STATUTORY INSTRUMENTS

1961 No. 2279

WAGES COUNCILS

The Wages Regulation (Retail Drapery, Outfitting and Footwear) (Amendment) Order, 1961

Made - - - - *27th November*, 1961
Coming into Operation 18*th December*, 1961

Whereas the Minister of Labour (hereafter in this Order referred to as "the Minister") has received from the Retail Drapery, Outfitting and Footwear Trades 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 (Retail Drapery, Outfitting and Footwear) (Amendment) Order, 1961.

2.—(1) In this Order the expression "the specified date" means the 18th day of December, 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.

3. The wages regulation proposals set out in the Schedule hereto shall have effect as from the specified date.

Dated this 27th day of November, 1961.

John Hare,
Minister of Labour.

SCHEDULE

STATUTORY MINIMUM REMUNERATION

The Wages Regulation (Retail Drapery, Outfitting and Footwear) Order, 1961(c) (Order R.D.O. (36)) shall have effect as if in the Schedule thereto:—

1. at the end of sub-paragraph (2) of paragraph 3, there were inserted the following proviso:—

> "*Provided that for the purposes of this paragraph where in any year a worker is employed by the same employer as a temporary shop manager or temporary shop manageress at more than one shop during the absence on holiday of the shop manager or shop manageress, the first period of such employment and any subsequent periods of such employment in the same year shall be treated as a continuous period of employment.*"

(a) 7 & 8 Eliz. 2. c. 69. (b) 52 & 53 Vict. c. 63. (c) S.I. 1961/759 (Pt. I, p. 1562).

2. for the definition of "TEMPORARY SHOP MANAGER" and "TEMPORARY SHOP MANAGERESS" in paragraph 19 there were substituted the following:—

"'*TEMPORARY SHOP MANAGER*', '*TEMPORARY SHOP MANAGERESS*' *means a worker who during the absence of the shop manager or shop manageress performs all the duties of the shop manager or the shop manageress, whilst he is performing the said duties.*"

3. for the definition of "WEEKLY SHORT DAY" in paragraph 19 there were substituted the following:—

"'*WEEKLY SHORT DAY*' *means:—*

(*a*) *that day in any week on which the worker is, in accordance with the provisions of section 17 of the Shops Act, 1950, required not to be employed about the business of a shop after half-past one o'clock in the afternoon, or,*

(*b*) *where there is no such day, or where the day falls on a customary holiday, a working day in the week not being a customary holiday, fixed by the employer and notified to the worker not later than the Saturday preceding the week during which it is to have effect; or, failing such notification, the last working day in the week which is not a customary holiday:*

Provided that where the day specified in (*a*) *of this definition falls on Christmas Day or Boxing Day in England and Wales or Christmas Day or New Year's Day in Scotland the employer may fix as the weekly short day for that week a working day in the following week not being either a customary holiday or the weekly short day for that following week.*"

EXPLANATORY NOTE

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

This Order, which has effect from 18th December, 1961, amends the Wages Regulation (Retail Drapery, Outfitting and Footwear) Order, 1961 (Order R.D.O. (36)), by making further provision concerning the calculation of a continuous period of employment as a "temporary shop manager" or "temporary shop manageress" and by amending the definitions of "temporary shop manager" and "temporary shop manageress" and of "weekly short day."

New provisions are printed in italics.