

**THE OFFICIAL GAZETTE 3<sup>RD</sup> APRIL, 2006**  
**LEGAL SUPPLEMENT — C**

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**BILL No. 13 of 2006**

*Monday 3<sup>rd</sup> April, 2006*

PARLIAMENT OFFICE  
Public Buildings,  
Georgetown,  
Guyana.

3<sup>rd</sup> 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. 13 of 2006**

**LABOUR (AMENDMENT) BILL 2006**

**ARRANGEMENT OF SECTIONS**

**Section**

1. Short title.
2. Amendment of section 4 of Principal Act.
3. Amendment of section 10 of Principal Act.
4. Amendment of section 12 of Principal Act.

5. Amendment of section 13 of Principal Act.
6. Amendment of section 14 of Principal Act.
7. Amendment of section 24 of Principal Act.
8. Amendment of section 25 of Principal Act.
9. Amendment of section 28 of Principal Act.
10. Amendment of section 28A of Principal Act.
11. Amendment of section 29 of Principal Act.
12. Amendment of section 30 of Principal Act.
13. Amendment of section 32 of Principal Act.
14. Amendment of section 33 of Principal Act.
15. Amendment of section 34 of Principal Act.
16. Amendment of section 35 of Principal Act.
17. Amendment of section 38 of Principal Act.
18. Amendment of section 40 of Principal Act.

**A BILL**  
**Intituled**

AN ACT to amend the Labour Act.

A.D. 2006

Enacted by the Parliament of Guyana:-

Short title.  
Cap. 98:01

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

Amendment of  
section 4 of  
Principal Act.

2. Section 4 (5) of the Principal Act is amended by substituting, for the words "one thousand" and "one hundred", the words "fifty-five thousand" and "five thousand five hundred", respectively.

Amendment of  
section 10 of  
Principal Act.

3. Section 10 of the Principal Act is amended by substituting, for the words "fifteen thousand, six hundred and twenty-five" and "six hundred and twenty-five", the words "forty-six thousand eight hundred and seventy-five" and "one thousand eight hundred and seventy-five", respectively.

Amendment of  
section 12 of  
Principal Act.

4. (1) Section 12(1) of the Principal Act is amended by substituting, for the words "fifteen thousand, six hundred and twenty-five" and "forty-six thousand, eight hundred and seventy-five", the words "forty-six thousand eight hundred and seventy-five" and "one hundred and forty thousand six hundred and twenty-five", respectively.

No. 20 of 1994

(2) Section 12 (1A) of the Principal Act, as inserted by the Labour (Amendment) Act 1994, is amended by substituting, for the words "fifteen thousand six hundred and twenty-five" and "forty-six thousand, eight hundred and seventy-five", the words "forty-six thousand eight hundred and seventy-five" and "one hundred and forty thousand six hundred and twenty-five", respectively.

(3) Section 12 (6) of the Principal Act is amended by deleting the words "to whom a prescribed rate of wages applies".

Amendment of  
section 13 of  
Principal Act.

5. Section 13 of the Principal Act is amended by inserting, after the word "prescribed", the words "or agreed".

Amendment of  
section 14 of  
Principal Act.

6. (1) Section 14 (2) of the Principal Act is amended by deleting the words "in an occupation to which a prescribed rate is applicable".

(2) Section 14 (3) of the Principal Act is amended by substituting, for the words "one hundred" and "two hundred", the words "six thousand five hundred" and "thirteen thousand", respectively.

Amendment of section 24 of Principal Act.

7. Section 24 of the Principal Act is amended by substituting, for the words "six thousand, two hundred and fifty", "fifteen thousand, six hundred and twenty-five", and "forty-six thousand, eight hundred and seventy-five", the words "eighteen thousand seven hundred and fifty", "forty-six thousand eight hundred and seventy-five", and "one hundred and forty thousand six hundred and twenty-five", respectively.

Amendment of section 25 of Principal Act.

8. Section 25 (2) of the Principal Act is amended by substituting, for the words "Permanent Secretary" in both places where they occur, the words "Chief Labour Officer".

Amendment of section 28 of Principal Act.

9. Section 28 (2) (d) of the Principal Act is amended by substituting, for paragraph (d), the following paragraph —

"(d) in respect of adults, and persons aged fifteen years or over but under the age of sixteen years; and".

Amendment of section 28A of Principal Act. No. 9 of 1984

10. Section 28A (9) of the Principal Act is amended by substituting, for the words "five hundred" and "fifty", the words "twenty-seven thousand five hundred" and "two thousand seven hundred and fifty", respectively.

Amendment of section 29 of Principal Act.

11. Section 29 (3) of the Principal Act is amended by substituting, for the words "one hundred", the words "six thousand five hundred".

Amendment of section 30 of Principal Act.

12. (1) Section 30 (1) of the Principal Act is amended by deleting paragraph (e).

(2) Section 30 (4) (b) of the Principal Act is amended by substituting, for the words "thirty-one thousand, two hundred and fifty" and "sixty-two thousand, five hundred", the words "ninety-three thousand seven hundred and fifty" and "one hundred and eighty-seven thousand five hundred", respectively.

Amendment of section 32 of Principal Act.

13. Section 32 of the Principal Act is amended by substituting, for the words "three hundred", the words "nineteen thousand five hundred".

Amendment of section 33 of Principal Act.

14. Section 33 (2) of the Principal Act is amended by substituting, for the words "four hundred", the words "twenty-six thousand".

Amendment of section 34 of Principal Act.

15. Section 34 of the Principal Act is amended —  
(a) by inserting, after paragraph (a), the following paragraph —

"(aa) requiring any employer to keep specified records and other documentation for statistical purposes, and to make specified reports or specified returns to the Chief Labour Officer;" and

(b) by substituting, for the words "Permanent Secretary" in paragraph (b), the words "Chief Labour Officer".

Amendment of section 35 of Principal Act.

16. Section 35 of the Principal Act is amended by substituting, for the words "eighteen thousand, seven hundred and fifty", the words "fifty-six thousand two hundred and fifty".

Amendment of section 38 of Principal Act.

17. Section 38 of the Principal Act is amended by substituting, for the words "Permanent Secretary" in both places where they occur, the words "Chief Labour Officer".

Amendment of section 40 of Principal Act.

18. Section 40 of the Principal Act is amended by substituting, the words "six thousand, two hundred and fifty", the words "eighteen thousand seven hundred and fifty".

### EXPLANATORY MEMORANDUM

This Bill seeks to amend the Labour Act (Cap. 98:01).

**Clause 1** sets out the short title.

**Clauses 2, 3, 4 (1) and (2), 6 (2), 7, 10, 11, 12 (2), 13, 14, 16, and 18** increase fines in the Principal Act to amounts more appropriate to the present.

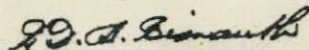
**Clauses 4 (3), 5, and 6 (1)** enable full enforcement of relevant provisions of the Principal Act in relation to all employees, and not only those for whom rates of wages are prescribed under the Act.

**Clauses 8, 15 (2), and 17** replace several references to the Permanent Secretary with references to the Chief Labour Officer.

**Clause 9** aligns the Principal Act with the Employment of Young Persons and Children Act (Cap. 99:01) by removing a reference to employment of children under 15 years of age.

**Clause 12 (1)** removes the power to inspect the register of accidents from the Principal Act as this matter is now dealt with in the Occupational Safety and Health Act 1997 (No. 32 of 1997).

**Clause 15 (1)** clearly provides for regulations to be made to require employers to keep records and make returns for statistical purposes.



Minister of Labour, Human Services, and Social Security