

INDUSTRIAL RELATIONS
741.5

Review Committee File No. 730
North Bay Division Grievance Committee No. 4-66-11
Request for Meal and One-half Hour Overtime
for Shift Employee

APR 17 1967
LOCAL 1245, I.B.E.W.

4-17-67
March 30, 1967
*OK. per discussion
with R/S,
P.S.
4-24-67*

MR. D. K. STUART, Chairman
North Bay Division
Joint Grievance Committee

The above-subject grievance was referred to the Review Committee on January 5, 1966. We are returning the grievance to your Committee for further discussion and disposition. Your Committee should consider the following principles in arriving at a decision with respect to the grievance:

The fact, as it appears from the record, that the employee requested the overtime work is not material. The provisions of Section 104.4 may be applicable under these facts irrespective of how he came to be assigned the overtime work.

The second factor is not mentioned in Company's answer to the grievance and is important in this case. If the work to which the shift employee is assigned during the overtime period prevents him from eating a meal in the customary manner, then he is entitled to the time in which to eat such meal at the conclusion of the work period. Under such conditions, he may elect not to eat this meal after the work period ends, in which event he shall be entitled to a time allowance of one-half hour. Inasmuch as it appears that the grievant was an additional man on the shift, the question to be resolved is whether he was prevented from following the usual meal practice of shift employees.

L. V. BROWN

L. V. BROWN, Chairman
Review Committee

LVB:RS

- cc: ESDay
- VJThompson
- TJBianucci
- CRMachen
- AGMollart
- DJMcPeak, IBEW