STATUTORY INSTRUMENTS

1975 No. 390

WAGES COUNCILS

The Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974 (Amendment) Order 1975

Made - - - -	13*th March* 1975
Coming into Operation	21*st April* 1975

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 1975.

2.—(1) In this Order the expression "the specified date" means the 21st April 1975, 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 and as if this Order and the Order hereby revoked were Acts of Parliament.

3. The wages regulation proposals set out in the Schedule hereto shall have effect as from the specified date and as from that date the Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974 (Amendment) Order 1974**(d)** shall cease to have effect.

Signed by order of the Secretary of State.

13th March 1975.

R. J. Dawe,
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.
(d) S.I. 1974/1447 (1974 II, p. 5551).

Article 3

SCHEDULE

STATUTORY MINIMUM REMUNERATION

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

(a) £4·40 in the case of full-time workers as defined in paragraph 22 of this Schedule;

(b) 11p multiplied by the number of hours (excluding overtime) worked by him in that week in the case of a worker who normally works for the employer for less than 36 hours in the week.

(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)(*d*) of paragraph 23, which relates to the definition of Area 1, there were inserted at the appropriate place the following:—

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

Cumbernauld
East Kilbride
Stonehouse
Glenrothes
Livingston
Irvine".

EXPLANATORY NOTE

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

This Order, which has effect from 21st April 1975 amends the Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974 (Order R.F.C.S.(53)) by providing for an increase in the cost of living payment. The Order also reproduces certain amended definitions which were contained in the Wages Regulation (Retail Food) (Scotland) (No. 2) Order 1974 (Amendment) Order 1974 (Order R.F.C.S. (55)) which is revoked.

New provisions are printed in italics.

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

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