4.—(1) This Order may be cited as the Conditions of Employment and National Arbitration (Amendment) (Northern Ireland) Order, 1945, and shall come into force on the date hereof.

(2) This Order, the principal Order, and the Conditions of Employment and National Arbitration (Amendment) (Northern Ireland) Order, 1941, the Conditions of Employment and National Arbitration (Amendment) (Northern Ireland) Order, 1942, and the Conditions of Employment and National Arbitration (Amendment) Order (Northern Ireland), 1943, may be cited together as the Conditions of Employment and National Arbitration (Northern Ireland) Orders, 1940 to 1945.

Sealed with the Official Seal of the Ministry of Labour for Northern Ireland this sixth day of February, 1945, in the presence of

(L.S.) *Harry Midgley*,
Minister of Labour for Northern Ireland.

Explanatory Note.

Part III of the principal Order requires employers to observe the recognised terms and conditions of employment, or such terms and conditions of employment as are not less favourable than the recognised terms and conditions, in any trade or industry in any district. For this purpose the " recognised terms and conditions " are those which have been settled by machinery of negotiation or arbitration to which the parties are employers' organisations and trade unions representative respectively of substantial proportions of employers and workers engaged in that trade or industry in that district.

This Order amends Part III of the principal Order by providing that—

(1) questions arising under Part III of the Order must be reported to the Ministry within twelve months of the date on which the question first arose ; and

(2) where the National Arbitration Tribunal (Northern Ireland) is satisfied that the employer was aware of the recognised terms and conditions and also was aware or ought to have been aware that those conditions should have been observed by him, the award of the Tribunal shall be made restrospective to the employer's " date of knowledge ".

A drafting amendment is also made to paragraph (1) of Article 5 of the Order in order to remove an ambiguity created by the use of the existing words " in force ".

COAL

Retail Coal Prices

ORDER, DATED 19TH JANUARY, 1945, MADE BY THE MINISTRY OF COMMERCE UNDER REGULATIONS 55 AND 55AA OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1945. No. 9

The Ministry of Commerce for Northern Ireland (in this Order referred to as " the Ministry ") by virtue and in exercise of the powers under Regulations 55 and 55AA of the Defence (General) Regulations,

1939, delegated to it by the Minister of Fuel and Power hereby orders as follows :—

1.—(1) No person shall sell or supply coal retail in any district unless he is a registered merchant.

(2) No registered merchant shall sell or supply retail any grade of coal in any district :—

(*a*) in respect of which no price is specified in the Schedule of Prices for that district, or

(*b*) at a price exceeding that specified in the Schedule of Prices for that district in respect thereof ;

so, however, that in a case in which any registered merchant desires to sell or supply retail any grade of coal which is not included in the Schedule for that district and the Divisional Coal Officer is of opinion that owing to the insufficiency of demand for or to casual supplies only being available of that grade of coal or for any other reason, it is unnecessary or inexpedient to include it in the Schedule, the Divisional Coal Officer may in writing and subject to such conditions as he shall deem necessary, permit (which permission may be varied or rescinded by him in writing) that registered coal merchant to sell or supply that grade of coal in that district, at a price and on such terms and conditions as may be specified in such permission.

2.—(1) There shall be a Schedule of Prices for each district which shall be that in force in that district under the provisions of the Retail Coal Prices (Northern Ireland) Order, 1939, (a) immediately before the coming into force on this Order.

(2) The Divisional Coal Officer may publish an explanatory memorandum as an addition to any Schedule of Prices for a district containing such information in relation to all or any of the grades of coal specified in that Schedule for that district as he may think fit.

(3) The Schedule of Prices for a district and any explanatory memorandum thereto may be varied or amended by the Divisional Coal Officer as and when he thinks fit.

(4) The Divisional Coal Officer may direct that the Schedule of Prices for any district in Northern Ireland shall be substituted for that in force in any other district in Northern Ireland at the date of such direction and as from the date of such direction that Schedule of Prices shall be the Schedule of Prices for such other district.

3.—(1) The Divisional Coal Officer shall cause a copy of the Schedule of Prices for the time being in force for a district and of any explanatory memorandum thereto to be :—

(*a*) exhibited conspicuously in his office ; and

(a) S. R. & O. 1939 No. 1506.