

CONTENTS

| | | |
|------------|-----------------------------|-----------|
| 1.0 | EXECUTIVE SUMMARY | 1 |
| 2.0 | ANALYSIS METHODOLOGY | 33 |

PART 1 : ANALYSIS OF COLLECTIVE AGREEMENTS

3.0 PROFILE 37

| | | |
|-----|---|----|
| 3.1 | Collective Agreement (CAs) Distribution - by Union..... | 39 |
| 3.2 | Collective Agreement (CAs) Distribution - by Industry | 40 |
| 3.3 | Collective Agreement (CAs) Distribution - by Location | 41 |
| 3.4 | Collective Agreement (CAs) Distribution - by Effective Date | 41 |
| 3.5 | Collective Agreement (CAs) Distribution - by Expiry/ End Date | 41 |

4.0 SALARY ADJUSTMENT, ANNUAL INCREMENT, BONUS, & SALARY STRUCTURE 47

| | | |
|-----|--|----|
| 4.1 | Types of Across the Board (ATB) Salary Adjustment | 49 |
| 4.2 | Average Across the Board (ATB) Salary Adjustment | 54 |
| 4.3 | Salary Structure | 59 |
| 4.4 | Type of Bonus Granted | 63 |
| 4.5 | Contractual Bonus | 67 |
| 4.6 | Discretionary Bonus..... | 71 |
| 4.7 | Elements of Productivity/ Performance in CAs..... | 75 |
| 4.8 | Criteria for Element of Productivity or Performance for Annual Increment and Bonus | 84 |

5.0 TERMS OF EMPLOYMENT 93

| | | |
|-----|---|-----|
| 5.1 | Probation Period | 95 |
| 5.2 | Extension of Probation Period | 99 |
| 5.3 | Number of Months for Extension of Probation Period..... | 103 |
| 5.4 | No of Working Days per Week for Office/ Non Shift Employees | 107 |
| 5.5 | Total Working Hours per Week : Office/ Non Shift Employees | 111 |
| 5.6 | No of Working Days per Week : Production/ Shift Employees | 115 |
| 5.7 | Total Working Hours per Week : Production/ Shift Employees | 119 |

Contents

| | | |
|------------|--|------------|
| 5.8 | Rest Day for Production/ Shift Employees | 123 |
| 5.9 | Provision of Friday Prayer (including lunch hour) | 127 |
| 5.10 | Public Holidays Gazetted by Federal and States Governments | 131 |
| 5.11 | Rate of Overtime (OT) (work in excess of normal working hours) for Normal Working Days | 135 |
| 5.12 | Rate of Overtime (OT) (work in excess of normal working hours) for Rest Day, Public Holiday | 139 |
| 5.13 | Notification of Retrenchment Exercise to Union | 144 |
| 5.14 | Notification of Retrenchment Exercise to Employees | 148 |
| 5.15 | Retrenchment Benefit (number of days)..... | 152 |
| 5.16 | Retrenchment Benefit (number of months)..... | 157 |
| 5.17 | Contractual Retirement Age | 162 |
| 5.18 | Types of Retirement Benefits | 171 |
| 5.19 | Higher EPF Contribution Above The Employer's Statutory Rate | 175 |
| 5.20 | Basis of Granting Gratuity..... | 179 |
| 5.21 | Amount of Gratuity (based on days of last drawn salary) | 184 |
| 5.22 | Amount of Gratuity (based or months of last drawn salary) | 187 |
| 6.0 | ALLOWANCES & BENEFITS | 191 |
| 6.1 | Shift Allowance | 193 |
| 6.2 | Overtime (OT) Meal Allowance | 209 |
| 6.3 | Call-back Allowance | 217 |
| 6.4 | Fixed Transportation Allowance | 221 |
| 6.5 | Car Mileage Reimbursement | 225 |
| 6.6 | Motorcycle Mileage Reimbursement | 229 |
| 6.7 | Meal Subsidy (Meal allowance) | 233 |
| 6.8 | Special Relief Allowance (SRA) | 237 |
| 6.9 | Cost of Living Allowance (COLA) | 241 |
| 6.10 | Attendance Incentive Allowance | 245 |
| 6.11 | Outstation Allowance (without lodging) | 249 |
| 6.12 | Outstation: Accommodation Allowance (Within Malaysia) | 254 |
| 6.13 | Personal Accident Insurance | 258 |
| 6.14 | Life Insurance | 262 |
| 6.15 | Funeral Expenses | 266 |
| 6.16 | Transfer Allowance | 270 |
| 6.17 | Acting Allowance | 274 |
| 6.18 | Uniform and Shoes | 279 |
| 6.19 | Laundry Allowance | 283 |
| 6.20 | Employee's Medical Benefits | |
| 6.20.1 | Employee's Outpatient/ Non Hospitalisation Benefit | 287 |

| | | |
|------------|---|-----|
| 6.20.2 | Payment for Employee's Outpatient/ Non Hospitalisation Benefits | 292 |
| 6.20.3 | Limit on Employee's Outpatient/ Non Hospitalisation Benefits | 296 |
| 6.21 | Employee's Hospitalisation Benefits | |
| 6.21.1 | Employee's Free Hospitalisation Benefit | 300 |
| 6.21.2 | Payment for Employee's Hospitalisation Benefit..... | 305 |
| 6.21.3 | Limit on Employee's Hospitalisation Benefit..... | 310 |
| 6.21.4 | Classes of Ward (Hospitalisation) | 314 |
| 6.22 | Employee's Dependants Medical Benefits | |
| 6.22.1 | Employee's Dependants Medical Benefits | 318 |
| 6.22.2 | Payment for Outpatient/ Non Hospitalisation Benefit To Employee's Dependants | 322 |
| 6.22.3 | Limit on Outpatient/ Non Hospitalisation Benefit To Employee's Dependants | 326 |
| 6.23 | Hospitalisation Benefit To Employee's Dependants | |
| 6.23.1 | Payment on Hospitalisation Benefit To Employee's Dependants | 330 |
| 6.23.2 | Limit on Hospitalisation Benefit To Employee's Dependants | 334 |
| 6.24 | Dental Benefits | 338 |
| 7.0 | LEAVES ENTITLEMENT 343 | |
| 7.1 | Paid Sick Leave Entitlement | 345 |
| 7.1.4 | Recommendations of Paid Sick Leave | 355 |
| 7.2 | Paid Prolonged Illness Leave | |
| 7.2.1 | Paid Prolonged Illness Leave Entitlement | 360 |
| 7.2.2 | Duration of Paid Prolonged Illness Leave | 365 |
| 7.3 | Paid Annual Leave | |
| 7.3.1 | Paid Annual Leave Entitlement | 369 |
| 7.3.2 | Number of Days Required to Apply for Annual Leave | 373 |
| 7.3.3 | Accumulation of Annual Leave | 377 |
| 7.4 | Paid Maternity Leave | 381 |
| 7.5 | Paid Paternity Leave | 385 |
| 7.6 | Paid Marriage Leave | 389 |
| 7.7 | Paid Bereavement/ Compassionate Leave | |
| 7.7.1 | Paid Bereavement/ Compassionate Leave | 396 |
| 7.7.2 | Paid Compassionate Leave: Death of Employee's Next-of-Kin | 400 |
| 7.7.3 | Paid Compassionate Leave: Critical/ Serious Illness of Next-of-Kin | 404 |
| 7.8 | Paid Calamity Leave | 408 |
| 7.9 | Paid Study/ Examination Leave | 412 |
| 7.10 | Paid Pilgrimage Leave | 416 |
| 7.11 | Paid Industrial Accident Leave | 420 |

Contents

PART 2 : ANALYSIS OF AWARDS ON TERMS & CONDITIONS OF EMPLOYMENT

| | | |
|------------|---|------------|
| 8.0 | AWARDS ON TERMS & CONDITIONS OF EMPLOYMENT | 425 |
| 8.1 | Profile | 427 |
| 8.2 | Types of Award on Terms & Conditions of Employment | 430 |
| 8.3 | Across the Board (ATB) Salary Adjustment | 432 |
| 8.4 | Across the Board (ATB) Salary Adjustment for Consent Award..... | 436 |
| . | | |
| 9.0 | INDUSTRIAL COURT AWARDS: OTHER ARTICLES IN DISPUTE BEFORE INDUSTRIAL COURT | 439 |
| 9.1 | Service Charge Award No. 566 of 2014 (National Union of Hotel, Bar and Restaurant Workers v. BCB Berhad Prime City Hotel) | 441 |
| | Award No. 875 of 2014 (National Union of Hotel, Bar and Restaurant Workers v. Crystal Crown Hotel & Resort Sdn Bhd, Petaling Jaya) | 441 |
| 9.2 | Eligibility for benefits Award No. 618 of 2014 (National Union of Journalist, Peninsular Malaysia v. SIn Chew Media Corporation Berhad..... | 442 |
| 9.3 | Termination of collective agreement Award No. 677 of 2014 (Food Industries Employees' Union v. Koperasi Nelayan Negeri Terengganu Berhad) | 442 |
| 9.4 | Effective date and duration of CA Award No. 875 of 2014 (National Union of Hotel, Bar and Restaurant Workers v. Crystal Crown Hotel & Resort Sdn Bhd, Petaling Jaya) | 443 |
| 9.5 | Scope and Interpretation of Agreement Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 443 |
| 9.6 | Duration, Modification & Termination of Agreement Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 444 |
| 9.7 | Transfer Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club)..... | 444 |
| 9.8 | Public Holidays Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 445 |

| | | |
|------|---|-----|
| 9.9 | Personal Accident Insurance Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 445 |
| 9.10 | Medical Benefits Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 446 |
| 9.11 | Salary, Annual Increment and Salary Adjustment Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 446 |
| 9.12 | Contractual Bonus Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 447 |
| | Award No. 1400 of 2014 (Kesatuan Pekerja Padiberas Nasional Berhad (BERNAS), Peninsular Malaysia v. Padiberas Nasional Berhad (BERNAS))..... | 447 |
| 9.13 | Check-off Facility Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 448 |
| 9.14 | Retrenchment and Retrenchment Benefits Award No. 1061 of 2014 (Kesatuan Eksekutif Kelab Semenanjung Malaysia v. Royal Selangor Club) | 448 |
| 9.15 | Cost of Living Allowance (COLA) Award No. 1400 of 2014 (Kesatuan Pekerja Padiberas Nasional Berhad (BERNAS), Peninsular Malaysia v. Padiberas Nasional Berhad (BERNAS))..... | 449 |

PART 3 : COMPARISON OF SALARIES IN CA, 2014 - BY INDUSTRY & BY UNION

10.0 COMPARISON OF SALARIES IN CA, 2014 451

| | | |
|---------|--|-----|
| 10.1.1 | Aerospace Manufacturing industry - Airlines Workers Union Sarawak (AWUS)..... | 453 |
| 10.1.2 | Aerospace Manufacturing industry - Foreign Airlines Employees Union, Peninsular Malaysia (FAEU)..... | 454 |
| 10.2.1 | Air Transportation industry - Foreign Airlines Employees Union, Peninsular Malaysia (FAEU)..... | 455 |
| 10.2.2 | Air Transportation industry - In-house Union (Non Executive), Peninsular Malaysia | 456 |
| 10.3.1 | Airport Services - In-House Union, Non Executives, Peninsular Malaysia..... | 457 |
| 10.3.2 | Airport Services - In-House Union, Non Executives, Sabah | 460 |
| 10.3.3 | Airport Services - In-House Union, Non Executives, Sarawak | 457 |
| 10.4.1 | Automotive Manufacturing Industry - In-House Union (Non-Executive), Peninsular Malaysia..... | 466 |
| 10.4.2 | Automotive Manufacturing Industry - National Union of Transport Equipment & Allied Industries Workers, (NUTEAIW)..... | 468 |
| 10.5.1 | Banking / Finance - In-house Union (Non Executive), Peninsular Malaysia..... | 469 |
| 10.5.2 | Banking / Finance - In-house Union (Executive), Peninsular Malaysia..... | 470 |
| 10.5.3 | Banking / Finance - Association of Bank Officers, Sarawak (KPPBS)..... | 471 |
| 10.6.1 | Beverage industry - Union of Beverage Industry Workers, Peninsular Malaysia (UBIW)..... | 472 |
| 10.7.1 | Cement industry- In-House Union, Non Executives, Sabah | 473 |
| 10.7.2 | Cement - Cement Industry Employees Union, Peninsular Malaysia (CIEU)..... | 475 |
| 10.8.1 | Chemical - Chemical Union Workers of Malaya, (CWUM)..... | 478 |
| 10.9.1 | Club industry - Club Employees Union, Peninsular Malaysia (CEU)..... | 480 |
| 10.10.1 | Commercial & Trading industry - National Union of Commercial Workers' Peninsular Malaysia (NUCW) (<i>performance based</i>)..... | 484 |
| 10.10.2 | Commercial & Trading industry - National Union of Commercial Workers' Peninsular Malaysia (NUCW) | 486 |
| 10.10.3 | Commercial & Trading industry - Sabah Commercial Employees' Union (SBCEU)..... | 493 |
| 10.10.4 | Commercial & Trading industry - Sarawak Commercial Employees' Union (SCEU) | 494 |

| | | |
|---------|--|-----|
| 10.10.5 | Commercial & Trading industry - In-House Union, Non-Executives, Peninsular Malaysia..... | 495 |
| 10.11.1 | Electrical industry - In-house Union (Non Executives), Peninsular Malaysia..... | 497 |
| 10.11.2 | Electrical industry - Electrical Industry Workers' Union, Peninsular Malaysia (EIWU) | 498 |
| 10.12.1 | Electronics industry - In-house Union (Non Executives), Peninsular Malaysia..... | 507 |
| 10.13.1 | Engineering industry - In-house Union (Non Executives), Peninsular Malaysia..... | 511 |
| 10.14.1 | Food industry - Food Industry Employees Union (FIEU), Peninsular Malaysia..... | 512 |
| 10.15.1 | Handicrafts & Pewter industry- National Union of Handicrafts & Pewter Workers (NUHPW), Peninsular Malaysia..... | 522 |
| 10.16.1 | Hotel & Restaurant - National Union of Hotel, Bar & Restaurant Workers, Peninsular Malaysia (NUHBRW)..... | 524 |
| 10.17.1 | Insurance - Insurance Industry Administrative Officers Association, Peninsular Malaysia (IIAOA-Exe)..... | 529 |
| 10.17.2 | Insurance - Insurance Industry Administrative Officers Association, Peninsular Malaysia (IIAOA-Exe)(<i>performance based</i>)..... | 529 |
| 10.18.1 | Machinery Manufacturing - Machinery Manufacturing Employers Union (MMEU)..... | 530 |
| 10.18.2 | Machinery Manufacturing - Machinery Manufacturing Employers Union (MMEU)(<i>performance based</i>)..... | 531 |
| 10.19.1 | Mining Industry - Machinery Manufacturing Employers Union (NMWU)..... | 533 |
| 10.20.1 | Medical &Health Services - In-house Union, Non-executives, Peninsular Malaysia..... | 534 |
| 10.20.2 | Medical &Health Services - Union of Employees in Private Medical Health & Services, Peninsular Malaysia (UEPMHS)..... | 536 |
| 10.21.1 | Metal - Metal Industry Employees Union . (MIEU)..... | 541 |
| 10.22.1 | Newspaper/ Journalism industry - In-House Union (Non Executive), Peninsular Malaysia..... | 554 |
| 10.22.2 | Newspaper/Journalism - National Union of Journalist Malaysia (NUJ-Exe)..... | 556 |
| 10.22.3 | Newspaper/Journalism - National Union of Newspaper Workers (NUNW)..... | 557 |
| 10.23.1 | Non-Metallic Mineral Products Manufacturing - Non-Metallic Mineral Products Manufacturing Employees Union (NMMPMEU)..... | 559 |
| 10.24.1 | Paper Products - Paper & Paper Products Manufacturing Employees Union (PPPMEU)..... | 566 |
| 10.25.1 | Petroleum & Chemical industry - In-House Union (Non Executive), Peninsular Malaysia..... | 569 |
| 10.25.2 | Petroleum & Chemical industry - Sabah Petroleum Industry Workers Union | |

Contents

| | | |
|---------|--|-----|
| | (SPIWU)(<i>performance based</i>)..... | 572 |
| 10.25.3 | Petroleum & Chemical industry - Sabah Petroleum Industry Workers Union (SPIWU)..... | 572 |
| 10.25.4 | Petroleum - National Union of Petroleum & Chemical Industry Workers (NUPCIW)..... | 573 |
| 10.25.5 | Petroleum & Chemical industry - National Union of Petroleum & Chemical Industry Workers' Union (NUPCIW), Peninsular Malaysia (<i>performance based</i>)..... | 586 |
| 10.26.1 | Port Services industry - In-House Union (Executive), Peninsular Malaysia..... | 588 |
| 10.26.2 | Port Services industry - In-House Union (Non-Executive), Peninsular Malaysia..... | 589 |
| 10.27.1 | Printing industry - In-House Union (Non Executive), Peninsular Malaysia..... | 592 |
| 10.27.2 | Printing industry - Printing Industry Employees' Union, Peninsular Malaysia (PIEU) | 593 |
| 10.28.1 | Rubber Products Manufacturing - National Union of Employees in Companies Manufacturing Rubber Products (NUECMRP)..... | 595 |
| 10.29.1 | Shoes Manufacturing industry - National Union of Workers in Shoes Manufacturing Industry (NUWSMI), Peninsular Malaysia..... | 599 |
| 10.30.1 | Shipping Industry - In-house Union, Non-Executives, Peninsular Malaysia..... | 600 |
| 10.31.1 | Textile & Garment industry - In-house Union (Non Executive), Peninsular Malaysia..... | 601 |
| 10.31.2 | Textile & Garment industry - In-house Union (Non Executive), Peninsular Malaysia (<i>performance based</i>)..... | 601 |
| 10.31.3 | Textile & Garment industry - Textile & Garment Industry Workers' Union (TGIWU), Johor - | 602 |
| 10.32.1 | Timber Industry - Timber Employees Union, Peninsular Malaysia (TEU)..... | 603 |
| 10.33.1 | Transportation industry - In-House Union (Non Executive), Peninsular Malaysia..... | 605 |
| 10.33.2 | Transportation industry - In-House Union (Executive), Peninsular Malaysia..... | 607 |
| 10.33.3 | Transportation industry - Transport Workers Union (TWU), Peninsular Malaysia (<i>monthly basis salary</i>)..... | 609 |
| 10.34.1 | Transport Parts Manufacturing industry - National Union of Transport Equipment & Allied Industries Workers (NUTEAIW), Peninsular Malaysia (<i>monthly basis salary</i>)..... | 611 |
| 10.35.1 | Telecommunications industry - National Union of Telecommunication Employees, Peninsular Malaysia (NUTE) | 612 |
| 10.36.1 | Utilities industry - In-house Union (Non Executive), Peninsular Malaysia..... | 613 |
| 10.36.2 | Utilities industry - In-house Union (Non Executive), Peninsular Malaysia(<i>performance based</i>)..... | 615 |
| 10.36.3 | Utilities industry - In-house Union (Executives), Peninsular Malaysia..... | 616 |

LIST OF COLLECTIVE AGREEMENTS GIVEN COGNISANCE IN 2012 617

LIST OF UNIONS COVERED IN ANALYSIS 643