

2. Every person to whom this Order applies shall, not later than the 25th August, 1945, furnish the following information to the Ministry of Finance :—

- (i) His name ;
- (ii) The address at which the production takes place ;
- (iii) Particulars of the types of pre-cast concrete walling unit produced ;
- (iv) Particulars of the number of each type of unit produced during the twelve months ended on 30th June, 1945 ;
- (v) Description of any other business carried on at the same premises.

3. This Order may be cited as the Pre-Cast Building Units Order (Northern Ireland), 1945.

Sealed with the Official Seal of the Ministry of Finance for Northern Ireland this First day of August, 1945, in the presence of

(L.S.)

(Signed) *W. D. Scott,*

Secretary.

CONDITIONS OF EMPLOYMENT AND NATIONAL ARBITRATION

ORDER, DATED 6TH FEBRUARY, 1945, MADE BY THE MINISTRY OF LABOUR FOR NORTHERN IRELAND UNDER REGULATION 58AA OF THE DEFENCE (GENERAL) REGULATIONS, 1939.

1945. No. 27

The Ministry of Labour for Northern Ireland in exercise of the powers conferred on it by Regulation 58AA of the Defence (General) Regulations, 1939, hereby makes the following Order :—

1.—Article 5 of the principal Order (which relates to recognised terms and conditions of employment) shall have effect as if—

(1) in paragraph (1) thereof, for the words “ there are in force terms and conditions of employment ” there were substituted the words “ terms and conditions of employment are established ” ;

(2) in paragraph (3) thereof, for the words “ is observing ” in both places where those words occur, there were substituted the words “ is or was observing. ”, after the words “ which are ” there were inserted the words “ or were ”, and after the words “ that question may be reported to the Ministry ” there were inserted the words “ at any time within twelve months of the date on which the question first arose ” ; and

(3) for paragraph (4) thereof there were substituted the following paragraphs :—

“ (4) An award made by virtue of the foregoing provisions of this Article may be made retrospective to such date as may be specified in the award, not being earlier than the date on which the question to which the award relates first arose :

Provided that, where the question to which the award relates is as to whether an employer is or was observing the recognised terms and conditions or is or was observing terms and conditions not less favourable than the recognised terms and conditions (hereinafter described as “ the appropriate conditions ”) and the Tribunal is satisfied—

(a) that the employer is not or was not observing the appropriate conditions ; and

(b) that at some date before the date of the reference (to be specified in the award and hereinafter referred to as “ the date of knowledge ”) the employer was aware of those conditions and also was aware or ought to have been aware that those conditions should have been observed by him ;

the award shall be made retrospective to the date of knowledge.

The decision of the Tribunal as to the date from which an award made by virtue of the foregoing provisions of this Article shall have effect (hereinafter referred to as “ the effective date of the award ”) shall be conclusive.

(4A) Where an award has been made by the National Arbitration Tribunal (Northern Ireland) in consequence of a report made under the foregoing provisions of this Article, then as from the effective date of the award, it shall be and, in the case of a retrospective award, shall be deemed to have been, an implied term of the contract between the employer and workers to whom the award applies that the rate of wages to be paid and the conditions of employment to be observed under the contract shall, until varied by a subsequent agreement, decision or award such as is mentioned in the foregoing provisions of this Article, be in accordance with the award ”.

2.—The Schedule to the principal Order (which relates to the constitution and proceedings of the National Arbitration Tribunal (Northern Ireland)) shall have effect as if in sub-paragraph (2) of paragraph 7 thereof after the word “ settlement ” there were inserted the words “ under Part 1 of this Order ”.

3.—In this Order the expression “ principal Order ” means the Conditions of Employment and National Arbitration Order (Northern Ireland), 1940.

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 retrospective 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,