

Retail Employees (State) Conciliation Committee

Industries and Callings¹

Section I

All persons employed in or in connection with a shop² and/or automatic vending device³ including (but without limiting the generality of the foregoing) sales assistants, self-service employees, demonstrators, ticket writers, checkout operators, grocery ordermen, reserve stock hands, display hands, window dressers, persons engaged in the hiring of goods in a shop, office assistants, telephone attendants, delivery clerks, persons employed on machines designed to perform or assist in performing any clerical work whatsoever, and cashiers employed solely as cashiers and/or on other clerical duties, in the State, excluding the County of Yancowinna;

excepting —

Van salesmen;

Storemen and packers;

Employees, other than sales assistants, in restaurants, tea shops and cafeterias;

Persons employed selling motor oils, accessories and petrol at or in motor garages and parking and/or service stations or petrol from petrol pumps;

Drivers of trolleys, drays, carts, motor and other power-propelled vehicles, loaders, brakesmen, extra hands, grooms, stablemen and yardmen;

Cleaners;

Employees, other than sales assistants, in or in connection with hospitals, mental hospitals, public charitable institutions or ambulance work;

Butchers, persons engaged in the sale of uncooked meat by retail, carters and other persons delivering such meat, and cashiers in butchers' shops;

and excepting persons employed by —

Sydney Electricity;

The Australian Gas Light Company;

The Council of the City of Newcastle;

Newcastle Gas Company Limited;

and excepting also employees within the jurisdiction of the following Conciliation Committees —

Commercial Travellers (State);

County Councils (Electricity Undertakings) Employees;

Models and Mannequins (State);

Motor Vehicle Salesmen (State);

Northern Rivers County Council;

Pharmacists (State);

Salesmen, Outdoor (State);

Shortland County Council.

NOTE: 1 In establishing this Committee on 23 March 1977 the Commission (Macken J., Matter 109 of 1977) stated:

Section I of the committee shall convene and sit as a separate section when matters are raised which fall solely within the constitution of Section I.

Section II of the committee shall convene and sit as a separate section when matters are raised which fall solely within the constitution of Section II.

Both Sections of the committee will sit together when a matter extends beyond the constitutions of either one of the sections of the committee.

2 "Shop" in this constitution shall have the same meaning as "shop" as defined in section 78 of the Factories, Shops and Industries Act 1962, or in any Act amending or replacing that Act.

3 "Automatic vending device" in this constitution means any automatic machine or mechanical contrivance in which goods are offered or exposed for sale by retail.

Section II

Shop¹ assistants, cashiers, office assistants and workers employed in or in connection with automatic vending devices², confectioners, soft drinks, fountain drinks, milk drinks, sundae, fruit and vegetable shops, including persons engaged in the reception, sale or delivery of goods in such shops, and including also employees engaged in the preparing or serving of light refreshments³ in such shops in the State, excluding the County of Yancowinna;

excepting —

Storemen and packers, carters and cleaners;

Employees within the jurisdiction of the Cement Workers, &c. (State) Conciliation Committee.

NOTE: 1 "Shop" in this constitution means place, building or any part thereof, stall, tent, vehicle, boat or pack in which goods are sold or offered or exposed for sale by retail.

2 "Automatic vending device" in this constitution means any automatic machine or mechanical contrivance in which goods are offered or exposed for sale by retail.

3 "Light Refreshment" in this constitution means a beverage, hot or cold, served with biscuits, cakes, pastry, sandwiches, meat pie or the like.

Section I

2. The said committee shall consist of four representatives of employers and four representatives of employees.

3. The representatives of employers shall be appointed, upon nomination as prescribed, four by The Retail Traders' Association of New South Wales.

4. The representatives of employees shall be appointed, upon nomination as prescribed, one by the Shop, Distributive and Allied Employees' Association, New South Wales, one by the Shop Assistants and Warehouse Employees' Federation of Australia, Newcastle and Northern, New South Wales, and two by the Federated Clerks' Union of Australia, New South Wales Branch.

Section II

5. The said committee shall consist of three representatives of employers and three representatives of employees.

6. The representatives of employers shall be appointed, upon nomination as prescribed, two by the Restaurant and Catering Association of NSW, and one by The Retail Traders' Association of New South Wales.

7. The representatives of employees shall be appointed, upon nomination as prescribed, one by the Shop, Distributive and Allied Employees' Association, New South Wales, one by the Shop Assistants and Warehouse Employees' Federation of Australia, Newcastle and Northern, New South Wales, and one by the Australian Liquor, Hospitality and Miscellaneous Workers Union, New South Wales Branch.

8. This order shall take effect on and from 3 April 1996.