

BILL No. 14 of 2009

Thursday 23rd April, 2009

PARLIAMENT OFFICE
Public Buildings,
Georgetown,
Guyana.

23rd April, 2009.

The following Bill which will be introduced in the National Assembly is published for general information.

S.E. Isaacs,
Clerk of the National Assembly.



GUYANA

BILL No. 14 of 2009

SHOPS (CONSOLIDATION) (AMENDMENT) BILL 2009

ARRANGEMENT OF SECTIONS

SECTION

1. Short title.
2. Amendment of section 2 of the Principal Act.
3. Amendment of section 8 of the Principal Act.
4. Amendment of section 12 of the Principal Act.
5. Repeal and re-enactment of the First Schedule to the Principal Act.

**A BILL
Intituled**

AN ACT to amend the Shops (Consolidation) Act.

A.D. 2009

Enacted by the Parliament of Guyana:-

Short title.
Cap. 91:04

1. This Act, which amends the Shops (Consolidation) Act, may be cited as the Shops (Consolidation) (Amendment) Act 2009.

Amendment of
section 2 of the
Principal Act.

2. Section 2 of the Principal Act is amended –

Cap. 82:22

(a) by the substitution, in paragraph (a) of the definition of "shop", for the word "premises", of the words "licensed premises as defined in section 2 of the License Premises Act";

Act No. 18 of
1978

(b) by the insertion, after the words "delivery of goods" occurring at the end of the definition of "shop assistant", of the words "but does not include any worker as defined in section 2 of the Labour (Conditions of Employment of Certain Workers) 1978".

Amendment of
section 8 of the
Principal Act.

3. Section 8 of the Principal Act is amended by the deletion, in subsection (1), of the words "Parts 1 and 2 of".

Amendment of
section 12 of the
Principal Act.

4. Section 12 of the Principal Act is amended by substitution, for the words "Parts 1 and 2 of the First Schedule", of the words "The First Schedule".

Repeal and re-
enactment of the
First Schedule to
the Principal Act.

5. The First Schedule to the Principal Act is repealed and re-enacted by the following Schedule –

"FIRST SCHEDULE **sec.3**

**DAYS AND HOURS BETWEEN WHICH CERTAIN
SHOPS MAYBE KEPT OPEN**

The days on which and the hours between which shops, restaurants, parlours, cookshops, barbers' and hairdressers' establishments may be opened and kept open shall be as follows –

1. SHOPS

Every day - 7.30 a.m. to 10:00 p.m.

2. RESTAURANTS AND COOKSHOPS

24 hours per day.

3. PARLOURS, BARBERS' AND HAIRDRESSERS' ESTABLISHMENTS

Every day - 6.00 a.m. to midnight."

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Shops (Consolidation) Act (Cap. 91 :04).

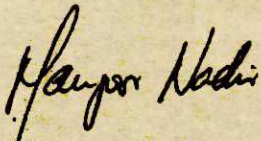
It has been noted that there is overlapping of certain provisions of the Principal Act and those of the Licensing Premises Act (Cap.82:22) and the Labour (Conditions of Employment of Certain Workers) Act 1978 (Act No.18 of 1978 creating doubts and administrative difficulties and the provisions of the Principal Act are more stringent. It is proposed to remove the anomaly and also to provide for a uniform opening and working hours for certain shops and establishments, whether located in an urban area or a rural area.

Clause 1 of the Bill sets out the short title of the proposed legislation.

Clause 2 seeks to amend section 2 of the Principal Act relating to interpretation. The definition of "shop" is proposed to be amended so as to exclude "licensed premises" as defined in the Licensed Premises Act 1978 from the purview of the principal Act. Further, the definition of "shop assistant" is proposed to be amended so as to exclude "workers" as defined in the Labour (Conditions of Employment of Certain Workers) Act 1978 from the scope of "shop assistant".

Clauses 3 and 4 seek to amend sections 8 and 12 respectively of the Act. These amendments are consequential to the amendments contained in clause 5.

Clause 5 seeks to repeal and re-enact the First Schedule to the Principal Act so as to lay down uniform opening hours and closing hours for shops, restaurants, cook shops, parlours, barbers' and hairdressers' establishments, whether located in an urban area or rural area. Under the new First Schedule, shops are allowed to be opened on everyday from 7.30 a.m. to 10.p.m. and restaurants and cookshops on everyday for 24 hours. The parlours, barbers' and hairdressers' establishments could work on everyday from 6 a.m. till midnight.



Minister of Labour.