

BRITISH GUIANA.

ORDER IN COUNCIL

Made Under

THE HOLIDAYS WITH PAY ORDINANCE,
(Chapter 108).

UNDER SECTION 3 OF THE HOLIDAYS WITH PAY ORDINANCE, IT IS HEREBY ORDERED BY THE GOVERNOR IN COUNCIL AS FOLLOWS:—

1. This Order may be cited as the Holidays with Pay (Quarry Workers) Order, 1957.
2. In this Order—

“earnings” means the regular amounts paid by an employer to an employee in respect of the employee’s services, and includes the value of any meals supplied to such employee under or by virtue of his contract of employment, but does not include any amount paid in respect of overtime or by way of bonus, unless such payments by way of bonus form part of such regular amounts;

“employee” means any person employed to perform manual labour in connection with the operation of a quarry;

“quarry” means any open work, pit or excavation from which stone or rock is obtained by means of cutting, blasting or other methods, but shall not include any place where any manufacturing process, other than a process ancillary to the getting, dressing or preparation for sale of stone or rock is carried on;

“medical practitioner” means a person registered as a medical practitioner under the Colonial Medical Service Ordinance.

3. (1) Every employee being in employment at the date of the commencement of this Order shall be allowed a period of holidays with pay of not less than one day for each completed month of employment computed as though his employment commenced on the date of the commencement of this Order.

(2) Every employee not being in employment at the date of the commencement of this Order but thereafter being in employment shall be allowed a period of holidays with pay of not less than one day for each completed month of employment computed from the date of his engagement.

4. Any day which is a public holiday under the Public Holidays Ordinance for the time being in force may, by agreement between the employer and an employee, be allowed as a period of holidays with pay.

Cap. 134.

Cap. 61

5. In respect of a period of holidays with pay the employer shall pay to the employee for each day of such period remuneration at the rate of one-thirtieth of the average monthly earnings of such employee during the previous six months or during the period of his employment with the employer whichever is the lesser period.

6. When the employment of an employee is terminated, either by such employee or by the employer, the employer shall pay to such employee in lieu of such period of holidays with pay as shall have accrued under the provisions of this Order and in respect of which no payment has been made, a sum equal to the remuneration which would have been paid for a like period of holidays with pay if taken at that date.

7. For the purposes of this Order a period of employment shall be deemed to be continuous if it has not been interrupted by absence from work without the permission of the employer for a period not exceeding two consecutive days:

Provided that periods of illness certified by a medical practitioner not exceeding fourteen days shall not be deemed to be a break in employment for the purposes of this Order.

8. This Order shall come into operation on the 1st day of November, 1957.

Made in Council this 18th day of October, 1957.

IVOR O. SMITH,
Clerk to the Executive Council.

(M.P. L. No. 56/12/16/1).