

PARLIAMENT OF CEYLON

1st Session 1970-71



Estates Quarters (Special Provisions) Act, No. 2 of 1971

Date of Assent : January 21, 1971

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Estates Quarters (Special Provisions)
Act, No. 2 of 1971

L. D.—O. 15/70.

AN ACT TO MAKE SPECIAL PROVISIONS IN RESPECT OF
QUARTERS PROVIDED ON ESTATES BY EMPLOYERS TO
THE EMPLOYEES ON SUCH ESTATES.

[Date of Assent: January 21, 1971]

BE it enacted by the Queen's Most Excellent Majesty,
by and with the advice and consent of the Senate and
the House of Representatives of Ceylon in this
present Parliament assembled, and by the authority
of the same, as follows:—

1. This Act may be cited as the Estates Quarters
(Special Provisions) Act, No. 2 of 1971.

Short title.

2. Where the services of any person who is an
employee on an estate and who is provided with
quarters on the estate are terminated by the employer,
whether with or without notice, then, notwithstand-
ing the termination of such services, such person
shall—

Period during
which the
right to occupy
quarters
subsists after
the termination
of employee's
services.

(a) have the right to occupy such quarters together
with his dependants until he is ejected
therefrom on a decree of a court of
competent jurisdiction; and

(b) during the period he exercises the right
conferred on him by paragraph (a), be
entitled to have all the facilities which are
necessary for the exercise of that right and
which he had prior to the termination of his
services.

3. Any person—

Offences.

(a) who prevents any other person from exercising
the right conferred on such other person
under section 2; or

(b) who deprives such other person of any facility
to which he is entitled under that section; or

(c) who interferes with the occupation by such other
person of such quarters,

shall be guilty of an offence and shall, on conviction after summary trial before a Magistrate, be liable to imprisonment of either description for a period not exceeding six months or to a fine not exceeding one thousand rupees or to both such imprisonment and fine.

Contracting
out of the
right con-
ferred by
this Act.

4. Any contract or agreement, whether made before or after the date on which this Act comes into operation, whereby the right conferred on any person by section 2 of this Act is in any way affected or modified to his disadvantage, shall be null and void in so far as it purports to affect or modify such right.

Interpretation.

5. In this Act—

“dependant”, when used in relation to an employee, means the spouse of such employee or any child; parent, aged relative or incapacitated relative of such employee or of the employee's spouse;

“employee” means a person who is employed on an estate by an employer under a contract, whether oral, written, express or implied, to perform any work and who is paid wages at an hourly or daily rate;

“employer” means the proprietor of an estate and includes the agent, superintendent or manager of such proprietor;

“estate” means any land or group of lands—

(a) which belongs to or is held by one or several persons; and

(b) of which an extent of not less than fifty acres is under cultivation for any purpose other than the production of foodstuffs as defined in the Food Production (Estates) Act;

“quarters” means a place of residence.