STATUTORY INSTRUMENTS

1974 No. 1096

WAGES COUNCILS

The Wages Regulation (Retail Newsagency, Tobacco and Confectionery) (England and Wales) (Amendment) Order 1974

Made - - - -	*26th June* 1974
Coming into Operation	*29th July* 1974

Whereas the Secretary of State has received from the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) the wages regulation proposals set out in the Schedule hereto;

Now, therefore, the Secretary of State in exercise of powers conferred by section 11 of the Wages Councils Act 1959**(a)**, as modified by Article 2 of the Counter-Inflation (Modification of Wages Councils Act 1959) Order 1973**(b)**, and now vested in him **(c)**, and of all other powers enabling him in that behalf, hereby makes the following Order:—

1. This Order may be cited as the Wages Regulation (Retail Newsagency, Tobacco and Confectionery) (England and Wales) (Amendment) Order 1974.

2.—(1) In this Order the expression "the specified date" means the 29th July 1974, 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**(d)** shall apply 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 Secretary of State.

26th June 1974.

W. H. Marsh,
Assistant Secretary,
Department of Employment.

(a) 1959 c. 69. **(b)** S.I. 1973/661 (1973 I, p. 2141).
(c) S.I. 1959/1769, 1968/729 (1959 I, p. 1795; 1968 II, p. 2108).
(d) 1889 c. 63.

SCHEDULE

Article 3

STATUTORY MINIMUM REMUNERATION

The Wages Regulation (Retail Newsagency, Tobacco and Confectionery) (England and Wales) Order 1974(a) (Order R.N.T. (56)) shall have effect as if in the Schedule thereto:—

1. for paragraphs 3 and 4 there were substituted the following paragraphs:—

"ALL WORKERS OTHER THAN TRANSPORT WORKERS AND STREET NEWSVENDORS REMUNERATED ON A SESSIONAL AND PIECE RATE BASIS

3.—(1) Subject to the provisions of this paragraph and of paragraph 1, the 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, shall be 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
	£	£	£	£	£	£
(*a*) SHOP MANAGERS and SHOP MANAGERESSES where the number of staff (computed in accordance with the provisions of sub-paragraph (2) of this paragraph) is:—						
One or none	*18·80*	*18·10*	*18·50*	*17·80*	*17·95*	*17·25*
Two	*19·15*	*18·50*	*18·85*	*18·20*	*18·30*	*17·65*
Three	*19·55*	*18·90*	*19·25*	*18·55*	*18·70*	*18·05*
(*b*) CLERKS GRADE I, aged 22 years or over	*17·95*	*17·15*	*17·60*	*16·85*	*17·10*	*16·30*
(*c*) CLERKS GRADE I, aged under 22 years, CLERKS GRADE II and all other workers (other than transport workers and street newsvendors remunerated on a sessional and piece rate basis) being workers aged:—						
21 years or over	*17·55*	*16·80*	*17·25*	*16·50*	*16·70*	*15·95*
20 and under 21 years ...	*15·25*	*14·65*	*15·00*	*14·40*	*14·50*	*13·90*
19 „ „ 20 „ ...	*14·45*	*13·90*	*14·25*	*13·65*	*13·80*	*13·20*
18 „ „ 19 „ ...	*13·75*	*13·20*	*13·55*	*12·95*	*13·05*	*12·50*
17 „ „ 18 „ ...	*12·20*	*11·75*	*12·00*	*11·55*	*11·65*	*11·20*
Under 17 years	*11·45*	*11·00*	*11·25*	*10·80*	*10·95*	*10·50*

Provided that where a worker to whom (*c*) of the foregoing table applies enters, or has entered, the retail newsagency, tobacco and confectionery trades for the first time at or over the age of 20 years, the minimum remuneration payable shall be—

(i) during the first three months of the employment, 50p per week less, and

(ii) during the second three months of the employment, 25p per week less than the minimum remuneration otherwise applicable to the worker under (*c*) of the said table.

(a) S.I. 1974/305 (1974 I, p. 1044).

(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;

(*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 2 hours per day and for not more than 12 hours per week shall not be counted;

(*d*) a cleaner employed for not more than 2 hours per day and for not more than 12 hours per week shall not be counted.

TRANSPORT WORKERS

4. Subject to the provisions of paragraph 1, the minimum remuneration payable to transport workers employed in the London Area, Provincial A Area or Provincial B Area, as the case may be, shall be the appropriate amount set out in Column 3 of the next 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 of	Horse drawn vehicle	Per week	Per week	Per week
			£	£	£
21 years or over	1 ton or less	One-horse	*17·55*	*17·25*	*16·70*
20 and under 21 years ...			*14·50*	*14·45*	*14·15*
19 „ „ 20 „ ...			*13·85*	*13·75*	*13·40*
18 „ „ 19 „ ...			*13·20*	*13·05*	*12·75*
Under 18 years			*11·60*	*11·45*	*11·25*
All ages	Over 1 ton and up to 2 tons	Two-horse	*18·05*	*17·75*	*17·20*
	Over 2 tons and up to 5 tons	—	*18·30*	*18·00*	*17·45*
	Over 5 tons	—	*18·50*	*18·25*	*17·65*"

2. in paragraph 22 for the definition of "Customary Holiday" there were substituted the following:—

" 'CUSTOMARY HOLIDAY' means—

(1) (*a*) Christmas Day;

26th December if it be not a Sunday;
27th December in a year when 25th or 26th December is a Sunday;
1st January if it be not a Sunday or, if it be a Sunday, 2nd January;
Good Friday;
Easter Monday;
the last Monday in May;
the last Monday in August; (or, where a day is substituted for any of the above days by national proclamation, that day) and any day proclaimed as a public holiday or additional bank holiday; and

(*b*) one other day (being a day on which the worker would normally work *during the period commencing on 25th December and ending on the next following 8th January, to be fixed by the employer and notified to the worker not less than seven days before Christmas Day; or, where no such day has been so fixed and notified, the first day on which the worker would normally work following the said period;*

or

(2) where in any establishment it is not the custom or practice to observe such days as are specified in (1)(*a*) above as holidays, such other days, not fewer in number, as may be substituted by agreement between the employer or his representative and the worker or his representative."

EXPLANATORY NOTE

(*This Note is not part of the Order.*)

This Order, which has effect from 29th July 1974, amends the Wages Regulation (Retail Newsagency, Tobacco and Confectionery) (England and Wales) Order 1974 (Order R.N.T. (56)). The Order sets out the increased statutory minimum remuneration payable, and the customary holidays to be allowed, to workers in relation to whom the Retail Newsagency, Tobacco and Confectionery Trades Wages Council (England and Wales) operates, in substitution for the statutory minimum remuneration and customary holidays set out in Order R.N.T. (56).

New provisions are printed in italics.

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