



THE
NEW ZEALAND GAZETTE
 EXTRAORDINARY.

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WELLINGTON, TUESDAY, DECEMBER 4, 1917.

The Regulation of Trade and Commerce Act, 1914 (Section 25).—Suspending the Provisions of the Industrial Conciliation and Arbitration Act, 1908, and its Amendments, and of all Awards and Industrial Agreements in so far as they prevent or restrict the Training and Employment of Discharged Soldiers in certain Industries.

LIVERPOOL, Governor-General.
 ORDER IN COUNCIL.

At the Government Buildings at Wellington, this third day of December, 1917.

Present :
 THE RIGHT HONOURABLE W. F. MASSEY, P.C., PRESIDING
 IN COUNCIL.

WHEREAS by section twenty-five of the Regulation of Trade and Commerce Act, 1914, it is provided that at any time while His Majesty is at war with any foreign Prince or State the Governor may from time to time, by Order in Council, if satisfied that such a course is necessary in the public interest, modify or suspend wholly or partially and subject to such conditions as he thinks fit—

- (a.) All or any of the provisions of any industrial award or industrial agreement under the Industrial Conciliation and Arbitration Act, 1908, and its amendments; and
- (b.) All or any of the provisions of the Shops and Offices Act, 1908, and the Factories Act, 1908, and their amendments; and
- (c.) All or any of the provisions of any other Act so far as such provisions take away or restrict the liberty of private contract in matters of trade, commerce, business, or employment:

And whereas by Order in Council under the said section, dated the thirty-first day of January, one thousand nine hundred and sixteen, and published in the *Gazette* of the tenth day of February, one thousand nine hundred and sixteen, the provisions of all awards and industrial agreements prescribing the conditions of employment of under-rate workers and apprentices, and the provisions of the Industrial Conciliation and Arbitration Act and its amendments relating thereto, were suspended in so far as such provisions prevent or restrict the employment of any discharged soldier authorized, in the manner prescribed by that Order in Council, to be employed in the industry to which such award or industrial agreement relates:

And whereas it is expedient to revoke the said Order in Council, and to make other provisions in lieu thereof:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the powers conferred on him by section 25 of the Regulation of Trade and Commerce Act, 1914, and of all other powers and authorities enabling him in that behalf, and acting by and with the advice and consent of the Executive Council of that Dominion, doth hereby revoke the Order in Council of the thirty-first day of January, one thousand nine hundred and sixteen, aforesaid, and doth hereby suspend the provisions of all awards and industrial agreements prescribing the conditions of employment of under-rate workers and apprentices, and also the provisions of the Industrial Conciliation and Arbitration Act, 1908, and its amendments, relating thereto, in so far as those provisions prevent or restrict the employment, or the employment and training, of discharged soldiers, pursuant to the conditions set forth in the Schedule hereto; provided that all permits which, on the making of this Order, are in force under the Order in Council hereby revoked shall continue in force in all respects as if they had been granted under the corresponding provisions hereinafter in this Order in Council set forth.

SCHEDULE.

1. For the purposes of this Order in Council—
 "Discharged soldier" means a discharged soldier within the meaning of the Discharged Soldiers Settlement Act, 1915, who is incapable of efficiently working at his previous occupation by reason of disablement contracted during his period of military service;
 "Minister" means the Minister for the time being in charge of the Discharged Soldiers' Information Department.

Employment and Training of Discharged Soldiers.

2. (1.) Application by a discharged soldier to be trained and employed pursuant to this Order in Council may be made to the Discharged Soldiers Information Department in such form as may be prescribed by the Minister.
- (2.) On receipt of any such application the Minister, or such person as he may direct in that behalf, shall cause inquiries to be made, and if it appears that the applicant is a suitable person to be trained, and that the industry or the branch or branches thereof in which employment and training are sought by the applicant are such that the applicant, having regard to his education and his physical

condition, may be expected to attain a reasonable degree of proficiency therein, the Minister or other person as aforesaid may approve the application, subject to the provisions hereinafter set forth.

(3.) The application approved as aforesaid shall thereupon be transmitted to such Inspector of Factories as may be authorized by the Chief Inspector of Factories to receive and deal with the same.

3. The Inspector shall forthwith issue to the applicant a temporary permit to be trained and employed in the industry, or in one or more branches thereof, at such rate of wages as he considers the applicant may be able to earn. Such temporary permit shall continue in force for one month from the date thereof, but may be extended by the Inspector for not more than one month.

4. (1.) If at any time before the expiry of the temporary permit by effluxion of time the applicant desires and the employer is willing to continue the training and employment, the Inspector shall, after giving in the award or industrial agreement a reasonable opportunity of expressing its views, issue to the applicant a permit to be trained and employed in the industry, or any branch or branches thereof, at such rate of wages as he thinks fit, and for such period as may be agreed on between the applicant and the employer. Every such permit shall be subject to the approval of the Minister, or of such other person as the Minister may authorize in that behalf.

(2.) In fixing the rate of wages the Inspector may prescribe a scale of increases for successive portions of the period of training, and he may, not oftener than once in three months, on being satisfied from the progress made by the applicant that the wages should be advanced in accordance with the scale, increase the rate of wages accordingly.

5. During the currency of such permit it shall be the duty of the employer to teach, and the duty of the applicant to learn, the work of the industry or branch or branches thereof specified in the permit, and such duty to teach and to learn as may be prescribed in the award or industrial agreement for apprentices shall apply to the employer and the applicant.

6. Notwithstanding anything in this Order in Council, if the applicant seriously misconducts himself or is repeatedly absent from his duties, the employer may notify the Minister thereof, and the Minister may, if he thinks fit, cancel the permit.

7. In any case where an applicant has, since his incapacity, been employed in the industry or branch thereof to which his application relates for not less than one month, the provisions of this Order in Council as to the issue of temporary permits shall not apply, and the Inspector may, on the approval of the application pursuant to clause 2 hereof, forthwith issue a permit under clause 4 hereof.

Employment of Discharged Soldiers otherwise than for Purposes of Training.

8. Application by a discharged soldier for employment not being an application for employment and training under the foregoing provisions of this Order in Council may be

made by him direct to any Inspector of Factories who is authorized in writing by the Chief Inspector of Factories to receive and deal with the same.

9. (1.) The Inspector may, if he thinks fit, thereupon issue a temporary permit for the employment of the applicant, for a period of not more than one month, at such rate of wages and upon such other conditions as he thinks fit, and shall, before the expiry of such temporary permit, make inquiry as to the fitness of the applicant for such employment, and shall give to the union which is bound by the award or industrial agreement a reasonable opportunity of expressing its views upon the application.

(2.) He may thereupon, if he thinks fit, issue to the applicant a permit to be employed in the industry for such term, at such rate of wages, and on such conditions as he thinks fit.

J. F. ANDREWS,
Clerk of the Executive Council.

Prohibiting the Exportation of certain Roofing Materials.

LIVERPOOL, Governor-General.
ORDER IN COUNCIL.

At the Government House at Wellington, this third day of December, 1917.

Present

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by section forty-seven of the Customs Act, 1913, as extended by section twenty-four of the Regulation of Trade and Commerce Act, 1914, it is enacted that the Governor-General may, by Order in Council gazetted, prohibit the exportation of any goods the prohibition of the exportation of which is in his opinion necessary in the public interest:

And whereas, in the opinion of the Governor-General, it is necessary in the public interest that the exportation of "Malthoid," "Ruberoid," "Rok," "Certainteed," "Barbadoes," "Cronolite," "Regal," and other felts and sheetings for roofing and dampcourses should be prohibited:

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in pursuance and exercise of the powers and authorities conferred upon him by section forty-seven of the Customs Act, 1913, and section twenty-four of the Regulation of Trade and Commerce Act, 1914, and of all other powers and authorities enabling him in that behalf, and acting by and with the advice and consent of the Executive Council of that Dominion, doth hereby prohibit the exportation from the said Dominion of "Malthoid," "Ruberoid," "Rok," "Certainteed," "Barbadoes," "Cronolite," "Regal," and other felts and sheetings for roofing and dampcourses, save with the consent of the Minister of Customs.

J. F. ANDREWS,
Clerk of the Executive Council.

Declaring Notes of certain Banks to be a Legal Tender for a Further Period.

[L.S.]

LIVERPOOL, Governor-General.

A PROCLAMATION.

WHEREAS by section two of the Banking Amendment Act, 1914, it is enacted that the Governor-General in Council may from time to time by Proclamation declare that the notes payable on demand by any bank and then issued or thereafter to be issued or reissued within New Zealand under any lawful authority in that behalf shall during the period limited by the Proclamation be everywhere within New Zealand a good and legal tender of money to the amount therein expressed to be payable:

And whereas by successive Proclamations published in the *New Zealand Gazette* it was declared that the notes payable on demand by any of the banks named or described in the Schedule hereto and then issued or thereafter to be issued or reissued within New Zealand under any lawful authority in that behalf should, for the periods therein set forth, be everywhere within New Zealand a good and legal tender of money to the amount therein expressed to be payable:

And whereas occasion for the further exercise of such power in respect of the aforesaid banks has now arisen:

And whereas the Governor-General in Council is satisfied, in pursuance of clause seven of the regulations made under section forty-four of the Finance Act,

1916, on the twenty-first day of August, one thousand nine hundred and sixteen, and published in the *Gazette* of the same date, that in respect of each of the said banks the total amount of the notes issued or reissued in New Zealand by that bank and now in circulation is within the limit of the note-issue of that bank as determined by the said regulations of the twenty-first day of August, one thousand nine hundred and sixteen :

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, in exercise and pursuance of the powers and authorities conferred upon him by section two of the Banking Amendment Act, 1914, and of all other powers and authorities enabling him in that behalf, and acting by and with the advice and consent of the Executive Council of the said Dominion, doth hereby declare that the notes payable on demand by any of the banks named or described in the Schedule hereto and now issued or hereafter to be issued or reissued within New Zealand under any lawful authority in that behalf shall on and after the date of the gazetting of this Proclamation, until and including the thirty-first day of December, one thousand nine hundred and twenty-two, be everywhere within New Zealand a good and legal tender of money to the amount therein expressed to be payable.

SCHEDULE.

The Bank of New Zealand.
 The National Bank of New Zealand (Limited).
 The Union Bank of Australia (Limited).
 The Bank of Australasia.
 The Bank of New South Wales.
 The Commercial Bank of Australia (Limited).

Given under the hand of His Excellency the Right Honourable Arthur William de Brito Savile, Earl of Liverpool, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Member of the Royal Victorian Order, Governor-General and Commander-in-Chief in and over His Majesty's Dominion of New Zealand and its Dependencies ; and issued under the Seal of the said Dominion, at the Government House at Wellington, this third day of December, in the year of our Lord one thousand nine hundred and seventeen.

J. G. WARD,
 Minister of Finance.

Issued in Executive Council.

J. F. ANDREWS,
 Clerk of the Executive Council.

GOD SAVE THE KING !

Sale of certain Publications prohibited.

WHEREAS by regulations made under the War Regulations Act, 1914, on the 11th day of October, 1915, and published in the *New Zealand Gazette* on the same day, it is provided that the Minister of Defence may by notice gazetted prohibit the sale of any book or other publication the sale of which he deems injurious to the public interest in respect of the present war :

Now, therefore, I, James Allen, Minister of Defence for the Dominion of New Zealand, do hereby, in pursuance of the said regulations, prohibit the sale of the publications mentioned in the Schedule hereto.

Dated this 30th day of November, 1917.

SCHEDULE.

Direct Action.
 Solidarity.

All other printed matter published or printed, or purporting to be published or printed, by or on behalf of the society known as "The Industrial Workers of the World."

J. ALLEN,
 Minister of Defence.