

**THE OFFICIAL GAZETTE 3RD APRIL, 2006
LEGAL SUPPLEMENT — C**

BILL No. 11 of 2006

Monday 3rd April, 2006

PARLIAMENT OFFICE
Public Buildings,
Georgetown,
Guyana.

3rd April, 2006.

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. 11 of 2006

LICENSED PREMISES (AMENDMENT) BILL 2006

ARRANGEMENT OF SECTIONS

Section

1. Short title.
2. Amendment of section 2 of Principal Act.
3. Repeals of sections 4, 5, 6, 7, 11, 17, 18, 19 and 21 and Scheduled of Principal Act.

4. Repeal and re-enactment of section 8 of Principal Act.
5. Amendment of section 9 of Principal Act.
6. Amendment of section 12 of Principal Act.
7. Amendment of section 14 of Principal Act.
8. Amendment of section 25 of Principal Act.
9. Revocation of orders.

A BILL
Intituled

AN ACT to amend the Licensed Premises Act.

A.D. 2006

Enacted by the Parliament of Guyana:-

Short title.
Cap. 82:22

1. This Act, which amends the Licensed Premises Act, may be cited as the Licensed Premises (Amendment) Act 2006.

Amendment of
section 2 of the
Principal Act.

2. Section 2 of the Principal Act is amended by substituting, for the definition of "urban areas" the following definition —

"urban areas" means —

Cap. 28:01

- (a) the City of Georgetown as described in the First Schedule to the Municipal and District Councils Act;
- (b) the town of New Amsterdam as described in the Fourth Schedule to that Act; and
- (c) every town established under section 33 of that Act."

Repeal of
sections 4, 5, 6,
7, 11, 17, 18,
19, and 21 and
Schedules of
Principal Act.

3. The Principal Act is amended by repealing sections 4,5,6,7,11, 17, 18, 19, and 21, and the First, Second, and Third Schedules.

Repeal and re-
enactment of
section 8 of
Principal Act.

4. The Principal Act is amended by repealing section 8, and enacting the following section in its place —

"Overtime rates

"8. (1) Any person who employs an employee in or about the business or businesses of one or more licensed premises —

- (a) on a daily or hourly basis, for any period of time in excess of seven and one-quarter hours in anyone day;
- (b) on any other basis, for any period of time in excess of forty and three-quarter hours in anyone week; or

(c) for any period of time on a public holiday; -

shall pay the employee in respect of that period time not less than one and one-half times the ordinary rate of remuneration for that employee.

(2) Where paragraph (c) of subsection (1) applies in conjunction with paragraph (a) or (b) of that subsection to a period of time during which the employee is employed, the employee shall be paid in respect of that period not less than two and one-quarter times the ordinary rate of remuneration for that employee."

Amendment of section 9 of Principal Act.

5. Section 9 of the Principal Act is amended by deleting paragraph (a).

Amendment of section 12 of Principal Act.

6. Section 12 of the Principal Act is amended by substituting, for the numbers "5, 6, 7", the number "8".

Amendment of section 14 of principal Act.

7. Section 14 (7) of the Principal Act is amended by substituting, for the words "one hundred", "three hundred", and "twenty", the words "fifteen thousand", "forty-five thousand", and "three thousand", respectively.

Amendment of section 25 of Principal Act.

8. Section 25 of the Principal Act is amended by substituting, for the words "six thousand, two hundred and fifty", the words "fifteen thousand".

Revocation of orders.

9. The following orders are revoked —

O. in C. 19/1947

(a) Licensed Premises (Hours of Opening)(Special Provision)(Part of East Demerara) Order;

O. in C. 21/1947

(b) Licensed Premises (Hours of Opening)(Special Provision)(Mahaicony) Order;

O. in C. 20/1947

(c) Licensed Premises (Application of (c) Part I) (Kitty) Order.

EXPLANATORY MEMORANDUM

This Bill seeks to amend the Licensed Premises Act (Cap. 82:22).

Clause 1 sets out the short title.

Clause 2 redefines "urban areas".

Clause 3 repeals certain sections and all three Schedules of the Principal Act, that restrict the hours and days during which licensed premises may be open, the shifts during which employees may be employed, and specify the rates at which employees who work on a public holiday or in anyone day in excess of seven and one-quarter hours must be paid.

Clause 4 substitutes section 8 of the Principal Act with a provision that specifies the rate of payment for employment in excess of seven and one-quarter hours in anyone day, forty and three-quarter hours in anyone week, or on a public holiday.

Clause 5 removes the requirement in section 9 (a) of the Principal Act for licensed premises to display their hours of opening.

Clause 6 amends section 12 of the Principal Act to delete references to provisions that are repealed by this Act, and to make section 8 of the Principal Act applicable to rural areas, in addition to urban areas.

Clauses 7 and 8 raise the penalties in the Principal Act to amounts more appropriate to the present.

Clause 9 revokes orders that will become redundant after the amendments made by this Act come into operation.



Minister of Labour, Human Services, and Social Security.

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