EXPLANATORY NOTE

*(This note is not part of the Regulations but is intended to indicate their general purport.)*

These Regulations abolish the charge for mid-day meals provided by the Northern Ireland Hospitals Authority for persons attending Special Care Instruction and Occupation Centres.

**1967. No. 141** [NC]

## WAGES COUNCILS

### Wages Regulation (Baking)

ORDER, DATED 19TH JUNE 1967, MADE BY THE MINISTRY OF HEALTH AND SOCIAL SERVICES UNDER THE WAGES COUNCILS ACT (NORTHERN IRELAND) 1945.

The Ministry of Health and Social Services, in exercise of the powers conferred on it by Section 10 of the Wages Councils Act (Northern Ireland) 1945(a), as amended by Section 31 of the Prices and Incomes Act 1966(b), hereby makes the following Order to give effect to wages regulation proposals received from the Baking Wages Council (Northern Ireland):—

*Citation*

**1.** This Order may be cited as the Baking Wages Regulation (Amendment) Order (Northern Ireland) 1967.

*Commencement*

**2.** The wages regulation proposals set out in the Schedules shall come into operation on the specified date.

*Interpretation*

**3.** In this Order the expression "the specified date" means the 1st day of July 1967, 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.

Sealed with the Official Seal of the Ministry of Health and Social Services for Northern Ireland this 19th day of June 1967.

(L.S.) *Lancelot Browne,*
Assistant Secretary.

(a) 1945. c. 21. (b) 1966. c. 33.

## FIRST SCHEDULE

### Statutory Minimum Remuneration

The Baking Wages Regulation Order (Northern Ireland) 1966(a) (Order N.I.Bk. (334)) shall have effect as if in the Schedule thereto—

**1.** the following new paragraph were inserted immediately after paragraph 1—

*"ADDITIONAL PAYMENTS FOR CERTAIN MALE WORKERS*

*Paragraph 1A.*

*The statutory minimum remuneration applicable to male workers set out in paragraph 1 shall be increased by the appropriate amount specified hereafter, which amount shall not be taken into account for the purpose of the calculation of statutory minimum remuneration payable in respect of overtime—*

| | |
|---|---|
| *(a) where the worker's spell of duty commences at or after 1 a.m. and before 3 a.m. . .* | *. . by 5s. 0d. per week of 40 hours* |
| *(b) where the worker's spell of duty commences between 3 a.m. and 4.30 a.m. both times inclusive . .* | *by 12s. 6d. per week of 40 hours."* |

**2.** for sub-paragraph (4) of paragraph 5 the following sub-paragraph were substituted—

"(4) On a customary holiday—

twice the appropriate minimum rate set out in Col. 3 of the table in paragraph 1 for all time worked, *subject to any alternative provisions contained in a wages regulation order made by the Ministry of Health and Social Services pursuant to proposals by the Baking Wages Council (Northern Ireland) relating to holidays and holiday remuneration."*

**3.** the following new paragraph were inserted immediately after paragraph 5—

*"OVERTIME IN RESPECT OF TIME WORKED ON CERTAIN WEEKDAYS FOLLOWING A NAMED DAY OF CUSTOMARY HOLIDAY*

*Paragraph 5A.*

*Where the day immediately following a named day of customary holiday (as defined in paragraph 24) falls on a Monday or Tuesday (or, in the case of a Tuesday to Saturday worker, on a Tuesday or a Wednesday) and the worker is required by the employer to work on that day he shall be paid, in respect of all time so worked, twice the appropriate minimum rate set out in Col. 3 of the table in paragraph 1*

*provided that—*

*in the case of a night worker (as defined in paragraph 19) whose spell of duty commences on either the said Monday or Tuesday, or the said Tuesday or Wednesday, as the case may be, he shall be paid, in respect of each hour of his normal working day, the appropriate rate set out in Col. 6 of the table in paragraph 1 and, in addition, the appropriate rate set out in Col. 3 of that table for each hour of his normal working day, and, in respect of each hour worked in excess of his normal working day, he shall be paid twice the appropriate rate set out in Col. 3 of the said table."*

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(a) S.R. & O. (N.I.) 1966, No. 293.

**4.** for paragraph 24 the following paragraph were substituted—

*"CUSTOMARY HOLIDAY*

*Paragraph 24.*

*CUSTOMARY HOLIDAY means—*

*(a) in the case of a worker employed in the County Borough of the City of Belfast or in districts situate within a radius of 15 statute miles therefrom—*

*Christmas Day, Easter Monday, 12th July (herein referred to as "named days") and one other day in addition to each of those named days,*

*provided that—*

*(i) where a named day falls on a Saturday, Sunday, or Monday, the additional day of customary holiday shall be allowed by the employer to the worker within the period of four weeks next ensuing on a weekday to be agreed between the employer and the worker or his representative;*

*(ii) where Christmas Day or 12th July falls on a Tuesday, Wednesday, Thursday, or Friday, the additional day of customary holiday shall be allowed by the employer to the worker either on the day immediately preceding or on the day immediately following that day, according to production and distribution requirements;*

*(iii) where a named day falls on a worker's rest day the employer shall allow the customary holiday to the worker either on the weekday immediately preceding or on the weekday immediately following that day according to production and distribution requirements and the additional day shall be allowed in accordance with the provisions specified in (i).*

*(b) in the case of a worker employed in an area other than that specified in (a)—*

*the provisions set out in (a) shall apply subject to the substitution for '12th July,' wherever it occurs, of the words 'August Bank Holiday or a day substituted therefor, being a day recognised by local custom, or by custom in the establishment, as a day of customary holiday.'"*

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## SECOND SCHEDULE

### Holidays and Holiday Remuneration

The Baking Wages Regulation (Holidays) Order (Northern Ireland) 1966(a) (Order N.I.Bk. (335)) shall have effect as if in the Schedule thereto for paragraph 2 the following paragraph were substituted—

"CUSTOMARY HOLIDAYS

Paragraph 2.

(1) An employer shall allow to every worker to whom this Schedule applies a holiday (hereinafter referred to as a "customary holiday") in each year on the days specified in the following sub-paragraph provided that the worker has been in his employment for a period of not less than four weeks immediately preceding the customary holiday and has worked for the employer for the whole or part of that period and is in his employment on the day of the customary holiday.

*(2) The said customary holidays are:—*

*(a) in the case of a worker employed in the County Borough of the City of Belfast or in districts situate within a radius of 15 statute miles therefrom—*

*Christmas Day, Easter Monday, 12th July (herein referred to as*

(a) S.R. & O. (N.I.) 1966, No. 300.

*"named days") and one other day in addition to each of those named days,*

*provided that—*

*(i) where a named day falls on a Saturday, Sunday, or Monday, the additional day of customary holiday shall be allowed by the employer to the worker within the period of four weeks next ensuing on a weekday to be agreed between the employer and the worker or his representative;*

*(ii) where Christmas Day or 12th July falls on a Tuesday, Wednesday, Thursday, or Friday, the additional day of customary holiday shall be allowed by the employer to the worker either on the day immediately preceding or on the day immediately following that day, according to production and distribution requirements;*

*(iii) where a named day falls on a worker's rest day the employer shall allow the customary holiday to the worker either on the weekday immediately preceding or on the weekday immediately following that day according to production and distribution requirements and the additional day shall be allowed in accordance with the provisions specified in (i).*

*(b) in the case of a worker employed in an area other than that specified in (a)—*

*the provisions set out in (a) shall apply subject to the substitution for '12th July,' wherever it occurs, of the words 'August Bank Holiday or a day substituted therefor, being a day recognised by local custom, or by custom in the establishment, as a day of customary holiday.'*

(3) Notwithstanding the foregoing provisions of this paragraph an employer may (except where, in the case of a woman or a young person, such a requirement would be unlawful) require a worker who is otherwise entitled to any customary holiday under the foregoing provisions of this Schedule to work thereon and, in lieu of any customary holiday on which he so works, the worker shall be entitled to be allowed a day's holiday (hereafter referred to as "a holiday in lieu") on a day of the week on which he normally works within the period of four weeks next ensuing,

provided that in the case of a worker who is so required to work on a customary holiday—

(i) if, in respect of such work, the worker is paid by the employer the statutory minimum remuneration appropriate to work on a customary holiday, a holiday in lieu need not be allowed by the employer to that worker;

(ii) if, in respect of such work on a customary holiday other than on a named day (as defined in (2)(a)), the worker is paid by the employer the statutory minimum remuneration appropriate to work on a weekday other than a customary holiday, a holiday in lieu shall be allowed to that worker and the worker shall be paid, in respect of that holiday in lieu, holiday remuneration in accordance with the provisions of paragraph 8."

## EXPLANATORY NOTE

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

This Order comes into operation on 1st July 1967.

The First Schedule amends the Baking Wages Regulation Order (Northern Ireland) 1966 by increasing the statutory minimum remuneration fixed by that Order for workers whose spell of duty commences between 1.00 a.m. and 4.30 a.m. both times inclusive and by varying certain overtime provisions.

The Second Schedule amends the Baking Wages Regulation (Holidays) Order (Northern Ireland) 1966 by making new provisions regarding customary holidays.