these hours may be varied and extended in respect of any particular contract by agreement between the District Engineer of the Public Works Department and the Local Defence Works Labour Committee set up by the Commissioner of Defence Construction or, failing any such agreement or in the absence of any such Local Defence Works Labour Committee, by the Commissioner of Defence Construction after consultation with the Central Defence Works Labour Committee set up by the Commissioner of Defence Construction.

“ (2) All time worked outside or in excess of the hours hereinbefore prescribed shall be paid for in accordance with the relevant award or agreement, subject, however, to the provisions of any Order made by the Minister of Labour in pursuance of the Labour Legislation Emergency Regulations 1940\* that may be applicable to such award or agreement.”

3. Clause 7 of the principal Order is amended by revoking paragraph (l) and substituting the following paragraph :—

“ (l) Driver . . . . . £7 10s. 0d. per week.”

4. Clause 8 of the principal Order is amended by adding thereto the following :—

“ or at his own request, or through sickness due to misconduct :

“ Provided, however, that if he has been absent from work through sickness, which has not been due to misconduct, for a total of fourteen working-days in a period of thirteen calendar weeks of continuous

\* Statutory Regulations 1940, Serial number 1940/123, page 436.

† Statutory Regulations 1942, Serial number 1942/65, page 140.

Amendment No. 1: Statutory Regulations 1942, Serial number 1942/90, page 193.

Amendment No. 2: Statutory Regulations 1942, Serial number 1942/109, page 251.

employment with the same employer, any further absence from work through sickness during that period of thirteen calendar weeks shall be without pay and shall not count for the purposes of minimum weekly wage payments. Every worker shall, if required, produce satisfactory medical certificates covering the period of any absence due to sickness, and if when so required he does not do so he shall not be paid for the lost time and it also shall not count for the purposes of minimum weekly wage payments."

5. Clause 9 of the principal Order,\* as amended by clause 3 of the Defence Works Labour Legislation Suspension Order 1942, Amendment No. 1†, is revoked, and the following clause inserted in lieu thereof:—

"9. Where workers are required to travel to and from the job each day the starting-point or picking-up place shall be decided by the Local Defence Works Labour Committee hereinbefore referred to, which shall notify the local office of the Labour Department, the Commissioner of Defence Construction, and all employers concerned of the point or place so decided upon. Until any such decision has been reached or in the absence of notification as aforesaid of any such decision, the starting-point or picking-up place shall be the place prescribed by the Carpenters and Joiners' award in force at the time. The workers shall be conveyed free of charge from such point or place to the job and back to such point or place and shall be paid at ordinary rates for the time occupied in travelling to the job from such point or place or from the worker's place of residence, whichever distance is the less, and back to such point or place or place of residence, as the case may be, and where a worker resides more than one mile and a half distant from such point or place he shall in addition be compensated for any fares expended by him in travelling to and from such point or place. Nothing in this clause shall apply to any worker residing less than one mile and a half from the job."

6. Clause 12 of the principal Order is amended by adding the following words: "subject, however, to the provisions of any Order made by the Minister of Labour in pursuance of the Labour Legislation Emergency Regulations 1940‡ that may be applicable to such award or agreement."

7. This Order shall come into effect on the 1st day of July, 1942.

Dated at Wellington, this 30th day of June, 1942.

P. C. WEBB,  
Minister of Labour.

\* Statutory Regulations 1942, Serial number 1942/65, page 140.

† Statutory Regulations 1942, Serial number 1942/90, page 193.

‡ Statutory Regulations 1940, Serial number 1940/123, page 436