1980 No. 200

WAGES COUNCILS

Road Haulage Wages Regulation Order (Northern Ireland) 1980

Made	*12th June 1980*
Coming into operation	*1st July 1980*

The Department of Manpower Services, in exercise of the powers conferred by section 10 of the Wages Councils Act (Northern Ireland) 1945(**a**), and now vested in it(**b**), and of every other power enabling it in that behalf, hereby makes the following Order to give effect to wages regulation proposals received from the Road Haulage Wages Council (Northern Ireland).

Citation

1. This Order may be cited as the Road Haulage Wages Regulation Order (Northern Ireland) 1980.

Commencement

2. The wages regulation proposals set out in the Schedule shall come into operation on the specified date and on the day immediately preceding that date the Road Haulage Wages Regulation (Amendment) Order (Northern Ireland) 1978(**c**) and the Road Haulage Wages Regulation (Amendment) Order (Northern Ireland) 1979(**d**) shall cease to have effect.

Interpretation

3. In this Order the expression "the specified date" means 1st July 1980, 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 Department of Manpower Services for Northern Ireland on 12th June 1980.

(L.S.) *R. O. Surgenor*
Assistant Secretary

(a) 1945 c. 21 (N.I.)
(b) 1946 c. 11 (N.I.); S.R. & O. (N.I.) 1964 No. 205 (p. 937) and S.R. & O. (N.I.) 1973 No. 504 Art. 6(1) and Sch. 3 (II, p.2992)
(c) S.R. 1978 No. 243 (II, p. 849)
(d) S.R. 1979 No. 207 (II, p. 997)

[N.I.R.H. (67)]

SCHEDULE

Statutory Minimum Remuneration

The following minimum remuneration shall be substituted for the statutory minimum remuneration fixed by the Road Haulage Wages Regulation (Amendment) Order (Northern Ireland) 1978 (Order N.I.R.H. (63)) as amended by the Road Haulage Wages Regulation (Amendment) Order (Northern Ireland) 1979 (Order N.I.R.H. (65)).

GENERAL MINIMUM TIME RATES

WORKERS	Per week (as defined in paragraph 3)
Paragraph 1.	
(a) DRIVER (as defined in paragraph 8) of a vehicle (as defined in paragraph 8) with a carrying capacity (as defined in paragraph 8) of—	£
(i) 18 tons and over . .	*68·50*
(ii) 12 tons and under 18 tons . .	*67·50*
(iii) 8 tons and under 12 tons . .	*67·00*
(iv) 1 ton and under 8 tons . .	*66·00*
(v) under 1 ton . .	*62·50*
(*b*) ASSISTANT (as defined in paragraph 8) on a vehicle with a carrying capacity of—	
(i) 1 ton and over, who is aged—	
21 years and over . .	*63·50*
20 and under 21 years . .	*57·50*
19 and under 20 years . .	*51·50*
18 and under 19 years . .	*46·00*
17 and under 18 years . .	*40·00*
under 17 years . .	*35·50*
(ii) under 1 ton, who is aged—	
21 years and over . .	*62·00*
20 and under 21 years . .	*56·00*
19 and under 20 years . .	*50·00*
18 and under 19 years . .	*44·50*
17 and under 18 years . .	*40·00*
under 17 years . .	*35·50*

ADDITIONAL PAYMENT FOR CERTAIN WORKERS

Paragraph 2.

Subject to the provisions of paragraph 5, the general minimum time rate payable to a worker in respect of each hour worked between 1800 hours on one day and 0800 hours on the next following day shall be the appropriate hourly rate specified in paragraph 1 (calculated in accordance with paragraph 3) increased by twenty-five per cent which increase shall not be taken into account for the purpose of the calculation of statutory minimum remuneration payable in respect of overtime.

CALCULATION OF HOURLY RATES

Paragraph 3.

The general minimum time rates specified in paragraph 1 are weekly rates based on a week of 40 hours.

For the purpose of calculating the hourly minimum rate the respective weekly rates should be divided by 40.

OVERTIME

Paragraph 4.

All time worked in excess of the normal working day (as defined in paragraph 8) shall be regarded as overtime to which the overtime rates specified in paragraph 5 shall apply.

OVERTIME RATES

Paragraph 5.

The rates payable for overtime are:—

(a) in any week (exclusive of the worker's weekly rest day, Sunday or a customary holiday (as defined in paragraph 8))	. .TIME-AND-A-HALF
(b) on the worker's weekly rest day (not being a Sunday or a customary holiday)—	
(i) where the time worked does not exceed 4 hours	. .TIME-AND-A-HALF FOR 4 HOURS
(ii) where the time worked exceeds 4 hours	. .DOUBLE TIME FOR ALL TIME WORKED IN EXCESS OF 4 HOURS
(c) on Sunday, for all time worked	. .DOUBLE TIME
(d) on a customary holiday—	
(i) for each hour worked within the number of hours (excluding overtime) ordinarily worked by the worker for the employer on that day of the week	. .DOUBLE TIME
(ii) thereafter	. .TWICE THE OVERTIME RATE SPECIFIED IN (a).

Paragraph 6.

The expressions time-and-a-half and double time mean, respectively, one-and-a-half-times, and twice the amount of the general minimum time rate otherwise payable.

Paragraph 7.

When a worker's hours of duty or any part thereof entail employment between 1800 hours on one day and 0800 hours on the next following day, a day shall be deemed to be a period of 24 hours commencing at 1200 hours.

DEFINITIONS

Paragraph 8.

In this Schedule—

'vehicle' means a mechanically or electrically propelled vehicle operating on any public highway and constructed or adapted for the carriage or haulage of tangible, moveable objects including livestock, animals and burden of any kind whatsoever other than human beings;

'driver' means a worker who is wholly or mainly employed in driving a vehicle and in performing, when so required, any other road haulage work;

'assistant' means a worker (other than a driver) who is wholly or mainly employed on any or all of the following work—

(a) collecting or loading goods to be carried in or on a vehicle;

(b) attending to goods while so carried;

(c) unloading or delivering goods after being so carried;

(d) acting as an attendant to a vehicle;