STATUTORY INSTRUMENTS

1964 No. 1624

WAGES COUNCILS

The Wages Regulation (Boot and Shoe Repairing) (Second Amendment) Order 1964

Made - - - - *5th October* 1964
Coming into Operation *28th October* 1964

Whereas the Minister of Labour (hereafter in this Order referred to as "the Minister") has received from the Boot and Shoe Repairing Wages Council (Great Britain) the wages regulation proposals set out in Schedules 1 and 2 hereof;

Now, therefore, the Minister, by virtue of the powers conferred on him by section 11 of the Wages Councils Act 1959(a), 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 (Boot and Shoe Repairing) (Second Amendment) Order 1964.

2.—(1) In this Order the expression "the specified date" means the 28th October 1964, 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), 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 Schedules 1 and 2 hereof shall have effect as from the specified date and as from that date the Wages Regulation (Boot and Shoe Repairing) (Amendment) Order 1964(c), shall cease to have effect.

Signed by order of the Minister of Labour 5th October 1964.

L. J. Dunnett,
Secretary,
Ministry of Labour.

(a) 7 & 8 Eliz. 2. c. 69. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1964/15 (1964 I, p. 9).

SCHEDULE 1

STATUTORY MINIMUM REMUNERATION

The Wages Regulation (Boot and Shoe Repairing) Order 1962(a) (Order D. (131)) as amended by the Wages Regulation (Boot and Shoe Repairing) (Amendment) Order 1964(b) (Order D. (134)) shall have effect as if in the Schedule thereto:—

1. for sub-paragraph (2) of paragraph 1 there were substituted the following:—

"(2) In this Schedule, the expressions 'hourly general minimum time rate' and 'hourly guaranteed time rate' mean respectively the general minimum time rate and the guaranteed time rate applicable to the worker under Part II, Part III or Part IV of this Schedule divided by *42*."

2. for Parts II, III and IV there were substituted the following Parts:—

"PART II

MALE OR FEMALE WORKERS AGED 21 YEARS OR OVER

GENERAL MINIMUM TIME RATE AND GUARANTEED TIME RATE FOR FOREMEN OR MANAGERS

	Per week of *42 hours* s. d.
3.—(1) The general minimum time rate applicable to all male or female workers aged 21 years or over and employed as foremen or managers is	209 6
(2) The guaranteed time rate applicable to the workers specified in sub-paragraph (1) when employed on piece work is ...	209 6

(3) For the purposes of this paragraph,

(*a*) a foreman or manager is a male or female worker who either—

(i) exercises sole supervisory authority over all journeyworkers who must exceed three in number (excluding himself) working in the same shop or department, or

(ii) (whether working alone or with any other worker) under the terms of his employment and, in addition to any work which may be required of him as a journeyworker, fits up or supervises the fitting up, of the work and has control of the repairing or making and the technical direction thereof;

(*b*) a journeyworker is a male or female worker to whom there applies under this Schedule either a general minimum piece rate or a general minimum time rate of not less than 184s. 0d. per week of *42 hours* or to whom such a general minimum time rate would be applicable if he were a time worker.

GENERAL MINIMUM TIME RATES

4. The general minimum time rates applicable to all male or female workers aged 21 years or over, except (i) the foremen or managers specified in paragraph 3 and (ii) learners to whom the minimum rates specified in Part IV of this Schedule apply, are as follows:—

	Per week of *42 hours* s. d.
(*a*) sewing or stitching machine operators employed in operating—	
(i) power sole stitchers or both power sole stitchers and Blake or other sole sewing machines on the Blake principle	201 6
(ii) Blake or other sole sewing machines on the Blake principle or edge trimming machines	195 0

(a) S.I. 1962/2205 (1962 III, p. 2999). (b) S.I. 1964/15 (1964 I, p. 9).

Provided that where the worker, for the purpose of training thereon, is employed on such machines for one probationary period not exceeding four months, the general minimum time rate applicable during the said period shall be ... 187 0

(*b*) (i) press cutters responsible for cutting and costing ... 200 6

(ii) press cutters other than those responsible for cutting and costing 187 0

(*c*) workers employed—

(i) as makers of bespoke (which term includes surgical) footwear 211 0

(ii) as repairers engaged in sewing down caps, re-welting, welt repairs, linking or any other hand stitching operation 191 6

(iii) in clicking 191 6

(iv) in clicking and closing 191 6

	Male workers Per week of *42 hours*	Female workers Per week of *42 hours*
(v) as closers (that is, in fitting and machining) in the making of uppers for bespoke (which term includes surgical) footwear and not employed in clicking	s. d. 191 6	s. d. 137 0

	All workers Per week of *42 hours*
(*d*) workers employed in altering footwear or on benching or finishing operations (whether performed by hand or machine) in repairing leather footwear	s. d. 187 0

	Male workers Per week of *42 hours*	Female workers Per week of *42 hours*
(*e*) all other workers to whom this paragraph applies	s. d. 184 0	s. d. 132 0

PART III

MALE OR FEMALE WORKERS AGED UNDER 21 YEARS GENERAL MINIMUM TIME RATES AND GUARANTEED TIME RATE

5.—(1) The general minimum time rates applicable to all male or female workers aged under 21 years, being—

(*a*) foremen or managers as defined in paragraph 3 (3),

(*b*) press cutters responsible for cutting and costing, or

(*c*) workers who have worked at least five years in the trade under a contract of apprenticeship,

are the general minimum time rates which would be applicable to those workers under paragraph 3 or 4 if they were aged 21 years or over.

	Per week of *42 hours*
(2) The guaranteed time rate applicable to the workers specified in sub-paragraph (1) (*a*) of this paragraph when employed on piece work is	s. d. 209 6

GENERAL MINIMUM TIME RATES

6.—(1) The general minimum time rates applicable to all male or female workers aged under 21 years except (i) the workers specified in paragraph 5 and (ii) learners or apprentices to whom the minimum rates specified in Part IV of this Schedule apply are those specified in the following Table.

	Column 1	Column 2	Column 3
	The workers specified in sub-para. (2) of this paragraph	Other male workers	Other female workers
	Per week of *42 hours*		
	s. d.	s. d.	s. d.
Aged 20 and under 21 years	149 6	149 6	117 9
„ 19 „ „ 20 „	134 6	134 6	105 3
„ 18 „ „ 19 „	120 6	120 6	94 9
„ 17 „ „ 18 „	101 3	101 3	81 0
„ 16 „ „ 17 „	92 3	92 3	72 6
Under 16 years	85 3	85 3	65 6

(2) The workers referred to in Column 1 of the foregoing Table are male or female workers who are—

(*a*) operators of sole stitching, sole sewing or edge trimming machines,

(*b*) press cutters not responsible for cutting and costing,

(*c*) employed as makers of bespoke (which term includes surgical) footwear,

(*d*) repairers engaged in sewing down caps, re-welting, welt repairs, linking or any other hand stitching operation,

(*e*) employed in clicking,

(*f*) employed in clicking and closing,

(*g*) employed in altering footwear or on benching operations (whether performed by hand or machine) in repairing leather footwear, or

(*h*) employed in finishing operations (whether performed by hand or machine) in repairing leather footwear.

PART IV

GENERAL MINIMUM TIME RATES FOR LEARNERS AND APPRENTICES

LEARNERS

7.—(1) The following general minimum time rates are applicable to male or female learners employed in accordance with the conditions set out in paragraph 9.

	Learners to bespoke hand sewn making	All other learners
	Per week of *42 hours*	
	s. d.	s. d.
Aged under 16 years	79 9	78 9
„ 16 and under 17 years	85 9	84 9
„ 17 „ „ 18 „	95 9	94 9
„ 18 „ „ 19 „	115 0	114 0
„ 19 „ „ 20 „	129 0	128 0
„ 20 „ „ 21 „	144 0	143 0

(2) The general minimum time rate applicable to a learner to bespoke hand sewn making who is aged 21 years or over and who has not completed a period of five years in such learnership shall, until he attains the age of 22 years or until he completes the said period of learnership (whichever period is the less), be the rate applicable to a learner aged 20 and under 21 years, increased by 5s. 0d. weekly.

APPRENTICES

8. The following general minimum time rates are applicable to male or female apprentices—

(*a*) who are employed under contracts of apprenticeship in writing to be taught one or more of the following sections of the trade—

(i) bespoke hand sewn making including hand finishing,

(ii) boot and shoe repairing in all its operations as performed in the establishment, including benching by hand and by such benching machines as are used in the establishment, hand sewing, re-stitching, re-welting, finishing by hand, by any finishing machine used in the establishment, by hand and such machine, patching by hand, by machine and by solution, and all other upper repairing,

(iii) clicking (including pattern cutting) and closing (including fitting and machining) of uppers for bespoke work or either of such operations, and

(*b*) in whose case the conditions specified in paragraph 10 are fulfilled.

	Per week of *42 hours*
	s. d.
Aged under 16 years	78 9
„ 16 and under 17 years	83 9
„ 17 „ „ 18 „	93 9
„ 18 „ „ 19 „	112 0
„ 19 „ „ 20 „	126 0
„ 20 „ „ 21 „	141 0"

3. for sub-paragraph (*d*) of paragraph 11 there were substituted the following:—

"(*d*) in any week, for all time worked in excess of *42 hours*, exclusive of any time for which a minimum overtime rate is payable under the foregoing provisions of this paragraph,

(i) for the first 3 hours so worked ... ... time-and-a-quarter

(ii) thereafter ... ... time-and-a-half"

4. for sub-paragraph (3) of paragraph 14 there were substituted the following:—

"(3) Subject to the provisions of the next following sub-paragraph the amount of the guaranteed weekly remuneration is as follows:—

(*a*) in the case of a worker who ordinarily works for the employer on work to which this Schedule applies for at least *42 hours* weekly, 32 hours pay calculated at the general minimum time rate ordinarily applicable to the worker, or

(*b*) in the case of a worker who ordinarily works for the employer for less than *42* but not less than 36 hours weekly on such work, *32/42nds* of the amount payable at the said rate for the hours ordinarily worked by the worker in a week for the employer on such work."

5. for Part VIII there were substituted the following Part:—

"PART VIII

GENERAL MINIMUM PIECE RATES FOR MALE OR FEMALE WORKERS

16.—(1) The general minimum piece rates applicable to male or female workers employed on repairing are the piece rates set out in Part IX of this Schedule increased by *76 per cent.*

(2) The general minimum piece rates applicable to male or female workers employed on bespoke making are the piece rates set out in Part X of this Schedule increased by *76 per cent.*"

SCHEDULE 2

HOLIDAYS AND HOLIDAY REMUNERATION

The Wages Regulation (Boot and Shoe Repairing) (Holidays) Order 1962(a) (Order D. (132)) shall have effect as if in the Schedule thereto:—

for the definition of "ONE DAY'S HOLIDAY PAY" in paragraph 12 there were substituted the following:—

"'ONE DAY'S HOLIDAY PAY' means the appropriate proportion of the remuneration which the worker would be entitled to receive from his employer at the date of the annual holiday (or where the holiday is taken in more than one period at the date of the first period) or at the termination date, as the case may be, for one week's work if working his normal working week and the number of daily hours normally worked by him (exclusive of overtime) and if he were paid:—

(a) where the worker is employed as a time worker, the amount which the worker would be entitled to receive from the employer under the arrangement current immediately prior to the holiday;

(b) where the worker is employed as a piece worker, a time rate equal to the hourly general minimum time rate applicable to the worker (or which would be applicable if he were a time worker) increased by 10 per cent., for work to which statutory minimum remuneration applies and at the same rate (increased as aforesaid) for any work for the same employer to which such remuneration does not apply;

and in this definition 'appropriate proportion' means—

where	*the*	*worker's*	*normal*	*working*	*week*	*is*	*6*	*days*	—	*one-sixth*
,,	,,	,,	,,	,,	,,	,,	*5*	,,	—	*one-fifth*
,,	,,	,,	,,	,,	,,	,,	*4*	,,	—	*one-quarter*
,,	,,	,,	,,	,,	,,	,,	*3*	,,	—	*one-third*
,,	,,	,,	,,	,,	,,	,,	*2*	,,	—	*one-half*
,,	,,	,,	,,	,,	,,	,,	*1*	*day*	—	*the whole.*"

(a) S.I. 1962/2204 (1962 III, p. 2991).

EXPLANATORY NOTE

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

This Order has effect from 28th October 1964. Schedule 1 amends the Wages Regulation (Boot and Shoe Repairing) Order 1962 (Order D. (131)) as amended by the Wages Regulation (Boot and Shoe Repairing) (Amendment) Order 1964 (Order D. (134)), by reducing the number of hours to be worked before overtime is payable from 43 to 42 per week and by increasing the percentage addition to the general minimum piece rates. Subject to these amendments the rates of remuneration fixed by Order D. (134) are reproduced in this Order and Order D. (134) accordingly ceases to have effect.

Schedule 2 amends the Wages Regulation (Boot and Shoe Repairing) (Holidays) Order 1962 (Order D. (132)) by varying the rate at which annual holiday remuneration is to be paid.

New provisions are printed in italics.