STATUTORY INSTRUMENTS

1974 No. 1447

WAGES COUNCILS

The Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974 (Amendment) Order 1974

Made - - - -	*28th August* 1974
Coming into Operation	*30th September* 1974

Whereas the Secretary of State has received from the Retail Food Trades Wages Council (Scotland) 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) and now vested in him (b), 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 Food) (Scotland) (No. 2) Order 1974 (Amendment) Order 1974.

2.—(1) In this Order the expression "the specified date" means the 30th September 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(c) 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.

28th August 1974.

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

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

Article 3

SCHEDULE

The Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974(a) (Order R.F.C.S. (53)) shall have effect as if in the Schedule thereto:—

1. after paragraph 1 there were inserted the following paragraph:—

"COST OF LIVING PAYMENT

1A.—(1) In addition to the minimum remuneration specified in paragraph 1 of this Schedule, additional remuneration hereinafter referred to as a 'cost of living payment' shall, in accordance with this paragraph, be payable to all workers to whom that paragraph applies.

(2) (a) The cost of living payment payable in respect of each complete pay week shall be:—

(i) £2·80 per week in the case of a full-time worker as defined in paragraph 22 of this schedule;

(ii) 7p multiplied by the number of hours (excluding overtime) worked by him in the relevant week in the case of a worker who normally works for the employer for less than 36 hours in the week.

(b) Up to and including 15th November 1974, for each increase of 1·85 points above 209·5 in the Retail Price Index figure published by the Department of Employment, the cost of living payment payable in respect of each complete pay week under (a) of this sub-paragraph shall be increased by:—

(i) 40p in the case of a worker to whom (a)(i) of this Sub-paragraph applies;

(ii) 1p multiplied by the number of hours (excluding overtime) worked by him in a week in the case of a worker to whom (a)(ii) of this sub-paragraph applies;

and the payments referred to in this sub-paragraph shall be payable from the first complete pay week following the publication of such Retail Price Index figure;

(c) After 15th November 1974, the cost of living payment to be payable under this paragraph shall be that which was payable in respect of the last complete pay week before that date.

(3) The cost of living payment shall not be treated as part of the weekly minimum remuneration for the purpose of calculating the hourly rate for overtime under paragraph 8 or for special time under paragraph 9 of this Schedule."

2. in paragraph 22 for the definition of "SHOP MANAGER", "SHOP MANAGERESS" there were substituted the following:—

"*'SHOP MANAGER', 'SHOP MANAGERESS' means the worker, other than a temporary shop manager or temporary shop manageress, who is wholly or mainly employed at the shop during the hours when it is open to the public and is in charge of the shop and who has immediate supervision of other workers (if any) employed at the shop.*"

3. after sub-paragraph (2)(*a*) of paragraph 23, which relates to the definition of Area 1, there were inserted the following additional sub-paragraph:—

"*(e) the areas within the boundaries of the following New Town Corporations:—*

Cumbernauld
East Kilbride
Stonehouse
Glenrothes
Livingston
Irvine".

(a) S.I. 1974/976 (1974 II, p. 3651).

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which has effect from 30th September 1974, amends the Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974. The Order introduces a cost of living payment to be allowed to workers in relation to whom the Retail Food Trades Wages Council (Scotland) operates.

New provisions are printed in italics.

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