1952 No. 1626

The Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation (Amendment) Order, 1952

Made - - - - *4th September*, 1952

Coming into Operation *26th September*, 1952

Whereas the Minister of Labour and National Service (hereinafter in this Order referred to as "the Minister") has received from the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) the wages regulation proposals set out in the First and Second Schedules 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 Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation (Amendment) Order, 1952.

2.—(1) In this Order the expression "the specified date" means the 26th 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 First and Second Schedules hereto shall have effect as from the specified date.

Signed by order of the Minister of Labour and National Service this 4th day of September, 1952.

H. H. Wiles,
Deputy Secretary,
Ministry of Labour and National Service.

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

FIRST SCHEDULE

STATUTORY MINIMUM REMUNERATION

The Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation Order, 1949(a) (Order R.N.T. (3) & (4)) as amended by the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation (Amendment) Order, 1951(b) (Order R.N.T. (10)), shall have effect as if in the First Schedule thereto:—

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

"ALL WORKERS OTHER THAN TRANSPORT WORKERS AND STREET NEWSVENDORS

Paragraph 2

(1) Subject to the provisions 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 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 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 (2) of this paragraph) is:—						
One or none	*129 0*	*96 6*	*125 0*	*92 6*	*119 0*	*86 6*
Two	*134 0*	*101 6*	*130 0*	*97 6*	*124 0*	*91 6*
Three	*139 0*	*106 6*	*135 0*	*102 6*	*129 0*	*96 6*
(*b*) Clerks Grade I aged 25 years or over	*121 6*	*88 0*	*117 6*	*84 0*	*111 6*	*78 0*
(*c*) Clerks Grade I aged under 25 years, clerks Grade II and all other workers (other than transport workers and street newsvendors) being workers aged—						
24 years or over	*115 6*	*83 6*	*111 6*	*79 6*	*105 6*	*73 6*
23 and under 24 years	*111 0*	*80 0*	*106 0*	*75 0*	*101 0*	*70 0*
22 " " 23 "	*108 0*	*77 0*	*103 0*	*72 6*	*98 0*	*68 0*
21 " " 22 "	*104 6*	*73 6*	*99 6*	*69 0*	*94 6*	*64 6*
20 " " 21 "	*83 0*	*65 0*	*78 6*	*60 6*	*74 0*	*56 0*
19 " " 20 "	*73 6*	*58 6*	*69 0*	*54 6*	*64 6*	*50 6*
18 " " 19 "	*65 0*	*53 0*	*60 6*	*49 0*	*56 0*	*45 0*
17 " " 18 "	*54 0*	*46 6*	*50 0*	*42 6*	*46 0*	*39 6*
16 " " 17 "	*47 6*	*42 6*	*44 6*	*38 6*	*41 6*	*35 6*
15 " " 16 "	*43 6*	*38 0*	*40 6*	*34 0*	*37 6*	*31 0*

(2) In Column 1 of the foregoing table 'number of staff' means the number of persons (excluding the shop manager or shop manageress) normally employed by the employer for whose control the shop manager or shop manageress is responsible to the employer and in computing that number—

(*a*) each worker who normally works for the employer for more than 24 hours in a week shall be counted as one unit;

(a) S.I. 1949/1755; 1949 I, p. 4574. (b) S.I. 1951/1280; 1951 II, p. 1244.

(*b*) each worker who normally works for the employer for 24 hours or less in a week shall be counted as half a unit but where such calculation results in a fraction the next whole number above shall be the number to be counted for the purpose of the table aforesaid;

(*c*) a delivery worker employed for not more than two hours per day and for not more than twelve hours per week shall not be counted.

(*d*) a cleaner employed for not more than two hours per day and for not more than twelve hours per week shall not be counted.

TRANSPORT WORKERS

Paragraph 3

The weekly minimum remuneration payable to transport workers 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 next following table:—

Column 1	Column 2		Column 3		
	Type of Vehicle				
Age of transport worker	Mechanically propelled vehicle with carrying capacity of	Horse drawn vehicle	LONDON AREA	PROVINCIAL 'A' AREA	PROVINCIAL 'B' AREA
			Per week	Per week	Per week
			s. d.	*s. d*	*s. d.*
21 years or over ...	1 ton or less	One horse	*115 6*	*111 6*	*105 6*
20 and under 21 years			*94 0*	*92 0*	*88 0*
19 „ „ 20 „			*85 6*	*83 6*	*79 6*
18 „ „ 19 „			*77 0*	*75 0*	*71 0*
Under 18 years ...			*67 0*	*65 0*	*61 0*
All ages	Over 1 ton and up to 2 tons.	Two horse	*123 6*	*119 6*	*113 6*
	Over 2 tons and up to 5 tons.	—	*127 6*	*123 6*	*117 6*
	Over 5 tons ...	—	*131 6*	*127 6*	*121 6*"

2. for paragraph 5 there were substituted the following paragraph:—

"MINIMUM OVERTIME RATES

Paragraph 5

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

(1) To workers other than shop managers, shop manageresses and street newsvendors—

(*a*) on the weekly short day in any week during which, under sub-section (3) of section 40 of the Shops Act, 1950(a), the employer is relieved of his obligation to allow a worker a a weekly half day—

for any time worked after 1.30 p.m. ... Double time.

(*b*) on the weekly short day (not being a weekly short day to which (*a*) of this paragraph applies)—

for any time worked after 1.30 p.m. ... Time-and-a-half.

(a) 14 Geo. 6. c. 28.

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

for the first 4 hours worked in excess of 48 hours	Time-and-a-quarter.
thereafter	Time-and-a-half.

(2) *To shop managers and shop manageresses provided that the overtime worked is specifically authorised in writing by the employer or his representative—*

in any week, for the first 4 hours worked in excess of 48 hours	*Time-and-a-quarter.*
thereafter	*Time-and-a-half.*

Provided that in any week which includes one customary holiday '40 hours' shall be substituted for '48 hours' where it appears in the foregoing provisions of this paragraph and in any week which includes two customary holidays '32 hours' shall be substituted for the said '48 hours'."

SECOND SCHEDULE

HOLIDAYS AND HOLIDAY REMUNERATION

The Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation Order, 1949 (Order R.N.T. (3) & (4)), shall have effect as if in the Second Schedule thereto:—

1. for paragraph 8 there were substituted the following paragraph:—

"Paragraph 8

For the purpose of calculating any period of employment qualifying a worker for an annual holiday or for any accrued holiday remuneration, the worker shall be treated as if he were employed for a month (as defined in paragraph 10 of this Schedule) in respect of any month throughout which he has been in the employment of the employer."

2. in paragraph 10 for the definition of the word "month" there were substituted the following definition:—

"'MONTH' means the period commencing on a date of any number in one month and ending on the day before the date of the same number in the next month, or if the commencing date is the 29th, 30th or 31st day of a month and there is no date of the same number in the next month, then on the last day of that month."

EXPLANATORY NOTE

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

This Order has effect from the 26th September, 1952.

The First Schedule amends the First Schedule to the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation Order, 1949, (Order R.N.T. (3) & (4)), as amended by the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) Wages Regulation (Amendment) Order, 1951, (Order R.N.T. (10)), by increasing the statutory minimum remuneration fixed by that Order.

The Second Schedule amends the Second Schedule to Order R.N.T. (3) & (4) by altering (*a*) the provisions relating to the calculation of any period of employment qualifying a worker for an annual holiday or for any accrued holiday remuneration and (*b*) the definition of the word "month".

New provisions in the First Schedule are printed in italics.