THE BAKING WAGES COUNCIL (NORTHERN IRELAND) (CONSTITUTION) ORDER, 1948, DATED 2ND MARCH, 1948, MADE BY THE MINISTRY OF LABOUR AND NATIONAL INSURANCE FOR NORTHERN IRELAND UNDER SECTION TWENTY-ONE OF THE WAGES COUNCILS ACT (NORTHERN IRELAND), 1945 (1945 C. 21).

1948. No. 136

WHEREAS by virtue of Section twenty-one of the Wages Councils Act (Northern Ireland), 1945, (hereinafter referred to as " the Act ") the Ministry of Labour and National Insurance (hereinafter referred to as " the Ministry ") is empowered by Order to direct that on such date as may be specified the constitution of any Wages Council that was in existence as a Trade Board at the commencement of the Act shall be in accordance with the provisions of the Act;

NOW, THEREFORE, the Ministry by virtue of the powers conferred by the said section and of every other power in that behalf hereby makes the following Order;—

1. As from the date of this Order the constitution of the Baking Wages Council (Northern Ireland) shall be in accordance with the provisions of the Act.

2.—(1) This Order may be cited as the Baking Wages Council (Northern Ireland) (Constitution) Order, 1948, and shall come into force on the date hereof.

(2) The Interpretation Act, 1921, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this 2nd day of March, 1948.

(L.S.) *J. W. McConnell,*
Assistant Secretary of the Ministry of Labour and National Insurance for Northern Ireland.

THE BAKING WAGES COUNCIL (NORTHERN IRELAND) WAGES REGULATION (HOLIDAYS) ORDER, 1948, DATED 20TH FEBRUARY, 1948, 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).

1948. No. 145

WHEREAS the Ministry of Labour and National Insurance (hereinafter referred to as " the Ministry ") has received from the Baking Wages Council (Northern Ireland) wages regulation proposals for requiring

workers, employed in establishments other than Home Bakeries, in relation to whom the Council operates to be allowed by their employers the holidays set out in the Schedule to this Order and for fixing the holiday remuneration specified therein in substitution for the holidays provided, and holiday remuneration fixed, for these workers by the Baking Wages Council (Northern Ireland) Wages Regulation (Holidays) Order, 1946 (a) (hereinafter referred to as "Order N.I. Bk. (40)"), as amended by the Baking Wages Council (Northern Ireland) Wages Regulation (Holidays) (Amendment) Order, 1946 (b) (hereinafter referred to as "Order N.I. Bk. (43)");

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 :—

Holidays and holiday remuneration.

1. As from the specified date Order N.I. Bk. (40) as amended by Order N.I. Bk. (43) shall, as respects the aforesaid workers, cease to have effect and the workers to whom the Schedule to this Order applies shall be entitled to be allowed the holidays and paid the holiday remuneration specified therein.

Commencement.

2. In this Order the expression "the specified date" means the 25th day of February, 1948. 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 and interpretation. 12 Geo. 5, Ch. 4.

3.—(1) This Order may be cited as the Baking Wages Council (Northern Ireland) Wages Regulation (Holidays) Order, 1948.

(2) The Interpretation Act, 1921, applies to the interpretation of this Order as it applies to the interpretation of an Act of the Parliament of Northern Ireland.

Sealed with the Official Seal of the Ministry of Labour and National Insurance for Northern Ireland this twentieth day of February, nineteen hundred and forty-eight, in the presence of

(L.S.)

F. C. S. Moore,
Assistant Secretary to the Ministry of Labour and National Insurance for Northern Ireland.

(a) S. R. & O. 1946, No. 153.
(b) S. R. & O. 1946, No. 174.

SCHEDULE

HOLIDAYS WITH PAY

PART I

APPLICATION

PARAGRAPH 1.

This Schedule applies to workers engaged in the baking trade for whom statutory minimum remuneration has been fixed and who are employed in establishments other than Home Bakeries.

PART II

CUSTOMARY HOLIDAYS

PARAGRAPH 2.

(1) An employer shall allow to every worker to whom this Schedule applies a holiday (hereinafter referred to as a " customary holiday ") in each year on the days specified in the following sub-paragraph provided that the worker has been in his employment for a period of not less than four weeks immediately preceding the holiday and has worked for the employer during the whole or part of that period and is in his employment on the day of the holiday.

(2) The said customary holidays are :—

(*a*) in the case of a worker employed in Area A, that is, in the County Borough of the City of Belfast and in districts situate within a radius of 15 statute miles therefrom —

Christmas Day, Easter Monday, 12th July, and one other day (being a day of the week on which the worker normally works) immediately preceding or immediately following each of the aforesaid days, being a day which is, by custom in the establishment, recognised as a day of holiday in addition to each of the said days ;

(*b*) in the case of a worker employed in Area B, that is, in the County Borough of the City of Londonderry —

Christmas Day, Easter Monday, August Bank Holiday, and one other day (being a day of the week on which the worker normally works) immediately preceding or immediately following each of the aforesaid days, being a day which is, by custom in the establishment, recognised as a day of holiday in addition to each of the said days ;

(*c*) in the case of a worker employed in Area C, that is, in all areas other than Areas A and B —

Christmas Day, Easter Monday, August Bank Holiday, and one other day (being a day of the week on which the worker normally works) immediately preceding or immediately following each of the aforesaid days, being a day which is, by custom in the establishment, recognised as a day of holiday in addition to each of the said days.

Provided that, in the case of August Bank Holiday and the day immediately preceding or the day immediately following that day, as the case may be, two other days (being days of the week on which the worker normally works) may be substituted therefor, being days recognised by local custom, or by custom in the establishment, as days of holiday.

Provided that —

(i) where Christmas Day or 12th July falls on a day of the week on which the worker does not normally work, the customary holiday shall be allowed by the employer to the worker on the working day immediately preceding or immediately following that day,

(ii) in the case of a night worker, irrespective of the Area in which he is employed, the day immediately preceding or the day immediately following each of the days Christmas Day, Easter Monday, 12th July and August Bank Holiday (or the day substituted for any of those days under the provisions of this sub-paragraph) shall be deemed to include the spell of duty prior to or next following that which would ordinarily end on Christmas

Day, Easter Monday, 12th July, or August Bank Holiday (or the day substituted for any of these days as aforesaid) as the case may be, had each of those days been a day on which the worker would normally have worked.

(3) Notwithstanding the foregoing provisions of this paragraph an employer may (except where, in the case of a woman or a young person, such a requirement would be unlawful) require a worker who is otherwise entitled to any customary holiday under the foregoing provisions of this Schedule to work thereon and, in lieu of any customary holiday on which he so works, the worker shall be entitled to be allowed a day's holiday (hereinafter referred to as a " holiday in lieu") on a week-day within the period of four weeks next ensuing.

Provided that —

in the case of a worker who is so required to work on a customary holiday —

(i) if, in respect of such work, the worker is paid by the employer the statutory minimum remuneration appropriate to work on a customary holiday, a holiday in lieu need not be allowed by the employer to that worker,

(ii) if, in respect of such work on a customary holiday other than Christmas Day, Easter Monday, 12th July, or August Bank Holiday (or the day substituted therefor), the worker is paid by the employer the statutory minimum remuneration appropriate to work on a week-day other than a customary holiday, a holiday in lieu shall be allowed to that worker in accordance with the provisions of this sub-paragraph and the worker shall be paid, in respect of that holiday in lieu, holiday remuneration in accordance with the provisions of paragraph 6 of this Schedule.

Part III

ANNUAL HOLIDAYS

Paragraph 3.

In addition to the holidays specified in Part II of this Schedule an employer shall between 1st March and 30th November, 1948, and in each succeeding year between 1st March and 30th November (herein and in Part IV referred to as the " holiday season ") allow a holiday to every worker in his employment to whom this Schedule applies who was employed by him during the 12 months immediately preceding the commencement of the holiday season for any of the periods specified below, and the duration of the holiday shall be related to his period of employment during that 12 months as follows :

Col. 1		Col. 2	
Workers (other than transport workers, stablemen and harness cleaners or van washers) employed in establishments other than Home Bakeries		Transport workers, stablemen and harness cleaners or van washers employed in establishments other than Home Bakeries.	
Period of employment	Duration of holiday	Period of employment	Duration of holiday
At least 48 weeks	12 days	At least 48 weeks	6 days
" 44 "	11 "	" 40 "	5 "
" 40 "	10 "	" 32 "	4 "
" 36 "	9 "	" 24 "	3 "
" 32 "	8 "	" 16 "	2 "
" 28 "	7 "	" 8 "	1 day
" 24 "	6 "		
" 20 "	5 "		
" 16 "	4 "		
" 12 "	3 "		
" 8 "	2 "		
" 4 "	1 day		

Provided that the number of days of holiday to which a worker shall be entitled shall not exceed the period of his normal working week in the case of a worker of the class specified in Column 2 of the table above or double such period in the case of a worker of the class specified in Column 1 of that table.