1954 No. 792

The Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation Order, 1954

Made - - - - 15*th June*, 1954
Coming into Operation 5*th July*, 1954

Whereas the Minister of Labour and National Service (hereafter in this Order referred to as "the Minister") has received from the Retail Bookselling and Stationery Trades Wages Council (Great Britain) 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 enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation Order, 1954.

2.—(1) In this Order the expression "the specified date" means the 5th day of July, 1954, 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 and as from that date the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation Order, 1950(c), and the Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation (Amendment) Order, 1953(d), shall cease to have effect.

Signed by order of the Minister of Labour and National Service this 15th day of June, 1954.

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

(a) 8 & 9 Geo. 6. c. 17. (b) 52 & 53 Vict. c. 63. (c) S.I. 1950/1266 (1950 II, p. 1382).
(d) S.I. 1953/1497 (1953 II, p. 2559).

FIRST SCHEDULE

The following minimum remuneration shall be substituted for the statutory minimum remuneration fixed by 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, 1953 (Order R.B.C. (12)).

STATUTORY MINIMUM REMUNERATION

1. Subject to the provisions of paragraphs 4, 5, 7 and 8 of this Schedule, the minimum remuneration payable to workers to whom this Schedule applies is the remuneration set out in paragraphs 2 and 3 of this Schedule. Provided that any increase in remuneration payable under the provisions of paragraph 2 or paragraph 3 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.

WORKERS OTHER THAN TRANSPORT WORKERS

2. 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 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.
(1) Shop managers, shop manageresses...	150 6	129 6	146 6	125 6	140 6	119 6
(2) All other workers other than transport workers, cleaners, messengers, deliverers or porters—						
Workers aged *23* years or over	*130 6*	*99 6*	*126 6*	*95 6*	*120 6*	*89 6*
,, ,, 22 and under 23 years ...	120 0	88 6	113 6	84 6	108 0	78 6
,, ,, 21 ,, ,, 22 ,, ...	114 6	83 0	107 6	79 0	102 0	73 0
,, ,, 20 ,, ,, 21 ,, ...	94 0	74 0	88 0	70 0	82 6	64 0
,, ,, 19 ,, ,, 20 ,, ...	82 0	67 0	76 6	63 0	71 0	57 0
,, ,, 18 ,, ,, 19 ,, ...	66 6	56 6	61 0	51 6	56 6	46 6
,, ,, 17 ,, ,, 18 ,, ...	56 0	49 6	50 6	44 0	46 0	39 6
,, ,, 16 ,, ,, 17 ,, ...	49 6	43 6	44 0	38 0	39 6	33 6
,, ,, under 16 years	44 6	39 0	39 0	33 6	34 6	29 0
(3) Cleaners, messengers, deliverers or porters—						
Workers aged *23* years or over	*120 6*	*89 6*	*116 6*	*85 6*	*110 6*	*79 6*
,, ,, 22 and under 23 years ...	110 0	78 6	105 0	73 6	100 0	68 6
,, ,, 21 ,, ,, 22 ,, ...	104 6	71 0	99 6	67 0	94 6	62 0
,, ,, 20 ,, ,, 21 ,, ...	86 0	64 0	81 0	59 0	76 0	54 0
,, ,, 19 ,, ,, 20 ,, ...	75 6	59 0	70 6	54 0	65 6	48 0
,, ,, 18 ,, ,, 19 ,, ...	61 0	50 6	56 0	44 6	52 0	40 6
,, ,, 17 ,, ,, 18 ,, ...	51 6	45 6	46 6	40 6	42 6	36 6
,, ,, 16 ,, ,, 17 ,, ...	45 6	40 0	40 6	35 0	36 6	31 0
,, ,, under 16 years	41 0	36 0	36 0	31 0	32 0	27 0

TRANSPORT WORKERS

3. Subject to the provisions of paragraph 1 of this Schedule, 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		LONDON AREA	PROVINCIAL A AREA	PROVINCIAL B AREA
Age of transport worker	Mechanically propelled vehicle with carrying capacity (as defined in paragraph 9) 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	124 6	120 6	114 6
20 and under 21 years ...			97 0	95 0	91 0
19 ,, ,, 20 ,, ...			88 0	86 0	82 0
18 ,, ,, 19 ,, ...			75 0	73 0	69 0
Under 18 years			66 6	64 6	60 6
All ages	Over 1 ton and up to 2 tons... ...	Two-horse	128 6	124 6	118 6
	Over 2 tons and up to 5 tons... ...	—	132 6	128 6	122 6
	Over 5 tons ...	—	136 6	132 6	126 6

LATE ENTRANTS

4. The minimum remuneration payable during the first twelve months' employment of a worker to whom this Schedule applies (other than a shop manager, shop manageress, transport worker, cleaner, messenger, deliverer or porter) who enters or has entered the retail bookselling and stationery trades for the first time at or over the age of 18 years shall be the appropriate remuneration specified in Column 2 of the Table in paragraph 2 reduced by 15 per cent.

MINIMUM OVERTIME RATES

5.—(1) Subject to the provisions of this paragraph, minimum overtime rates are payable to *any worker* as follows:—

(*a*) On a Sunday or customary holiday

(i) where time worked does not exceed 4½ hours...double time for 4½ hours

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

(iii) where time worked exceeds 8 hours ... double time for all time worked

(*b*) On the weekly short day (not being a weekly short day to which (*c*) of this paragraph applies)
for all time worked after 1.30 p.m. ... ... time-and-a-half

(*c*) 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 the worker a weekly half day,
for all time worked after 1.30 p.m. ... ... double time

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

(*d*) 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 appears in the foregoing provisions of this paragraph, and in any week which includes two customary holidays "30 hours" shall be substituted for the said "46 hours".

(2) *Overtime rates shall be payable to a Shop Manager or a Shop Manageress only if the overtime worked is specifically authorised in writing by the employer or his representative.*

WAITING TIME

6. 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;

(*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.

GUARANTEED WEEKLY REMUNERATION PAYABLE TO A FULL-TIME WORKER

7.—(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 9)

(*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 Bookselling and Stationery 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.

(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, paragraph 3 or paragraph 4 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 where the worker normally works for the employer on work to which this Schedule applies for less than 46 hours in the week (or, in the case of a worker under 16 years of age, for less than 44 hours) 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 the 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 in accordance with 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.

Provided also that 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 the second proviso 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.

BASIS OF REMUNERATION

8.—(1) Subject to the provisions of paragraph 7 of this Schedule the weekly remuneration specified in 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 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 6 of this Schedule, in calculating the remuneration for the purpose of this Schedule recognised breaks for meal-times shall be excluded.

DEFINITIONS

9. For the purposes of this Schedule—

"CARRYING CAPACITY" means the weight of the maximum load normally carried by the vehicle, and such carrying capacity, when so established, shall not be affected either by variations in the weight of the load resulting from collections or deliveries or emptying of containers during the course of the journey, or by the fact that on any particular journey a load greater or less than the established carrying capacity is carried.

"CLEANER," "MESSENGER," "DELIVERER" or "PORTER" means a worker (not being a worker wholly or mainly engaged in the purchase and collection of books from wholesalers or publishers and not being a transport worker) who is wholly or mainly employed on one or more of the following duties:—

Cleaning premises, furniture or fittings; taking messages; collecting or delivering post; portering goods or supplies; collecting or delivering goods or supplies; attending to fires or boilers; caretaking; lift attending.

"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*) in the case of each of the said days (other than a day fixed by the employer in Scotland and notified to the worker as aforesaid) a day substituted by the employer therefor, being a day recognised by local custom as a day of holiday in substitution for the said day.

"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.

"LONDON AREA", "PROVINCIAL A AREA", "PROVINCIAL B AREA" have the meanings respectively assigned to them in paragraph 10 of this Schedule.

"SHOP MANAGER", "SHOP MANAGERESS" means a worker who is in charge of an undertaking or branch of an undertaking (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 and for the conduct of the business of the undertaking or branch.

"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 under 16 years of age, by 44) the minimum weekly remuneration to which the worker is entitled under the provisions of paragraph 2, paragraph 3 or paragraph 4 of this Schedule.

"TRANSPORT WORKER" means a male worker (other than a van salesman) engaged wholly or mainly in driving a mechanically propelled or horsedrawn road vehicle for the transport of goods and on work in connection with the vehicle and its load (if any) while on the road.

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

"WEEK" means pay week.

"WEEKLY SHORT DAY" means that day in any week on which a worker is, in accordance with the provisions of section 17 of the Shops Act, 1950, 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.

AREAS

10. In this Schedule—

(*a*) "LONDON AREA" means the City of London and the Metropolitan Police District;

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

(*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 91st Annual Report of the Registrar General for Scotland for 1945 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
Bowdon
Hoole
Knutsford
Lynn
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

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

ENGLAND—*continued*

KENT
Broadstairs and St. Peters
Hythe
Southborough
Swanscombe

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

11.—(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 bookselling and stationery 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 hereto and to a greater extent in the retail bookselling and stationery 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 purpose of this 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 in relation to whom any Wages Board established under the Catering Wages Act, 1943(a), operates in respect of any employment which is for the time being within the field of operation of that Wages Board;

(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 book-binding, printing, die-sinking or engraving;

(a) 6 & 7 Geo. 6. c. 24.

(vi) workers employed as watchmen ;

(vii) workers wholly or mainly engaged in delivering newspapers, magazines or other periodicals and employed for not more than two hours per day and for not more than twelve hours per week.

(3) For the purpose of this Schedule the retail bookselling and stationery trades consist of:—

(i) 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 ;

(ii) operations in or about the shop or other place where any of the articles specified in (i) above 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 specified in (i) 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 ;

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

(v) clerical or other office work carried on in conjunction with the sale by retail of any of the articles specified in (i) above and relating to such sale or to any of the operations specified in (ii) to (iv) above.

APPENDIX TO PARAGRAPH 11

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 excluding

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 the following articles:—

(*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 and ladies' handbags) and travel goods;

(*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 Drapery, Outfitting and Footwear Trades, that is to say:—

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

(*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;

(*g*) ladies' handbags;

(2) operations in or about the shop or other place where any of the articles included 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 included 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 included 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 included 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 in (1) above 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 on the retail sale to the general public of any of the articles included in (1) 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.

SECOND SCHEDULE

HOLIDAYS AND HOLIDAY REMUNERATION

The Retail Bookselling and Stationery Trades Wages Council (Great Britain) Wages Regulation (Holidays) Order, 1949(a), (Order R.B.C. (4)), shall have effect as if in the Schedule thereto :—

1. at the end of paragraph 9 (which relates to accrued holiday remuneration payable on the termination of employment) there were inserted the following further proviso :—

Provided also that where, during the period or periods in respect of which the said accrued holiday remuneration is payable, the worker—

(a) has at his written request been allowed any day or days of holiday for which he had not qualified under the provisions of this Schedule, any accrued holiday remuneration payable as aforesaid may be reduced by the amount of any sum paid by the employer to the worker in respect of such day or days of holiday ; or

(b) has been allowed an annual holiday under (c) of sub-paragraph (2) of paragraph 3 of this Schedule, any accrued holiday remuneration payable as aforesaid may be reduced by one day's holiday pay in respect of each day by which the said holiday exceeded the number of days of annual holiday to which he would have been entitled under the provisions of sub-paragraph (1) of the said paragraph 3.

2. for paragraph 10 (which relates to the calculation of periods of employment) there were substituted the following paragraph :—

" Paragraph 10

For the purposes 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 12 of this Schedule) in respect of any month throughout which he has been in the employment of the employer."

3. in paragraph 12 (which contains definitions), 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 5th July, 1954. The First Schedule sets out the statutory minimum remuneration payable in substitution for that fixed by 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, 1953 (Order R.B.C. (12)).

(a) S.I. 1949/1746 (1949 I, p. 4496).

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 providing for a reduction of the accrued holiday remuneration payable to a worker on the termination of his employment in the circumstances specified. It also repeats without alteration the amendments to Order R.B.C. (4) contained in the Second Schedule to Order R.B.C. (12).

Order R.B.C. (6) and Order R.B.C. (12) are revoked. New provisions in the Schedules are printed in italics.

1954 No. 1750

The Retail Bread and Flour Confectionery Trade Wages Council (England and Wales) Wages Regulation Order, 1954

Made - - - -	31*st December*, 1954
Coming into Operation	31*st January*, 1955

Whereas the Minister of Labour and National Service (hereafter in this Order referred to as "the Minister") has received from the Retail Bread and Flour Confectionery Trade Wages Council (England and Wales) 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 enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Retail Bread and Flour Confectionery Trade Wages Council (England and Wales) Wages Regulation Order, 1954.

2.—(1) In this Order the expression "the specified date" means the 31st day of January, 1955, 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 31st day of December, 1954.

Godfrey H. Ince,
Secretary,
Ministry of Labour and National Service.

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