

NELSON CITY COUNCIL GARDENERS AND LABOURERS—AMENDMENT OF AWARD

In the Court of Arbitration of New Zealand.—In the matter of the Industrial Conciliation and Arbitration Act, 1925, and the Economic Stabilization Regulations 1952; and in the matter of the Nelson City Council Gardeners and Labourers award, dated the 11th day of July 1951, and recorded in 51 Book of Awards 1356.

IN pursuance and exercise of the powers vested in it by regulation 9 (1) of the Economic Stabilization Regulations 1952, and upon application made in that behalf by the parties to the above-mentioned award, this Court, for the purpose of giving effect to the pronouncement made by it on the 12th day of July 1952, doth hereby order as follows:—

1. That the said award shall be amended in the manner following:—

(1) By deleting subclauses (e), (f), and (h) of clause 2 (Hours of Work) and substituting the following subclauses:—

“(e) Waterworks caretakers shall be required to work in the ordinary course of their duties upon any day set out by the Council’s executive officers: Provided that they shall not be required to work more than forty hours per week without the payment of overtime. Caretakers may leave the reserves for one full day as agreed upon with the Council’s executive officer, and shall be granted three weeks’ annual holiday. They shall be paid at the rate of £9 13s. 3d. per week and shall be provided with a free house.

“(f) In consideration of the service performed by the caretaker at the Queen’s Gardens on Saturdays, Sundays, and holidays, he shall be granted three weeks’ holiday.

“The caretaker shall be paid £9 7s. 6d. per week and shall be granted a free house so long as he is required by the Council to live in the gardens.

“(h) Workers employed on maintenance and preparation of recreation grounds shall be paid at the rate of £9 16s. 3d. per week. The hours of such workers shall be forty per week extending over seven days, Monday to Sunday inclusive, provided that such workers shall have one clear day of twenty-four hours off duty in each seven days: Provided, further, that all work done on Sundays and holidays shall be paid for at double the ordinary rate, and work performed after noon on Saturday shall be paid for at double the ordinary rate.”

(2) By deleting clause 4 and substituting the following clause:—

“Wages

“4. The minimum rates of wages to be paid to labourers and all workers covered by this award for work done during working-hours shall be:—

“(a) £9 3s. 8d. per week, whilst engaged on any of the following work, namely—

“(i) Construction, maintenance, and repair of street footpaths, preparing and, except as hereinafter provided, handling of materials for same.

“(ii) Assisting a skilled worker in the construction, repair, or demolition of buildings, bridges, culverts, sewers, drains, fences, walls, or other structures the property of the employer.

“(iii) Trenching, ditching, levelling, and grading ground.

“(iv) Pick-and-shovel and barrow work.

“(v) Labourers on gardens and reserves.

“(vi) Street cleaning and sweeping.

“(b) The following rates shall be paid to the undermentioned workers:—

“ Workers employed on concrete work shall be paid 2s. 3½d. per day extra.

“ Workers employed on tunnel work shall be paid 4½d. per hour extra while so employed.

	Per Week.		
	£	s.	d.
“ Quarry workers—			
“ Quarry foreman	10	6	8
“ Pneumatic-drill men	9	13	3
“ Hammer and drill, and assisting foreman to lay and fire charges, and feeding stone-crushers, and all other quarry workers	9	7	6

“ Laying and repairing gas and water mains or services or new piped drains, £9 11s. 4d. per week.

“ NOTE.—This applies to a workman responsible for the proper placing and jointing of the pipes and not to workmen employed on excavation or back filling.

“ Workers employed in clearing or repairing blocked or defective sewers or foul drains, or when required to come into contact with faecal or sewerage matter or to enter an operating septic tank for purposes other than inspection, or to enter the sewers, manholes, ejector stations, or other underground works in operation as part of the sewerage system of the city, or to repair same, shall be paid 10½d. per hour additional on their ordinary rate for the time they are so employed.

“ Collecting and handling house-refuse, £9 16s. 3d. per week.

	Per Week.		
	£	s.	d.
“ Spraying tar or bitumen on power-driven sprayer—	9	19	11
“ (i) Man operating the nozzle of sprayer	9	19	11
“ Man assisting nozzle-man with hose	9	19	11
“ (ii) Men carrying, boiling, or mixing or coming into contact with free tar, bitumen, or asphaltic oils	9	16	3
“ (iii) Such workers to be supplied with boots, overalls, and cleansing oil, and where required, with gloves.			
“ (iv) ‘ Free tar or bitumen ’ shall mean tar or bitumen which is not enclosed in barrels or drums.			

In addition to the wages hereinbefore prescribed, the employer shall provide sound gum boots in case of ‘ wet work ’ and overalls in all cases of ‘ dirty work ’.

	Per Week.		
	£	s.	d.
“ Qualified gardeners	9	16	3
“ ‘ Working gangers ’ or leading hands in charge of three or more other men shall be paid 3s. 5½d. per day additional on ordinary rates.			
“ Men sinking shafts or trenches 6 ft. or over in depth or working in excavations requiring workers to shovel more than 6 ft. in height shall receive 2½d. per hour additional on ordinary rates.			
“ Cemetery workers other than resident sexton	9	5	3
“ Resident sexton	9	11	4 and free house.
“ Assisting sexton	9	11	4”

(3) By deleting clause 5 (Increase in Rates of Remuneration).

(4) By deleting from the undermentioned clauses the figures and symbols set out in the first column hereunder, and substituting in each case the figures and symbols respectively set out in the second column hereunder:—

	<i>First Column.</i>	<i>Second Column.</i>
Clause 2 (<i>d</i>)	2s. 6d.	2s. 10½d.
	3s. 6d.	4s. 0¼d.
Clause 9 (<i>k</i>)	12s. 6d.	14s. 4d.
Clause 9 (<i>m</i>)	5s.	5s. 9d.

2. That this order shall be deemed to have come into force on the 1st day of September 1952.

Dated this 26th day of September 1952.

[L.S]

W. F. STILWELL, Judge.

MEMORANDUM

This amendment gives effect to an agreement of the representatives of the parties.

The rates of remuneration prescribed in the award are *not* to be increased by the application of the provisions of the Court's general order of the 30th January 1951.

W. F. STILWELL, Judge.