THE AERATED WATERS WAGES COUNCIL (NORTHERN IRELAND) WAGES REGULATION (No. 2) ORDER, 1952, DATED 17TH NOVEMBER, 1952, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER SECTION 10 OF THE WAGES COUNCILS ACT (NORTHERN IRELAND), 1945 (9 & 10 GEO. 6, CH. 21).

1952. No. 222

WHEREAS the Ministry of Labour and National Insurance (hereinafter referred to as "the Ministry") has received from the Aerated Waters Wages Council (Northern Ireland) wages regulation proposals for fixing the minimum remuneration to be paid to the workers in relation to whom the Council operates in substitution for the minimum remuneration fixed by the Aerated Waters Wages Council (Northern Ireland) Wages Regulation Order, 1952 (a) dated the 7th day of January, 1952, (hereinafter in this Order referred to as "Order N.I.A. (38)");

NOW, THEREFORE, the Ministry by virtue of section 10 of the Wages Councils Act (Northern Ireland), 1945, and of every other power in that behalf hereby makes the following Order :—

Statutory minimum remuneration.

1. As from the specified date the statutory minimum remuneration set out in the Schedule to this Order shall be paid to the workers therein specified.

Commencement.

2. In this Order the expression "the specified date" means the 26th day of November, 1952. Provided that where, as respects any worker who is paid wages at intervals not exceeding seven days, that date does not correspond with the beginning of the period for which the wages are paid, the expression "the specified date" means, as respects that worker, the beginning of the next such period following that date.

Short title, interpretation and revocation.

3.—(1) This Order may be cited as the Aerated Waters Wages Council (Northern Ireland) Wages Regulation (No. 2) Order, 1952.

52 & 53 Vict. Ch. 63.

(2) The Interpretation Act, 1889, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

(3) As from the specified date Order N.I.A. (38) is hereby revoked.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this seventeenth day of November, nineteen hundred and fifty-two in the presence of

(L.S.) *R. W. Steele,*

Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

(a) S. R. & O. 1952, No. 6.

SCHEDULE

STATUTORY MINIMUM REMUNERATION
GENERAL MINIMUM TIME RATES

	Per hour	Per week of 47 hours
PARAGRAPH 1.	s. d.	s. d.
FOREMEN, FOREWOMEN, or SYRUP-MAKERS, as defined in this paragraph	2 7	121 5
A " Foreman " or " Forewoman " shall be deemed to be a worker who has general supervision over the whole or any of the operations which are carried on within the scope of the Wages Council and who has control of, or supervision over, other workers.		
A " Syrup-maker " shall be deemed to be a male or female person who selects, tests and blends the essences, flavourings and other ingredients for the making of syrups.		
PARAGRAPH 2.		
MALE WORKERS other than Foremen or Syrup-makers (as defined in paragraph 1 of this Schedule) :—		
Workers of 21 years of age or over	2 4½	111 7½
,, 20 and under 21 years of age ...	1 10½	88 1½
,, 19 ,, 20 ,, ...	1 7½	76 4½
,, 18 ,, 19 ,, ...	1 4¾	65 7¼
,, 17 ,, 18 ,, ...	1 2¼	55 9¾
,, 16 ,, 17 ,, ...	1 0	47 0
		Per week of 44 hours
		s. d.
,, under 16 years of age	0 10¾	39 5
PARAGRAPH 3.		
FEMALE WORKERS other than Forewomen or Syrup-makers (as defined in paragraph 1 of this Schedule) :—		Per week of 47 hours
Workers of 19 years of age or over	1 7½	76 4½
,, 18 and under 19 years of age ...	1 4¾	65 7¼
,, 17 ,, 18 ,, ...	1 2¼	55 9¾
,, 16 ,, 17 ,, ...	1 0	47 0
		Per week of 44 hours
		s. d.
,, under 16 years of age	0 10¾	39 5

OVERTIME

PARAGRAPH 4.

Overtime rates shall be payable as follows :—

(1) On any day other than Saturday (or the weekly short day substituted therefor), Sunday, or a customary holiday —

For all time worked in excess of 8½ hours ... ... TIME-AND-A-HALF

Provided that where it is or may become the established practice of the employer to require the worker's attendance on only five days in the week the said overtime rate of time-and-a-half shall be payable on those five days after 9½ hours' work.

(2) On a Saturday (or the weekly short day substituted therefor) not being a customary holiday —

For all time worked in excess of 4½ hours ... ... TIME-AND-A-HALF

(3) On a Sunday or a customary holiday —

For all time worked ... ... DOUBLE TIME

(4) In any week, exclusive of any time in respect of which an overtime rate may be payable under the foregoing provisions of this paragraph —

For all time worked in excess of 47 hours ... ... TIME-AND-A-HALF

PARAGRAPH 5.

The expression " customary holiday " means—

(1) Christmas Day (or, if Christmas Day falls on a Sunday, such other weekday as may be appointed by national proclamation or, if none is so appointed, the next following Tuesday), Boxing Day, Easter Monday, and three other days (being days on which the worker normally works) in the course of a calendar year to be fixed by the employer and notified to the worker not less than three weeks before the holiday ; or

(2) a day substituted by the employer for any one of the said days, being a day recognised by local custom as a day of holiday in substitution for the said day.

PARAGRAPH 6.

For the purpose of paragraph 4 of this Schedule the expressions time-and-a-half and double time mean, respectively, one-and-a-half times and twice the amount of the general minimum time rate otherwise applicable.

GENERAL

WAITING TIME

PARAGRAPH 7.

(1) A worker shall be entitled to payment of statutory minimum remuneration as aforesaid during all the time during which he is present on the premises of his employer unless he is so present either without his employer's consent, express or implied, or for some purpose unconnected with his work and other than that of waiting for work to be given to him to perform.

(2) A piece worker shall, during any time during which he is present as aforesaid and is not doing piece work, be entitled to payment of the general minimum time rate applicable to the workers of the class to which he belongs.

Provisions (1) and (2) do not apply when —

(*a*) a worker is present on his employer's premises by reason only of the fact that he is resident thereon, or

(*b*) a worker is present on his employer's premises during normal meal times in a room or place in which no work is being done and is not waiting for work to be given him to perform.

APPLICABILITY OF STATUTORY MINIMUM REMUNERATION

PARAGRAPH 8.

The statutory minimum remuneration aforesaid shall apply, subject to the provisions of the Wages Councils Act (Northern Ireland), 1945, to workers in relation to whom the Aerated Waters Wages Council (Northern Ireland) operates, that is to say, workers employed in Northern Ireland in the trade specified in the Schedule to the Trade Boards (Aerated Waters Trade, Northern Ireland) (Constitution, Proceedings and Meetings) Regulations, 1926 dated 18th March, 1926, (a) namely :—

The manufacture, wherever carried on, of mineral or aerated waters, non-alcoholic cordials, flavoured syrups, unfermented sweet drinks and other similar beverages and the manufacture in unlicensed premises of brewed liquors,

Including —

(*a*) the operations of bottle washing, bottling and filling and all other operations preparatory to the sale of any of the aforesaid liquors in bottles, jars, syphons, casks or other similar receptacles ;

And including also—

(*b*) the operations of bottle washing, bottling and filling, and all subsidiary operations preparatory to the sale in bottles, jars or other similar receptacles, of cider, ale, stout, porter, and other alcoholic beers, where all or any of such last-mentioned operations are, or is, conducted or carried on in association with or in conjunction with all or any of the operations specified under (*a*) above, so as to form a common or interchangeable form of employment for workers, and whether the two sets of operations or any of them are, or is, carried on simultaneously or not.

(a) S. R. & O. 1926, No. 35.