EXPLANATORY NOTE

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

This Order has effect from the 19th September, 1952. The First Schedule amends the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation Order, 1950, (Order R.B.C. (6)), as amended by the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation (Amendment) Order, 1951, (Order R.B.C. (8)), by increasing the statutory minimum remuneration fixed by those Orders. Order R.B.C. (8) is revoked.

The Second Schedule amends the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation (Holidays) Order, 1949, (Order R.B.C. (4)), by altering in the Schedule to that Order (*a*) the provisions relating to the calculation of any period of employment qualifying a worker for an annual holiday or for accrued holiday remuneration and (*b*) the definition of the word " month ".

New provisions in the First Schedule are printed in italics.

1952 No. 1573

The Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (Amendment) Order, 1952

Made - - - - *25th August*, 1952
Coming into Operation *19th September*, 1952

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) the wages regulation proposals set out in the Schedule hereto ;

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 :—

1. This Order may be cited as the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (Amendment) Order, 1952.

2.—(1) In this Order the expression " the specified date " means the 19th day of September, 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.

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

3. The wages regulation proposals set out in the Schedule hereto shall have effect as from the specified date.

Signed by order of the Minister of Labour and National Service this 25th day of August, 1952.

Guildhaume Myrddin-Evans,
Deputy Secretary,
Ministry of Labour and National Service.

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

SCHEDULE

STATUTORY MINIMUM REMUNERATION

The Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (No. 2) Order, 1951(a) (Order R.D.O. (10)) shall have effect as if in the First Schedule thereto:—

1. for paragraphs 2 and 3 there were substituted the following paragraphs—

"Paragraph 2

(1) Subject to the provisions of this paragraph and of paragraph 1 of this Schedule, the weekly minimum remuneration payable to male or female workers of the classes specified in Column 1 of the 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 Column 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 (3) of this paragraph) is:—								
1	139 0	118 0	135 0	114 0	130 0	109 0		
2	144 0	123 0	140 0	119 0	135 0	114 0		
3	149 0	128 0	145 0	124 0	140 0	119 0		
4	154 0	133 0	150 0	129 0	145 0	124 0		
5	159 0	138 0	155 0	134 0	150 0	129 0		
(b) CLERKS GRADE I, aged 25 years or over...	129 0	96 6	125 0	92 0	119 6	86 0		
(c) CLERKS GRADE I, aged under 25 years, CLERKS GRADE II, SALES ASSISTANTS, CASHIERS, CENTRAL WAREHOUSE WORKERS, CREDIT TRAVELLERS, STOCK HANDS—								
Workers aged 24 years or over ...	123 0	92 0	119 0	87 6	113 6	81 6		
,, ,, 23 and under 24 years	118 0	88 0	114 0	83 0	108 0	78 0		
,, ,, 22 ,, ,, 23 ,,	114 0	84 0	109 0	79 0	103 0	74 0		
,, ,, 21 ,, ,, 22 ,,	110 0	79 6	104 0	75 0	98 0	69 6		
,, ,, 20 ,, ,, 21 ,,	89 0	69 0	84 0	64 6	79 0	61 0		
,, ,, 19 ,, ,, 20 ,,	79 0	63 0	74 0	58 6	69 0	55 0		
,, ,, 18 ,, ,, 19 ,,	69 0	57 0	64 0	52 6	59 0	49 0		
,, ,, 17 ,, ,, 18 ,,	58 0	49 0	53 0	44 6	49 0	41 0		
,, ,, 16 ,, ,, 17 ,,	51 0	44 0	46 0	39 6	43 0	36 0		
,, ,, under 16 years ...	46 0	39 0	41 0	34 6	38 0	31 0		
(d) ALL OTHER WORKERS (OTHER THAN THE WORKERS SPECIFIED IN PARAGRAPH 3 OF THIS SCHEDULE)—								
Workers aged 24 years or over ...	115 0	87 0	111 0	82 6	109 0	76 6		
,, ,, 23 and under 24 years	113 0	83 6	109 0	79 0	104 0	73 6		
,, ,, 22 ,, ,, 23 ,,	110 0	80 6	105 0	76 0	99 0	70 6		
,, ,, 21 ,, ,, 22 ,,	107 0	77 6	101 0	73 0	95 0	67 6		
,, ,, 20 ,, ,, 21 ,,	88 0	67 0	83 0	62 6	78 0	59 0		
,, ,, 19 ,, ,, 20 ,,	78 0	62 0	73 0	57 6	68 0	54 0		
,, ,, 18 ,, ,, 19 ,,	68 0	56 0	63 0	51 6	58 0	48 0		
,, ,, 17 ,, ,, 18 ,,	57 0	48 0	52 0	43 6	48 0	40 0		
,, ,, 16 ,, ,, 17 ,,	50 0	43 0	45 0	38 6	42 0	35 0		
,, ,, under 16 years ...	45 0	38 0	40 0	33 6	37 0	30 0		

(a) S.I. 1951/1114; 1951 II, p. 1190.

(2) *Notwithstanding the foregoing provisions of this paragraph, the weekly minimum remuneration payable during his or her first six months of employment in the retail drapery, outfitting and footwear trades to a male or female sales assistant who enters or has entered those trades for the first time at or over the age of 20 years shall be the appropriate weekly minimum remuneration (according to the age of the worker) specified at (c) of the table in the foregoing sub-paragraph reduced—*

(a) during the first three months of the employment, by 10s. 0d., and

(b) during the second three months of the employment, by 5s. 0d.

(3) 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.

TRANSPORT WORKERS

Paragraph 3

Subject to the provisions of paragraph 1 of this Schedule, the weekly minimum remuneration payable to Transport Workers (as defined in paragraph 10 of this Schedule) employed in the London Area, Provincial A Area or Provincial B Area as the case may be, is the appropriate amount set out in Column 3 of the following table:—

Column 1	Column 2		Column 3		
Age of transport worker	Type of Vehicle		LONDON AREA	PROVINCIAL A AREA	PROVINCIAL B AREA
	Mechanically propelled vehicle with carrying capacity (as defined in paragraph 10) of	Horse-drawn vehicle	Per week	Per week	Per week
			s. d.	*s. d.*	*s. d.*
21 years or over ...	1 ton or less	One-horse	*123 0*	*119 0*	*113 0*
20 and under 21 years			*96 0*	*94 0*	*90 0*
19 " " 20 "			*87 0*	*85 0*	*81 0*
18 " " 19 "			*78 0*	*76 0*	*72 0*
Under 18 years ...			*68 0*	*66 0*	*62 0*
All ages	Over 1 ton and up to 2 tons	Two-horse	*127 0*	*123 0*	*117 0*
	Over 2 tons and up to 5 tons	—	*131 0*	*127 0*	*121 0*
	Over 5 tons	—	*135 0*	*131 0*	*125 0* "

2. for paragraph 7 there were substituted the following paragraph—

"GUARANTEED WEEKLY REMUNERATION PAYABLE TO A FULL-TIME WORKER

Paragraph 7

(1) Notwithstanding the other paragraphs of this Schedule, where in respect of any week the total remuneration (excluding remuneration in respect of overtime other than overtime for work on a weekly short day occurring during the Christmas period) payable to a full-time worker

(*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 Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain)

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 with the addition of any amount which may be payable in respect of overtime other than overtime on a weekly short day occurring during the Christmas period.

For the purposes of this sub-paragraph—

'Christmas period' means the week in which Christmas day falls and the week immediately preceding that week and the week immediately succeeding that week.

(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 or paragraph 3 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.

Provided that

(i) *where the worker normally works for the employer on work to which this Schedule applies for less than 46 hours in the week, or for less than 44 hours in the case of a worker under 16 years of age, by reason only of the fact that he does not hold himself out as normally available for work for more than the number of hours he normally works in the week, and the worker has informed his employer in writing that he does not so hold himself out, the guaranteed weekly remuneration shall be the remuneration to which the worker would be entitled (calculated as in paragraph 8 of this Schedule) for the number of hours in the week normally worked by the worker for the employer on work to which this Schedule applies ;*

(ii) where in any week a worker at his request and with the written consent of his employer is absent from work during any part of his normal working hours on any day (other than a holiday allowed in pursuance of a wages regulation order or a customary holiday or a holiday allowed to all persons employed in the undertaking or branch of an undertaking in which the worker is employed), the guaranteed weekly remuneration payable in respect of that week shall be reduced in respect of each day on which he is absent as aforesaid by one-sixth where the worker's normal working week is six days or by one-fifth where his normal working week is five days.

(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 or during which he is absent from

work in accordance with proviso (ii) to sub-paragraph (2) of this paragraph) 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."

3. in paragraph 10, for the definition of " Shop Manager ", " Shop Manageress " there were substituted the following definition—

"' *Shop Manager', 'Shop Manageress' means a worker who is employed at, and is normally immediately in charge of the operation of, an undertaking or branch (but not of a department of an undertaking or branch), who has the custody of cash and stock, and who has immediate control of other workers (if any) employed at that undertaking or branch; and for the purposes of this definition a worker shall not be deemed not to be immediately in charge of the operation of an undertaking or branch by reason only of being subject to the supervision of the employer or some person acting on his behalf, being in either case a person who is not normally, during the hours when the undertaking or branch is open to the public, wholly or mainly engaged in work at that undertaking or branch.*"

EXPLANATORY NOTE

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

This Order, which has effect from the 19th September, 1952, amends the First Schedule to the Retail Drapery, Outfitting and Footwear Trades Wages Council (Great Britain) Wages Regulation (No. 2) Order, 1951, (Order R.D.O. (10)), by

(i) increasing the statutory minimum remuneration fixed by that Order ;

(ii) providing for the payment of lower guaranteed weekly remuneration in certain circumstances specified in the Schedule ;

(iii) substituting a new definition of " shop manager " and " shop manageress ".

New provisions in the Schedule are printed in italics.