STATUTORY INSTRUMENTS

1961 No. 887

WAGES COUNCILS

The Wages Regulation (Pin, Hook and Eye, and Snap Fastener) Order, 1961

Made - - - -	*8th May*, 1961
Coming into Operation	*22nd May*, 1961

Whereas the Minister of Labour (hereafter in this Order referred to as "the Minister") has received from the Pin, Hook and Eye, and Snap Fastener Wages Council (Great Britain) the wages regulation proposals set out in the Schedule hereto;

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 (Pin, Hook and Eye, and Snap Fastener) Order, 1961.

2.—(1) In this Order the expression "the specified date" means the 22nd day of May, 1961, 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 the Schedule hereto shall have effect as from the specified date and as from that date the Wages Regulation (Pin, Hook and Eye, and Snap Fastener) Order, 1960(c), shall cease to have effect.

Dated this 8th day of May, 1961.

John Hare,
Minister of Labour.

(a) 7 & 8 Eliz. 2. c. 69. (b) 52 & 53 Vict. c. 63.
(c) S.I. 1960/1363 (1960 III, p. 3706).

SCHEDULE

The following minimum remuneration shall be substituted for the statutory minimum remuneration fixed by the Wages Regulation (Pin, Hook and Eye, and Snap Fastener) Order, 1960 (Order O. (66)).

STATUTORY MINIMUM REMUNERATION

PART I

GENERAL

1.—(1) Subject to the provisions of paragraph 7, which relate to the guaranteed weekly remuneration, the minimum remuneration payable to a worker (including a home-worker) to whom this Schedule applies is as follows:—

(*a*) for all work other than work to which a minimum overtime rate applies under Part III of this Schedule—

(i) in the case of a time worker, the hourly general minimum time rate applicable to the worker under the provisions of this Schedule;

(ii) 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 applicable under the provisions of this Schedule if the worker were a time worker;

(iii) 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 piece work basis time rate applicable to the worker under Part II of this Schedule;

(*b*) for all work to which a minimum overtime rate applies under Part III of this Schedule, that rate.

(2) In this Schedule the expression "hourly general minimum time rate" means the general minimum time rate applicable to the worker under Part II of this Schedule divided by 42.

PART II

ALL MALE WORKERS

GENERAL MINIMUM TIME RATES

2. The general minimum time rates payable to male workers are as follows:—

(*a*) Workers aged 21 years or over—

	Per week of 42 hours s.	d.
(i) Artificers (including Pinmakers) in charge of automatic machinery, carrying out if required toolmaking, toolsetting, hardening and minor repairs	*198*	*3*
(ii) Toolsetters, other than workers covered by (i) above, who are in charge of automatic machinery but who do not make tools	*194*	*7*
(iii) Platers and Finishers carrying out (without technical supervision) one or more of the following processes—		
electro-deposition	*185*	*5*
chemical deposition		
dyeing		
enamelling and lacquering		
barrel polishing		

	Per week of 42 hours s. d.
(iv) Wire Straighteners wholly or mainly engaged in wire straightening; and Assistant Toolsetters working under the supervision of artificers or toolsetters ...	*176 8*
(v) Workers other than those specified in (i) to (iv) above	*165 2*
(*b*) Workers aged under 21 years, being aged—	
20 and under 21 years	*127 5*
19 „ „ 20 „	*119 1*
18 „ „ 19 „	*92 5*
17 „ „ 18 „	*84 7*
16 „ „ 17 „	*70 4*
under 16 years	*60 8*

ALL FEMALE WORKERS

GENERAL MINIMUM TIME RATES

3. The general minimum time rates payable to female workers are as follows:

	Per week of 42 hours s. d.
(*a*) Charge hands who are responsible for all work and order in the particular section of which they have charge	*134 5*
(*b*) Automatic Machine Operators, being workers who feed or tend or take off or perform similar duties in connection with automatic machines	*124 4*
(*c*) All other workers, being aged—	
18 years or over	*114 4*
17 and under 18 years	*87 10*
16 „ „ 17 „	*69 5*
under 16 years	*57 0*
Provided that the general minimum time rate payable during her first two months' 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 ...	*109 9*

PIECE WORK BASIS TIME RATES

4. The piece work basis time rates applicable (irrespective of age) to female workers employed on piece work are as follows:—

	Per hour s. d.
(*a*) Automatic Machine Operators (as defined in paragraph 3 (*b*))	*3 2½*
(*b*) All other workers (not being home-workers)	*2 11½*
(*c*) Home-workers	*1 11*

PART III

ALL WORKERS OTHER THAN HOME-WORKERS

MINIMUM OVERTIME RATES

5.—(1) Minimum overtime rates are payable to any worker (other than a home-worker) as follows:—

(*a*) on a Sunday or a customary holiday—

for all time worked ... ... Double time

(*b*) on a Saturday, not being a customary holiday—

for all time worked in excess of 4½ hours ... Time-and-a-half

(*c*) in any week exclusive of any time in respect of which a minimum overtime rate is payable under the preceding provisions of this sub-paragraph—

(i) for the first 10 hours worked in excess of 42 hours ... ... Time-and-a-quarter

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

(2) The minimum overtime rates set out in sub-paragraph (1) (*a*) and (*b*) of this paragraph are payable in any week whether or not a minimum overtime rate set out in sub-paragraph (1) (*c*) is also payable.

6. In this Part of this Schedule,

(1) the expression "customary holiday" means—

(*a*) (i) in England and Wales—

Christmas Day (or, if Christmas Day falls on a Sunday, such weekday as may be appointed by national proclamation, or, if none is so appointed, the next following Tuesday), Boxing Day, Good Friday, Easter Monday, Whit Monday and August Bank Holiday;

(ii) in Scotland—

New Year's Day (or, if New Year's Day falls on a Sunday, the following Monday);

the local Spring holiday;

the local Autumn holiday; and

three other days (being days on which the worker normally works) in the course of a calendar year, to be fixed by the employer and notified to the worker not less than three weeks before the holiday;

or (*b*) in the case of each of the said days (other than a day fixed by the employer in Scotland and notified to the worker as aforesaid) such weekday as may be substituted therefor by agreement between the employer and the worker.

(2) the expressions "time-and-a-quarter," "time-and-a-half," and "double time" mean respectively—

(*a*) in the case of a time worker, one and a quarter times, one and a half times and twice the hourly general minimum time rate otherwise payable to the worker,

(*b*) in the case of a worker employed on piece work—

(i) a time rate equal respectively to one quarter, one half and the whole of the hourly general minimum time rate which would be payable if the worker were a time worker and a minimum overtime rate did not apply, and, in addition thereto,

(ii) the piece rates otherwise payable to the worker under sub-paragraph (1) (*a*) of paragraph 1.

PART IV

GUARANTEED WEEKLY REMUNERATION FOR WORKERS OTHER THAN HOME-WORKERS

7.—(1) Subject to the provisions of this paragraph a worker (other than a home-worker) who ordinarily works for the employer at least 34 hours weekly on work to which this Schedule applies shall be paid in respect of any week in which he works for less than 34 hours on such work not less than the guaranteed weekly remuneration.

(2) The guaranteed weekly remuneration is 34 hours' pay calculated at the hourly general minimum time rate ordinarily applicable to the worker.

(3) The guaranteed weekly remuneration in any week shall be reduced by the amount of any holiday remuneration paid, or payable, by the employer to the worker in respect of any holiday allowed to, and taken by, the worker in that week under the provisions of the Wages Councils Act, 1959.

(4) In calculating the number of hours worked in any week for the purposes of this paragraph, a worker shall be treated as though he had worked on any holiday allowed to, and taken by, him in that week under the provisions of the Wages Councils Act, 1959, the number of hours ordinarily worked by him on that day of the week, provided that a worker shall not be treated as having worked in any week throughout which he is on holiday.

(5) Payment of the guaranteed weekly remuneration in any week is subject to the condition that the worker throughout the period of his ordinary employment in that week, excluding any day allowed to him as a holiday, is—

(*a*) capable of and available for work ; and

(*b*) willing to perform such duties outside his normal occupation as the employer may reasonably require if his normal work is not available to him in the establishment in which he is employed.

(6) The guaranteed weekly remuneration shall not be payable to a worker—

(*a*) in any week in which work is not available to him by reason of a strike or lock-out or circumstances outside the employer's control, if he has given the worker not less than four days' notice of his inability to provide such employment and the notice has expired ; or

(*b*) in any week in which the worker has been dismissed on the grounds of serious misconduct ; or

(*c*) if at any time in the week the worker is absent from work by reason of sickness ; or

(*d*) if at any time in the week or during the preceding four weeks the worker has been otherwise absent from work without the leave of the employer.

(7) The guaranteed weekly remuneration payable to a piece worker shall be the sum to which he would be entitled if he were a time worker.

PART V

ALL WORKERS

WAITING TIME

8.—(1) A worker shall be 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 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 the worker were a time worker.

APPLICABILITY OF STATUTORY MINIMUM REMUNERATION

9. This Schedule applies to workers in relation to whom the Wages Council operates, that is to say, workers employed in Great Britain in the trade specified in the Schedule to the Trade Boards (Pin, Hook and Eye, and Snap Fastener Trade, Great Britain) (Constitution and Proceedings) Regulations, 1935(a), namely:—

"The manufacture of pins, hairpins, hooks and eyes, hair-curlers, snap fasteners, or safety pins, from the following metals in wire or sheet form:—

aluminium, copper, iron, lead, steel, tin, zinc, or alloys of any two or more of the above metals ;

INCLUDING:—

(*a*) the capping of safety pins ;

(*b*) the operation of pin sticking ;

(*c*) packeting, boxing, or carding of any of the above articles wherever carried on ;

(*d*) packing, despatching, warehousing or other operations incidental to or appertaining to the manufacture of any of the above articles.

BUT EXCLUDING:—

(*e*) the manufacture of steel hatpins or shanks for steel toilet pins, wherever carried on."

EXPLANATORY NOTE

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

This Order, which has effect from 22nd May, 1961, sets out the statutory minimum remuneration payable in substitution for that fixed by the Wages Regulation (Pin, Hook and Eye, and Snap Fastener) Order, 1960 (Order O. (66)), which is revoked.

New provisions are printed in italics.

(a) S.R. & O. 1935/440 (1935, p. 1680).