STATUTORY INSTRUMENTS

1972 No. 1312

WAGES COUNCILS

The Wages Regulation (Linen and Cotton Handkerchief etc.) Order 1972

Made - - - 21*st August* 1972

Coming into Operation 13*th September* 1972

Whereas the Secretary of State has received from the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Council (Great Britain) 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 (Linen and Cotton Handkerchief etc.) Order 1972.

2.—(1) In this Order, the expression "the specified date" means the 13th September 1972, 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 (Linen and Cotton Handkerchief etc.) Order 1971(**d**) shall cease to have effect.

Signed by order of the Secretary of State.

21st August 1972.

R. R. D. McIntosh,
Deputy Secretary,
Department of Employment.

(**a**) 1959 c. 69.
(**b**) S.I. 1959/1769, 1968/729 (1959 I, 1795; 1968 II, p. 2108).
(**c**) 1889 c. 63.
(**d**) S.I. 1971/1454 (1971 III, p. 4123).

Article 3

SCHEDULE

The following minimum remuneration shall be substituted for the statutory minimum remuneration fixed by the Wages Regulation (Linen and Cotton Handerkchief etc.) Order 1971 (Order H.L. (77)).

STATUTORY MINIMUM REMUNERATION

PART I

GENERAL

1. The minimum remuneration payable to a worker to whom this Schedule applies for all work except work to which a minimum overtime rate applies under Part IV of this Schedule is:—

(1) in the case of a time worker, the hourly general minimum time rate payable to the worker under Part II of this Schedule;

(2) in the case of a male worker employed on piece work, piece rates each of which would yield, in the circumstances of the case, to an ordinary worker at least the same amount of money as the hourly general minimum time rate which would be payable to the worker under Part II of this Schedule if he were a time worker;

(3) in the case of a female worker employed on piece work, piece rates each of which would yield, in the circumstances of the case, to an ordinary worker at least the same amount of money as the hourly piece work basis time rate applicable to the worker under Part III of this Schedule.

PART II

GENERAL MINIMUM TIME RATES

2. The general minimum time rates are as follows:—

	Per hour p
(1) Male workers aged 18 years or over	
(*a*) up to and including 31st August 1973	
aged 19 years or over	*37½*
„ 18 and under 19 years	*31*
(*b*) from 1st September 1973 up to and including 31st August 1974	
aged 19 years or over	*37½*
„ 18 and under 19 years	*34*
(*c*) from 1st September 1974 up to and including 31st August 1975	
aged 19 years or over	*37½*
„ 18 and under 19 years	*35½*
(*d*) on and after 1st September 1975	
aged 18 years or over	*37½*
(2) Female workers aged 18 years or over	
(*a*) up to and including 31st August 1973	*31*
(*b*) from 1st September 1973 up to and including 31st August 1974	*34*
(*c*) from 1st September 1974 up to and including 31st August 1975	*35½*
(*d*) on and after 1st September 1975	*37½*

Provided that the general minimum time rates payable, during the first year's employment in the trade, to a female worker who enters, or has entered, the trade for the first time at or over the age of 18 years shall be:—

(*a*) up to and including 31st August 1973

during the first 3 months of such employment	*22*
during the second 3 months of such employemnt	*23*
during the third 3 months of such employment	*25½*
during the fourth 3 months of such employment	*27½*

(*b*) from 1st September 1973 up to and including 31st August 1974

during the first 3 months of such employment	*24*
during the second 3 months of such employment	*25*
during the third 3 months of such employment	*28*
during the fourth 3 months of such employment	*30*

(*c*) from 1st September 1974 up to and including 31st August 1975

during the first 3 months of such employment	*25*
during the second 3 months of such employment	*26*
during the third 3 months of such employment	*29*
during the fourth 3 months of such employment	*31½*

(*d*) on and after 1st September 1975

during the first 3 months of such employment	*26½*
during the second 3 months of such employment	*27½*
during the third 3 months of such employment	*30½*
during the fourth 3 months of such employment	*33½*

(3) All workers aged:—

17 and under 18 years	*24*
16 and under 17 years	*19½*
15 and under 16 years	*15*

PART III

PIECE WORK BASIS TIME RATES APPLICABLE TO FEMALE WORKERS

3. The piece work basis time rates applicable to female workers of any age employed on piece work are as follows:

	Per hour p
(i) up to and including 31st August 1973	*32*
(ii) from 1st September 1973 up to and including 31st August 1974 ...	*35*
(iii) from 1st September 1974 up to and including 31st August 1975 ...	*36½*
(iv) from 1st September 1975	*38½*

PART IV

OVERTIME AND WAITING TIME
MINIMUM OVERTIME RATES

4.—(1) Minimum overtime rates are payable to any worker to whom this Schedule applies as follows:—

(*a*) on any day other than a Saturday or Sunday

(i) for the first two hours worked in excess of 8 hours	time-and-a-quarter
(ii) thereafter	time-and-a-half

Provided that where the employer and the worker by agreement in writing fix in respect of each weekday the number of hours after which a minimum overtime rate shall be payable and the total number of such hours amounts to 40 weekly, the following minimum overtime rates shall be payable in substitution for those set out above—

(i) for the first two hours worked in excess of the agreed number of hours ... ... time-and-a-quarter

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

(*b*) on a Saturday—

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

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

(*c*) on a Sunday—

for all time worked ... ... double time

(2) In this Part of this Schedule the expressions "time-and-a-quarter", "time-and-a-half" and "double time" mean, respectively, one and a quarter times, one and a half times and twice the minimum remuneration otherwise payable to the worker.

WAITING TIME

5.—(1) A worker is entitled to payment of the minimum remuneration specified in this Schedule for all time during which he is present on the premises of his employer, unless he is present thereon in any of the following circumstances:—

(*a*) without the employer's consent, express or implied;

(*b*) for some purpose unconnected with his work and other than that of waiting for work to be given to him to perform;

(*c*) by reason only of the fact that he is resident thereon;

(*d*) during the normal meal times in a room or place in which no work is being done, and he is not waiting for work to be given to him to perform.

(2) The minimum remuneration payable under sub-paragraph (1) of this paragraph to a piece worker when not engaged on piece work is that which would be payable if he were a time worker.

PART V

APPLICABILITY OF STATUTORY MINIMUM REMUNERATION

6. Subject to paragraph 7, this Schedule applies to workers in relation to whom the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Wages Council (Great Britain) operates, that is to say, workers employed in Great Britain in the trade specified in the Regulations made by the Minister and dated 28th May 1920(a), with respect to the Constitution and Proceedings of the Trade Board for the Linen and Cotton Handkerchief and Household Goods and Linen Piece Goods Trade (Great Britain) namely:—

(1) The making of such articles as are specified in (*a*) and (*b*) below, from linen or cotton or mixed linen and cotton fabrics (excepting knitted fabrics), or from other textile fabrics when the work is carried on in establishments mainly engaged in the making of such articles from the before-mentioned fabrics, viz.:—

(*a*) Handkerchiefs (including mufflers or flags when made in association or conjunction with handkerchiefs);

(*b*) Bed-linen, towels, dusters, table-napery, bed-spreads, tea-cloths, table-centres, sideboard-covers, cushion-covers, or similar household articles; including all or any of the following operations:—

(i) Hooking, cutting or tearing the material;

(a) S.R. & O. 1920/854 (1920 II, p. 854).

(ii) Vice-folding;

(iii) Machine hemming, hem-stitching, spoking, over-locking, tambouring, button-holing, and other plain or fancy machine stitching;

(iv) All processes of embroidery or decorative needlework done by machine, whether before or after the making of the articles of the description specified above;

(v) The following processes if done by machine—thread-drawing, thread-clipping, top-sewing, scalloping, nickelling and paring;

(vi) All processes of laundering, smoothing, folding, ornamenting, boxing, finishing, warehousing, packing and other similar operations incidental to or appertaining to the making of the articles of the description specified above.

(2) The making up in linen warehouses or in establishments mainly engaged in linen lapping, of linen or mixed linen and cotton or other textile fabrics in the piece, or of linen or mixed linen and cotton or other textile articles cut from the piece, including—

Measuring, cutting, lapping, ornamenting, boxing, warehousing, packing and similar operations.

7. Notwithstanding paragraph 6, this schedule does not apply to workers who are persons registered as handicapped by disablement in pursuance of the Disabled Persons (Employment) Acts 1944 and 1958(a), in respect of their employment by Remploy Limited.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, which has effect from 13th September 1972, sets out the statutory minimum remuneration payable in substitution for that fixed by the wages Regulation (Linen and Cotton Handkerchief etc.) Order 1971 (Order H.L. (77)), which Order is revoked.

New provisions are printed in italics.

(a) 1949 c. 10; 1958 c. 33.