(27) RETAIL DRAPERY, OUTFITTING AND FOOTWEAR TRADES (G.B.)

The Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation Order, 1949

1949 No. 2271

Made - - - - 6*th December*, 1949
Coming into Operation 16*th January*, 1950

R.D.O. (3)

Whereas the Minister of Labour and National Service (hereinafter in this Order referred to as "the Minister") has received from the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) (hereinafter in this Order referred to as "the Wages Council") the wages regulation proposals set out in the Schedule hereto, being proposals for fixing the remuneration to be paid by their employers to workers in relation to whom the Wages Council operates;

Now, therefore, the Minister by virtue of the powers conferred on him by section 10 of the Wages Councils Act, 1945(**a**) and of all other powers in that behalf hereby makes the following Order:

Short title and interpretation

1.—(1) This Order may be cited as the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation Order, 1949.

(2) In this Order the expression "the specified date" means the 16th day of January, 1950, 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.

(3) The Interpretation Act, 1889(**b**), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Fixing of statutory minimum remuneration

2.—(1) Effect is hereby given to the said wages regulation proposals set out in the Schedule hereto.

(2) The provisions of the Schedule hereto shall have effect as from the specified date.

Signed by order of the Minister of Labour and National Service this 6th day of December, 1949.

R. M. Gould,
Under Secretary of the
Ministry of Labour and National Service.

(a) 8 & 9 Geo. 6. c. 17. (b) 52 & 53 Vict. c. 63.

SCHEDULE

STATUTORY MINIMUM REMUNERATION

Paragraph 1

Subject to the provisions of paragraphs 3, 6 and 7 of this Schedule, the minimum remuneration payable to workers to whom this Schedule applies is the remuneration set out in paragraph 2 of this Schedule. Provided that any increase in remuneration payable under the provisions of paragraph 2 shall become effective on the first day of the first full pay week following the date upon which the increase would otherwise become payable under those provisions.

Paragraph 2

(1) Subject to the provisions of paragraph 1 of this Schedule, the weekly minimum remuneration payable to male and female workers of the classes specified in Col. 1 of the next following Table employed in the London Area, Provincial A Area or Provincial B Area, as the case may be, is the appropriate amount set out in Col. 2.

Column 1	Column 2					
	LONDON AREA		PROVINCIAL A AREA		PROVINCIAL B AREA	
	Per week		Per week		Per week	
	Male	Female	Male	Female	Male	Female
	s. d.	*s. d.*	*s. d.*	*s. d.*	*s. d.*	*s. d.*
(*a*) Shop managers, shop manageresses where the number of staff (computed in accordance with the provisions of sub-paragraph (2) of this paragraph) is:—						
1	115 0	98 0	111 0	94 0	106 0	89 0
2	120 0	103 0	116 0	99 0	111 0	94 0
3	125 0	108 0	121 0	104 0	116 0	99 0
4	130 0	113 0	126 0	109 0	121 0	104 0
5	135 0	118 0	131 0	114 0	126 0	109 0
(*b*) Sales assistants, cashiers, central warehouse workers, credit travellers, stock hands—						
Workers aged 24 years or over	104 0	77 0	100 0	72 6	94 6	66 6
,, ,, 23 and under 24 years ...	100 0	74 0	96 0	69 0	90 0	64 0
,, ,, 22 ,, ,, 23 ,, ...	96 0	70 0	91 0	65 0	86 0	60 0
,, ,, 21 ,, ,, 22 ,, ...	93 0	66 0	87 0	61 6	81 0	56 0
,, ,, 20 ,, ,, 21 ,, ...	75 0	58 0	70 0	53 6	65 0	50 0
,, ,, 19 ,, ,, 20 ,, ...	66 0	53 0	61 0	48 6	56 0	45 0
,, ,, 18 ,, ,, 19 ,, ...	56 0	47 0	52 0	42 6	47 0	39 0
,, ,, 17 ,, ,, 18 ,, ...	48 0	40 0	43 0	35 6	39 0	32 0
,, ,, 16 ,, ,, 17 ,, ...	42 0	36 0	37 0	31 6	34 0	28 0
,, ,, under 16 years	38 0	32 0	33 0	27 6	30 0	24 0
(*c*) All other workers—						
Workers aged 24 years or over	96 0	72 0	92 0	67 6	90 0	61 6
,, ,, 23 and under 24 years ...	95 0	69 0	91 0	64 6	86 0	59 0
,, ,, 22 ,, ,, 23 ,, ...	93 0	66 0	88 0	61 6	82 0	56 0
,, ,, 21 ,, ,, 22 ,, ...	90 0	64 0	84 0	59 6	78 0	54 0
,, ,, 20 ,, ,, 21 ,, ...	74 0	57 0	69 0	52 6	64 0	49 0
,, ,, 19 ,, ,, 20 ,, ...	65 0	52 0	60 0	47 6	55 0	44 0
,, ,, 18 ,, ,, 19 ,, ...	55 0	46 0	51 0	41 6	46 0	38 0
,, ,, 17 ,, ,, 18 ,, ...	47 0	39 0	42 0	34 6	38 0	31 0
,, ,, 16 ,, ,, 17 ,, ...	41 0	35 0	36 0	30 6	33 0	27 0
,, ,, under 16 years	37 0	31 0	32 0	26 6	29 0	23 0

(2) In the foregoing table, "number of staff" means the number of persons (including the manager or manageress) normally employed by the employer, for whose control the manager or manageress is responsible to the employer, and in computing that number both full-time workers and workers other than full-time workers shall be included, except that in the case of workers other than full-time workers the number to be counted shall be the number of such workers or the number (treating any fraction as one) obtained by dividing by 30 the aggregate of the hours normally worked in the week by all such workers, whichever is the less.

MINIMUM OVERTIME RATES

Paragraph 3

Subject to the provisions of this paragraph, overtime is payable at the following minimum rates:—

(1) To any worker, on a Sunday or Customary Holiday,

(*a*) where time worked does not exceed 4½ hours — double time for 4½ hours

(*b*) where time worked exceeds 4½ hours but does not exceed 8 hours ... ... — double time for 8 hours

(*c*) where time worked exceeds 8 hours ... — double time for all time worked.

Provided that—

(i) Overtime rates in accordance with the foregoing provisions of this paragraph shall be payable to a Shop Manager or Shop Manageress only if the overtime worked is specifically authorised in writing by the employer or his representative.

(ii) Where it is or becomes the practice in a Jewish undertaking for the employer to require attendance on Sunday instead of Saturday, the provisions of this paragraph shall apply as if in such provisions the word "Saturday" were substituted for "Sunday", except where such substitution is unlawful.

(2) To any worker, on the weekly short day in any week during which, under sub-section (2) of section 11 of the Shops Act, 1912(a), the employer is relieved of his obligation to allow the worker a weekly half day, for any time worked in excess of 4½ hours ... double time.

(3) To any worker, other than a Shop Manager or Shop Manageress

(*a*) on the weekly short day (not being a weekly short day to which sub-paragraph (2) of this paragraph applies), for any time worked in excess of 4½ hours ... time-and-a-half.

(*b*) in any week, exclusive of any time in respect of which a minimum overtime rate is payable under the foregoing provisions of this paragraph,

(i) for the first 4 hours worked in excess of 46 hours ... ... time-and-a-quarter

(ii) thereafter ... ... time-and-a-half.

Provided that in any week which includes one customary holiday "38 hours" shall be substituted for "46 hours" where it occurs in the foregoing provisions of this sub-paragraph, and in any week which includes two customary holidays "30 hours" shall be substituted for the said "46 hours".

WAITING TIME

Paragraph 4

A worker is entitled to payment of the minimum remuneration specified in this Schedule for all the time during which he is present on the premises of the employer unless he is present thereon in any of the following circumstances, that is to say—

(*a*) without the employer's consent, express or implied;

(a) 2 Geo. 5. c. 3.

(*b*) for some purpose unconnected with his work, and other than that of waiting for work to be given to him to perform;

(*c*) by reason only of the fact that he is resident thereon; or

(*d*) during normal meal times, and he is not waiting for work to be given to him to perform.

WORKERS WHO ARE NOT REQUIRED TO WORK ON A DAY OF CUSTOMARY HOLIDAY

Paragraph 5

Where a worker is not required to work on a day of customary holiday he shall be paid for the day of customary holiday not less than the amount to which he would have been entitled under the provisions of this Schedule had the day not been a day of customary holiday and had he worked the number of hours ordinarily worked by him on that day of the week.

Provided however that payment for the said day of customary holiday is subject to the condition that the worker (unless excused by the employer or absent by reason of the proved illness of, or accident to, the worker) has worked for the employer throughout the last working day on which work was available to him immediately prior to the customary holiday and presents himself for employment at the usual starting hour on the first working day following the holiday.

GUARANTEED WEEKLY REMUNERATION PAYABLE TO A FULL-TIME WORKER

Paragraph 6

(1) Notwithstanding the other paragraphs of this Schedule where in respect of any week the total remuneration payable to a full-time worker (as defined in paragraph 8)

(*a*) under those other paragraphs; and

(*b*) by way of holiday remuneration under a wages regulation order, made by the Minister to give effect to proposals of the Wages Council

is less than the guaranteed weekly remuneration provided under this paragraph, the minimum remuneration payable to that worker for that week shall be that guaranteed weekly remuneration.

(2) The guaranteed weekly remuneration payable in respect of any week to a full-time worker is the remuneration to which he would be entitled under paragraph 2 of this Schedule for 46 hours' work in his normal occupation, or for 44 hours' such work in the case of a worker under 16 years of age.

(3) Guaranteed weekly remuneration is not payable in respect of any week unless the worker throughout his normal working hours in that week (excluding any time allowed to him as a holiday) is

(*a*) capable of and available for work; and

(*b*) willing to perform such duties outside his normal occupation as the employer may reasonably require if his normal work is not available in the establishment in which he is employed.

(4) Guaranteed weekly remuneration is not payable in respect of any week if the worker's employment is terminated before the end of that week.

(5) If the employer is unable to provide the worker with work by reason of a strike or other circumstances beyond his control and gives the worker four clear days' notice to that effect, guaranteed weekly remuneration shall not be payable after the expiry of such notice in respect of any week during which or during part of which the employer continues to be unable to provide work as aforesaid.

Provided that in respect of the week in which the said notice expires there shall be paid to the worker in addition to any remuneration payable in respect of time worked in that week, any remuneration that would have been payable if the worker had worked his normal hours of work on every day in the week prior to the expiry of the notice.

BASIS OF REMUNERATION

Paragraph 7

(1) The weekly minimum remuneration specified in paragraph 2 of this Schedule relates, in the case of a worker aged 16 years or over, to a week of 46 hours exclusive of overtime and, in the case of a worker aged under 16 years, to a week of 44 hours exclusive of overtime and, except in the case of guaranteed weekly remuneration under paragraph 6, is subject to a proportionate reduction according as the number of hours worked is less than 46, or 44 as the case may be.

(2) Subject to the provisions of paragraph 4 of this Schedule, in calculating the remuneration for the purpose of this Schedule recognised breaks for meal-times shall be excluded.

DEFINITIONS

Paragraph 8

" CASHIER " means a worker employed in a shop and engaged wholly or mainly in receiving cash or giving change.

" CENTRAL WAREHOUSE WORKER " means a worker wholly or mainly employed in a central warehouse, that is to say, a warehouse from which an undertaking in the retail drapery, outfitting and footwear trades supplies its branch shops.

" CREDIT TRAVELLER " means a worker employed in an undertaking engaged in credit trading and wholly or mainly engaged in calling upon customers or prospective customers for the purpose of opening accounts, collecting payments or selling goods.

" FULL-TIME WORKER " means a worker who normally works for the employer for at least 36 hours in the week on work to which this Schedule applies.

" SALES ASSISTANT " means a worker who is wholly or mainly engaged in the serving of customers.

" SHOP MANAGER ", " SHOP MANAGERESS " means a worker who is in charge of an undertaking or branch (but not of a department of an undertaking or branch) and who is responsible to the employer for the custody of cash and stock, for the control of staff if any and for the conduct of the business of the undertaking or branch.

" STOCK HAND " means a worker employed in a shop, or in a warehouse operated in connection with a shop, and wholly or mainly engaged in the custody of goods or the receiving and checking of stock or the assembly of orders.

" CUSTOMARY HOLIDAY " means

(*a*) (i) In England and Wales—

Christmas Day (or, if Christmas Day falls on a Sunday, such week day as may be appointed by national proclamation, or, if none is so appointed, the next following Tuesday), Boxing Day, Good Friday, Easter Monday, Whit Monday and August Bank Holiday.

(ii) In Scotland—

New Year's Day (or, if New Year's Day falls on a Sunday, the following Monday);

the local Spring holiday;

the local Autumn holiday; and

three other days (being days on which the worker would normally work) 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 (*b*) where in any undertaking it is not the custom or practice to observe such days as are specified in (*a*) (i) or (*a*) (ii) above as holidays, such other days, not fewer in number, as may by agreement between the employer or his representative and the worker or his representative be substituted for the specified days.

"TIME-AND-A-QUARTER", "TIME-AND-A-HALF" AND "DOUBLE TIME" mean respectively, one and a quarter times, one and a half times and twice the hourly rate obtained by dividing by 46, or in the case of a worker aged under 16 years by 44, the minimum weekly remuneration to which the worker is entitled under the provisions of paragraph 2 of this Schedule.

"WATCHMAN" means a worker wholly or mainly engaged in guarding the employer's premises for the prevention of theft, fire, damage or trespass.

"WEEKLY SHORT DAY" means that day in any week on which a worker is, in accordance with the provisions of Section 1 of the Shops Act, 1912, required not to be employed about the business of a shop after half-past one o'clock in the afternoon, or, where there is no such day, a working day in the week, fixed by the employer and notified to the worker not later than the Saturday preceding the week during which it is to have effect; or, failing such notification, the last working day in the week.

"WEEK" means pay week.

AREAS

Paragraph 9

In this Schedule—

(*a*) "LONDON AREA" means the City of London and the Metropolitan Police District as at 1st April, 1947.

(*b*) "PROVINCIAL B AREA" means all areas other than those defined in sub-paragraphs (*a*) and (*c*) of this paragraph.

(*c*) "PROVINCIAL A AREA" means—

(i) in England and Wales, all areas other than the London Area which according to the Registrar General's Statistical Review for 1945 were administered by County Borough, Municipal Borough or Urban District Councils and which had a population of ten thousand or more and the areas listed in (iii) of this sub-paragraph;

(ii) in Scotland, burghs which according to the 92nd Annual Report of the Registrar General for Scotland for 1946 had a population of ten thousand or more;

(iii) the areas administered by the following Municipal Boroughs and Urban District Councils which had a population in 1945 of less than ten thousand:—

ENGLAND (excluding Monmouthshire)

BEDFORDSHIRE
Biggleswade
Kempston
Leighton Buzzard

BERKSHIRE
Abingdon
Wokingham

BUCKINGHAMSHIRE
Beaconsfield
Bletchley
Eton

CHESHIRE
Alderley Edge
Bollington

CHESHIRE—*cont.*
Bowdon
Hoole
Knutsford
Lymm
Middlewich
Nantwich
Neston
Sandbach

CORNWALL
Newquay
St. Ives
Saltash

CUMBERLAND
Cockermouth
Keswick
Penrith

DERBYSHIRE
Ashbourne
Clay Cross
Dronfield
New Mills

DEVONSHIRE
Brixham
Dawlish
Ilfracombe
Sidmouth
Teignmouth

ENGLAND—*continued*

DORSETSHIRE
Bridport
Portland
Swanage

ELY, ISLE OF
Ely
Whittlesey

ESSEX
Canvey Island
Epping
Frinton and Walton
Halstead
Harwich
Maldon
Rayleigh
Witham

GLOUCESTERSHIRE
Charlton Kings

HAMPSHIRE
Alton
Fleet
Petersfield
Romsey

HEREFORDSHIRE
Leominster
Ross-on-Wye

HERTFORDSHIRE
Tring
Ware

HUNTINGDONSHIRE
Old Fletton

KENT
Broadstairs and St. Peters
Hythe
Southborough
Swanscombe

LANCASHIRE
Abram
Adlington
Aspull
Barrowford
Billinge and Winstanley
Blackrod
Brierfield
Church
Clayton-le-Moors

LANCASHIRE—*cont.*
Formby
Kearsley
Kirkham
Lees
Littleborough
Little Lever
Longridge
Milnrow
Mossley
Orrell
Padiham
Poulton le Fylde
Preesall
Rainford
Rishton
Skelmersdale
Standish with Langtree
Tottington
Trawden
Ulverston
Upholland
Wardle
Whitworth
Withnell

LEICESTERSHIRE
Ashby de la Zouch
Ashby Woulds
Market Harborough
Oadby
Shepshed

LINCOLNSHIRE
Louth
Skegness
Sleaford

NORFOLK
East Dereham

NORTHAMPTONSHIRE
Daventry
Desborough
Irthlingborough
Raunds
Rothwell

NORTHUMBERLAND
Hexham
Morpeth
Newbiggin by the Sea
Prudhoe

NOTTINGHAMSHIRE
Eastwood

OXFORDSHIRE
Henley-on-Thames
Witney

SHROPSHIRE
Bridgnorth
Dawley
Ludlow
Whitchurch

SOMERSETSHIRE
Burnham-on-Sea
Clevedon
Keynsham
Minehead
Wells

STAFFORDSHIRE
Amblecote
Lichfield
Rugeley
Stone
Tettenhall
Uttoxeter

SUFFOLK
Felixstowe
Newmarket

SUSSEX
East Grinstead
Newhaven
Seaford
Shoreham-by-Sea
Southwick

WARWICKSHIRE
Kenilworth

WESTMORLAND
Windermere

WIGHT, ISLE OF
Ventnor

WILTSHIRE
Devizes
Warminster

YORKSHIRE
Baildon
Cudworth
Darfield
Denby Dale
Denholme
Dodworth
Driffield
Earby
Filey
Guisborough
Hebden Royd
Heckmondwike
Horbury
Knaresborough
Knottingley
Loftus

ENGLAND—*continued*

YORKSHIRE—*cont.*
Meltham
Northallerton
Penistone
Queensbury and Shelf
Ripon
Ripponden
Royston
Saltburn and Marske by the Sea
Scalby
Selby
Silsden
Stocksbridge
Whitby

WALES AND MONMOUTHSHIRE

ANGLESEY
Holyhead

BRECKNOCKSHIRE
Brecknock
Brynmawr

CAERNARVONSHIRE
Caernarvon
Conway

CARDIGANSHIRE
Aberystwyth

CARMARTHENSHIRE
Ammanford
Burry Port

DENBIGHSHIRE
Abergele
Denbigh

FLINTSHIRE
Connah's Quay
Holywell
Prestatyn

GLAMORGANSHIRE
Glyncorwg
Porthcawl

MERIONETHSHIRE
Ffestiniog

MONMOUTHSHIRE
Abergavenny
Bedwas and Machen
Blaenavon
Monmouth
Rhymney

PEMBROKESHIRE
Haverfordwest
Milford Haven

APPLICABILITY OF STATUTORY MINIMUM REMUNERATION

Paragraph 10

(1)—(i) Subject to the provisions of sub-paragraph (2) of this paragraph the workers to whom this Schedule applies are all workers employed in Great Britain in any undertaking or any branch or department of an undertaking, being an undertaking, branch or department engaged

(*a*) wholly or mainly in the retail drapery, outfitting and footwear trades; or

(*b*) wholly or mainly in those trades and one or more of the groups of retail distributive trades set out in the Appendix to this paragraph, and to a greater extent in the retail drapery, outfitting and footwear trades than in any one of those groups.

Provided that if a branch or department of an undertaking is not so engaged this Schedule shall not apply to workers employed in that branch or department (notwithstanding that the undertaking as a whole is so engaged), except in the case of workers as respects their employment in a department of that branch if that department is so engaged.

(ii) For the purposes of this sub-paragraph

(*a*) in determining the extent to which an undertaking or branch or department of an undertaking is engaged in a group of trades, regard shall be had to the time spent in the undertaking, branch or department on work in that group of trades;

(*b*) an undertaking or branch or department of an undertaking which is engaged in any operation in a group of trades shall be treated as engaged in that group of trades.

(2) This Schedule does not apply to any of the following workers in respect of their employment in any of the following circumstances, that is to say—

(i) workers employed on the making, trimming, fitting, alteration or repair of wearing apparel;

(ii) workers in relation to whom the Road Haulage Wages Council operates in respect of any employment which is within the field of operation of that Council;

(iii) workers employed on post office business;

(iv) workers employed on the maintenance or repair of buildings, plant, equipment or vehicles (but not including workers employed as cleaners);

(v) workers employed on the cutting, sewing, making up and fixing of blinds, curtains, pelmets and loose covers;

(vi) workers employed as watchmen.

(3) For the purpose of this Schedule the retail drapery, outfitting and footwear trades consist of

(i) the sale by retail of

(*a*) wearing apparel of all kinds (including footwear, headwear and handwear) and accessories, trimmings and adornments for wearing apparel (excluding jewellery and imitation jewellery);

(*b*) haberdashery;

(*c*) textile fabrics in the piece, leather cloth, plastic cloth and oil cloth (but not including carpets, linoleum and other kinds of floor covering);

(*d*) knitting, rug, embroidery, crochet and similar wools or yarns;

(*e*) made-up household textiles (but excluding mattresses and floor coverings);

(*f*) umbrellas, sunshades, walking sticks, canes and similar articles;

(ii) operations in or about the shop or other place where any of the articles included in (i) of this sub-paragraph are sold by retail, being operations carried on for the purpose of such sale or otherwise in connection with such sale;

(iii) operations in connection with the warehousing or storing of any of the articles included in (i) of this sub-paragraph for the purpose of the sale thereof by retail, or otherwise in connection with such sale, where the warehousing or storing takes place at a warehouse or store carried on in conjunction with one or more shops or other places where the said articles are sold by retail;

(iv) operations in connection with the transport of any of the articles included in (i) of this sub-paragraph when carried on in conjunction with their sale by retail or with the warehousing or storing operations specified in (iii) of this sub-paragraph; and

(v) clerical or other office work carried on in conjunction with the sale by retail of any of the articles included in (i) of this sub-paragraph and relating to such sale or to any of the operations specified in (ii) to (iv) of this sub-paragraph;

and for the purpose of this definition the sale by retail of any of the articles in (i) of this sub-paragraph includes the sale of that article to a person for use in connection with a trade or business carried on by him if such sale takes place at or in connection with a shop engaged in the retail sale to the general public of any of the articles included in (i) of this sub-paragraph.

APPENDIX TO PARAGRAPH 10

Groups of Retail Distributive Trades

Group 1.—The Retail Food Trades, that is to say, the sale by retail of food or drink for human consumption and operations connected therewith including:—

(i) operations in or about the shop or other place where the food or drink aforesaid is sold, being operations carried on for the purpose of such sale or otherwise in connection with such sale;

(ii) operations in connection with the warehousing or storing of such food or drink for the purpose of sale by retail, or otherwise in connection with such sale, where the warehousing or storing takes place at a warehouse or store carried on in conjunction with one or more shops or other places where such food or drink is sold by retail;

(iii) operations in connection with the transport of such food or drink when carried on in conjunction with its sale by retail or with the warehousing or storing operations specified in (ii) above; and

(iv) clerical or other office work carried on in conjunction with the sale by retail aforesaid and relating to such sale or to any of the operations in (i) to (iii) above;

but not including

the sale by retail of bread, pastry or flour confectionery (other than biscuits or meat pastries) or the sale by retail of meat (other than bacon, ham, pressed beef, sausages, or meat so treated as to be fit for human consumption without further preparation or cooking) or the sale by retail of milk (other than dried or condensed milk) or the sale by retail of ice-cream, aerated waters, chocolate confectionery or sugar confectionery, or the sale of food or drink for immediate consumption.

For the purpose of this definition " sale by retail " includes any sale of food or drink to a person for use in connection with a catering business carried on by him, when such sale takes place at or in connection with a shop engaged in the retail sale of food or drink to the general public.

Group 2.—The Retail Furnishing and Allied Trades, that is to say—

(1) the sale by retail of

(*a*) household and office furniture, including garden furniture, mattresses, floor coverings and mirrors, but excluding billiard tables, clocks, pianos, gramophones and pictures;

(*b*) ironmongery, turnery and hardware, of kinds commonly used for household purposes, including gardening implements;

(*c*) hand tools;

(*d*) woodware, basketware, glassware, potteryware, chinaware, brassware, plasticware and ceramic goods, being articles or goods of kinds commonly used for household purposes or as household ornaments;

(*e*) electrical and gas appliances and apparatus, of kinds commonly used for household purposes (excluding clocks), and accessories and component parts thereof;

(*f*) heating, lighting and cooking appliances and apparatus, of kinds commonly used for household purposes, and accessories and component parts thereof;

(*g*) radio and television sets and their accessories and component parts;

(*h*) pedal cycles and their accessories and component parts;

(*i*) perambulators, push chairs and invalid carriages;

(*j*) toys, indoor games, requisites for outdoor games, gymnastics and athletics, but excluding billiard tables and sports clothing;

(*k*) saddlery, leather goods (other than articles of wearing apparel), travel goods and ladies' handbags;

(*l*) paint, distemper and wallpaper, and oils of kinds commonly used for household purposes (excluding petrol and lubricating oils);

(*m*) brushes, mops and brooms, used for household purposes, and similar articles;

(*n*) disinfectants, chemicals, candles, soaps, and polishes of kinds commonly used for household purposes;

(2) operations in or about the shop or other place where any of the articles specified in (1) above are sold by retail, being operations carried on for the purpose of such sale or otherwise in connection with such sale;

(3) operations in connection with the warehousing or storing of any of the articles specified in (1) above for the purpose of the sale thereof by retail, or otherwise in connection with such sale, where the warehousing or storing takes place at a warehouse or store carried on in conjunction with one or more shops or other places where the said articles are sold by retail;

(4) operations in connection with the transport of any of the articles specified in (1) above when carried on in conjunction with their sale by retail or with the warehousing or storing operations specified in (3) above; and

(5) clerical or other office work carried on in conjunction with the sale by retail of any of the articles specified in (1) above and relating to such sale or to any of the operations specified in (2) to (4) above;

and for the purpose of this definition the sale by retail of any of the articles specified in (1) above does not include sale by auction (except where the auctioneer sells articles by retail which are his property or the property of his master) but includes the sale of any of the articles therein specified to a person for use in connection with a trade or business carried on by him if such sale takes place at or in connection with a shop engaged in the retail sale to the general public of any of the said articles.

Group 3.—The Retail Bookselling and Stationery Trades, that is to say—

(1) the sale by retail of the following articles:—

(*a*) books (excluding printed music and periodicals);

(*b*) all kinds of stationery including printed forms, note books, diaries and similar articles, and books of kinds used in an office or business for the purpose of record;

(*c*) pens, pencils, ink, blotting paper and similar articles;

(*d*) maps and charts;

(*e*) wrapping and adhesive paper, string, paste and similar articles;

(2) operations in or about the shop or other place where any of the articles specified in (1) above are sold by retail, being operations carried on for the purpose of such sale or otherwise in connection with such sale;

(3) operations in connection with the warehousing or storing of any of the articles specified in (1) above for the purpose of the sale thereof by retail, or otherwise in connection with such sale, where the warehousing or storing takes place at a warehouse or store carried on in conjunction with one or more shops or other places where the said articles are sold by retail;

(4) operations in connection with the transport of any of the articles specified in (1) above when carried on in conjunction with their sale by retail or with the warehousing or storing operations specified in (3) above; and

(5) clerical or other office work carried on in conjunction with the sale by retail of any of the articles specified in (1) above and relating to such sale or to any of the operations specified in (2) to (4) above.

Group 4.—The Retail Newsagency, Tobacco and Confectionery Trades, that is to say—

(1) the sale by retail of the following articles:—

(*a*) newspapers, magazines and other periodicals;

(*b*) tobacco, cigars, cigarettes, snuff and smokers' requisites;

(*c*) articles of sugar confectionery and chocolate confectionery and ice-cream;

(2) operations in or about the shop or other place where any of the articles specified in (1) above are sold by retail, being operations carried on for the purpose of such sale or otherwise in connection with such sale;

(3) operations in connection with the warehousing or storing of any of the articles specified in (1) above for the purpose of the sale thereof by retail, or otherwise in connection with such sale, where the warehousing or storing takes place at a warehouse or store carried on in conjunction with one or more shops or other places where the said articles are sold by retail;

(4) operations in connection with the transport of any of the articles specified in (1) above when carried on in conjunction with their sale by retail or with the warehousing or storing operations specified in (3) above; and

(5) clerical or other office work carried on in conjunction with the sale by retail of any of the articles specified in (1) above and relating to such sale or to any of the operations specified in (2) to (4) above.

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

The Schedule to this Order, which has effect from the 16th January, 1950, sets out the statutory minimum remuneration payable to workers (other than watchmen) in relation to whom the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) operates.

The Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (Holidays) Order, 1949

1949 No. 2270

Made - - - - *6th December,* 1949
Coming into Operation 16*th January,* 1950

R.D.O. (4)

Whereas the Minister of Labour and National Service (hereinafter in this Order referred to as "the Minister") has received from the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) (hereinafter in this Order referred to as "the Wages Council") the wages regulation proposals set out in the Schedule hereto, being proposals for requiring workers in relation to whom the Wages Council operates to be allowed holidays by their employers and for fixing holiday remuneration to be paid by their employers to those workers;

Now, therefore, the Minister by virtue of the powers conferred on him by section 10 of the Wages Councils Act, 1945(a), and of all other powers in that behalf hereby makes the following Order:—

Short title and interpretation

1.—(1) This Order may be cited as the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (Holidays) Order, 1949.

(2) In this Order the expression "the specified date" means the 16th day of January, 1950, 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.

(3) The Interpretation Act, 1889(b), applies to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

Fixing of holidays and holiday remuneration

2.—(1) Effect is hereby given to the said wages regulation proposals set out in the Schedule hereto.

(2) The provisions of the Schedule hereto shall have effect as from the specified date.

Signed by order of the Minister of Labour and National Service this 6th day of December, 1949.

R. M. Gould,
Under Secretary of the
Ministry of Labour and National Service.

(a) 8 & 9 Geo. 6. c. 17. (b) 52 & 53 Vict. c. 63.