(*a*) as if he were employed for a week in respect of any week in which—
  (i) he has worked for the employer or not less than three days and has performed some work to which statutory minimum remuneration applies; or
  (ii) he has been absent throughout the week by reason of proved illness or accident but not exceeding eight weeks in the aggregate in the period of twelve months immediately preceding the commencement of the holiday season; or
  (iii) he has been suspended throughout one week at a time owing to shortage of work; or

(*b*) as if he were employed on any day of holiday allowed under the provisions of this Schedule, and for the purposes of the provisions of sub-paragraph (*a*) of this paragraph, a worker who is absent on such a holiday shall be treated as having worked the number of hours ordinarily worked by him on that day of the week for the employer on work to which statutory minimum remuneration applies.

PARAGRAPH 12.

Where any day of holiday allowed to any worker under this Schedule falls upon a day of holiday or half-holiday to which the worker may be entitled under any enactment other than the Wages Councils Act (Northern Ireland), 1945, that holiday or half-holiday shall be treated as part of the holiday allowed under this Schedule.

PARAGRAPH 13.

In this Schedule, unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them that is to say:—

"normal working week" means the number of days on which it has been usual for the worker to work in a week in the employment of the employer in the twelve months immediately preceding the commencement of the holiday season, or where under paragraphs 8 and 9 of this Schedule accrued holiday remuneration is payable on the termination of the employment, in the twelve months immediately preceding the date of the termination of the employment.

Provided that—

(i) part of a day shall count as a day;

(ii) no account shall be taken of any week in which the worker did not perform any work for which statutory minimum remuneration has been fixed.

"statutory minimum remuneration" means statutory minimum remuneration (other than holiday remuneration) which has been fixed by a Wages Regulation Order made by the Ministry pursuant to proposals submitted to it by the Aerated Waters Wages Council (Northern Ireland).

"week" in paragraphs 3 and 11 means "pay week."

PARAGRAPH 14.

The provisions of this Schedule are without prejudice to any agreement for the allowance of any further holidays with pay or for the payment of additional holiday remuneration.

THE AERATED WATERS WAGES COUNCIL (NORTHERN IRELAND) WAGES REGULATION ORDER, 1949, DATED 16TH SEPTEMBER, 1949, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE UNDER SECTION 10 OF THE WAGES COUNCILS ACT (NORTHERN IRELAND), 1945 (9 & 10 GEO. 6, CH. 21).

1949. No. 168

WHEREAS the Ministry of Labour and National Insurance (hereinafter referred to as "the Ministry") has received from the Aerated Waters Wages Council (Northern Ireland) wages regulation proposals for fixing the minimum remuneration to be paid to the workers in

relation to whom the Council operates in substitution for the minimum remuneration fixed by the Aerated Waters Wages Council (Northern Ireland) Wages Regulation (No. 2) Order, 1948 (a) dated the 15th day of November, 1948, (hereinafter referred to as " Order N.I.A. (30) ") ;

NOW, THEREFORE, the Ministry by virtue of section 10 of the Wages Councils Act (Northern Ireland), 1945, and of every other power in that behalf hereby makes the following Order :—

Statutory minimum remuneration.

1. As from the specified date the statutory minimum remuneration set out in the Schedule to this Order shall be paid to the workers therein specified.

Commencement.

2. In this Order the expression " the specified date " means the 22nd day of September, 1949. 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.

Short title, interpretation and revocation.

3.—(1) This Order may be cited as the Aerated Waters Wages Council (Northern Ireland) Wages Regulation Order, 1949.

52 & 53 Vict. Ch. 63.

(2) The Interpretation Act, 1889, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

(3) As from the specified date Order N.I.A. (30) is hereby revoked.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this sixteenth day of September, nineteen hundred and forty-nine in the presence of

(L.S.)

R. Eagleson,
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

SCHEDULE

STATUTORY MINIMUM REMUNERATION
GENERAL MINIMUM TIME RATES

	Per hour s. d.
PARAGRAPH 1. FOREMEN, FOREWOMEN, or SYRUP-MAKERS, as defined in this paragraph	2 2
A " Foreman " or " Forewoman " shall be deemed to be a worker who has general supervision over the whole or any of the operations which are carried on within the scope of the Wages Council and who has control of, or supervision over, other workers.	

(a) S. R. & O. 1948, No. 305.