

U. S. DEPARTMENT OF LABOR
WAGE AND HOUR DIVISION
Washington

TITLE 29 - LABOR
CHAPTER V - WAGE AND HOUR DIVISION

IN THE MATTER OF THE RECOMMENDATIONS OF THE SPECIAL
INDUSTRY COMMITTEE FOR PUERTO RICO FOR A MINIMUM WAGE
RATE IN THE VEGETABLE, FRUIT, AND FRUIT JUICE CANNING
INDUSTRY IN PUERTO RICO

WAGE ORDER

Effective March 22, 1941

Part 593 - Minimum Wage Rate in the Vegetable, Fruit, and Fruit Juice
Canning Industry

WHEREAS, on August 1, 1940, pursuant to Section 5(e) of the Fair Labor Standards Act of 1938, hereinafter called the Act, the Administrator of the Wage and Hour Division of the United States Department of Labor, by Administrative Orders Nos. 58 and 63, appointed a Special Industry Committee for Puerto Rico, hereinafter called the Committee, and directed the Committee to proceed to investigate conditions and to recommend to the Administrator minimum wage rates for employees in the various industries in Puerto Rico in accordance with the provisions of the Act and rules and regulations promulgated thereunder; and

WHEREAS, the Committee included three representatives of the public, and a like number representing employers, and a like number representing employees in the vegetable, fruit, and fruit juice canning industry, and was composed of residents of Puerto Rico and residents of the United States outside of Puerto Rico; and

WHEREAS, on February 23, 1941, the Committee, after investigating conditions in the vegetable, fruit, and fruit juice canning industry, filed with the Administrator a report containing its definition of the vegetable, fruit, and fruit juice canning industry and its separable recommendation of 16 cents per hour as a minimum wage rate in such vegetable, fruit, and fruit juice canning industry; and

WHEREAS, pursuant to notices published in the Federal Register and mailed to all interested persons, a public hearing upon the Committee's recommendations was held before Henry T. Hunt, Esquire, as Presiding Officer, on March 12, 1941, at which all interested persons were given an opportunity to be heard; and

WHEREAS, the complete record of the hearing before the Presiding Officer was transmitted to the Administrator, and all persons who appeared at said hearing were given leave to request permission to submit briefs, and to present oral argument to the Administrator; and

WHEREAS, the Administrator upon reviewing all the evidence adduced at this proceeding relating to the vegetable, fruit, and fruit juice canning industry, and after giving consideration to the provisions of the Act, particularly Sections 5 and 8 thereof, has concluded that the separable recommendation of the Committee for a minimum wage rate of 16 cents per hour in the vegetable, fruit, and fruit juice canning industry as defined was made in accordance with law, that it is supported by the evidence adduced at the hearing, and, taking into consideration the same factors as are required to be considered by the Committee, will carry out the purposes of Sections 5 and 8 of the Act; and

WHEREAS, the Administrator has set forth his decision in an opinion entitled "Findings and Opinion of the Administrator in the Matter of the Recommendation of the Special Industry Committee for Puerto Rico for a Minimum Wage Rate in the Vegetable, Fruit, and Fruit Juice Canning Industry in Puerto Rico," dated this day, a copy of which may be had upon request addressed to the Wage and Hour Division, Washington, D. C.:

NOW, THEREFORE, it is ordered that

Section 593.1 Approval of Recommendation of Industry Committee

The Committee's recommendation for the vegetable, fruit, and fruit juice canning industry is hereby approved, and, in accordance with such recommendation,

Section 593.2 Wage Rate

Wages at a rate not less than 16 cents an hour shall be paid under Section 6 of the Act by every employer to each of his employees in the vegetable, fruit, and fruit juice canning industry in Puerto Rico, who is engaged in commerce or in the production of goods for commerce.

Section 593.3 Notices of Order

Every employer employing any employees so engaged in commerce or in the production of goods for commerce in the vegetable, fruit, and fruit juice canning industry shall post and keep posted in a conspicuous place in each department of his establishment or cannery where such employees are working such notices of this Order as shall hereafter be prescribed from time to time by the Wage and Hour Division of the United States Department of Labor and shall give such other notice as the Division may prescribe; and

Section 593.4 Definition of the Vegetable, Fruit, and Fruit Juice Canning Industry

The industry to which this Wage Order shall apply is hereby defined as follows: "The canning of vegetables, fruits, and fruit juices."

Section 593.5 Effective Date

This Wage Order shall become effective March 22, 1941.

Signed at Washington, D. C., this 17th Day of March, 1941. Sections 593.1 to 593.5, inclusive, issued under the authority contained in Sec. 3, 52 Stat. 1064; 29 U.S.C., Sup. IV, 208.



Philip B. Fleming
Administrator
Wage and Hour Division
U. S. Department of Labor