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The Gazette of the Democratic Socialist Republic of Sri Lanka

EXTRAORDINARY

අංක 2254/35 – 2021 නොවැම්බර් 18 වැනි බ්‍රහස්පතින්දා – 2021.11.18
No. 2254/35 – THURSDAY, NOVEMBER 18, 2021

(Published by Authority)

PART I: SECTION (I) – GENERAL

Government Notifications

L. D. - B 1/2010

EMPLOYMENT OF WOMEN, YOUNG PERSONS AND CHILDREN ACT, No. 47 OF 1956

REGULATIONS made by the Minister of Labour under section 31 read with section 20A of the Employment of Women, Young Persons and Children Act, No. 47 of 1956.

NIMAL SIRIPALA DE SILVA,
Minister of Labour.

15th November, 2021.
Colombo.

Regulations

1. These regulations may be cited as the Hazardous Occupations Regulations No. 01 of 2021.
2. A person shall not employ anyone under eighteen years of age in any type of work:-
 - (i) as a domestic worker;
 - (ii) involving a slaughter house or cutting, cleaning, chopping of meat;
 - (iii) involving taking care of animals, feeding and training them;
 - (iv) concerning aquaculture including prawn farms or jelly-fish farms;
 - (v) involving the manufacture, storage, packaging, selling, handling or transport of agro-chemicals including pesticides, weedicides or fungicides;
 - (vi) involving the use of chemicals for processing of food items including fish, meat, vegetables or fruits and the use of chemicals to ripen fruits;
 - (vii) involving the production, transport, handling or sale of alcohol or toddy;



- (viii) involving cultivation, harvesting, packaging, handling or transporting of tobacco;
- (ix) involving the manufacture, transport, handling or sale of tobacco products;
- (x) involving the manufacture, handling, transport or disposal of hazardous chemicals;
- (xi) involving the use, handling, transportation or disposal of radioactive materials;
- (xii) involving the manufacture, handling, transport or disposal of lead, zinc, arsenic, mercury, chromium, nickel, silver, cadmium or any such hazardous chemicals or substances;
- (xiii) involving the manufacture or handling of lime, silicate, asbestos or cement;
- (xiv) involving the use of chemicals or cosmetics in beauty parlors;
- (xv) in a spa;
- (xvi) related to computer or electronic devices that is harmful to psychological well-being or online access;
- (xvii) in or about a club, liquor bar or a casino;
- (xviii) dealing with the manufacture, transport, handling or sale of explosives or fire arms;
- (xix) involving the use cleaning, operating or repairing of machinery in operation and machinery with sharp edges;
- (xx) in or about a grinding mill;
- (xxi) in commercial fishing or deep-water fishing operations;
- (xxii) in or about maintenance of swimming pools;
- (xxiii) involving carrying of weight or the use of any device that should result in bodily injury within a port, harbour, bay, yard, jetty or estuary;
- (xxiv) involving operating boats;
- (xxv) involving the transportation of passengers;
- (xxvi) involving diving;
- (xxvii) involving trudging through or plucking flowers in wet lands;
- (xxviii) undertaken underground or in caves;
- (xxix) in or about construction sites except light office work within the office premises of the construction site;
- (xxx) involving the smelting of metals;
- (xxxi) involving the screening of sand for glass manufacturing;
- (xxxii) involving the melting or cutting of glass;
- (xxxiii) involving high voltage electrical wire lines;
- (xxxiv) in any location where height is -
 - (a) above 1.5 metres (each side) and safety measures are not provided; or
 - (b) above 3.0 metres (each side) even if safety measures are provided;
- (xxxv) involving the collection, disposal or scavenging of garbage or sewage or cleaning of canals or drainage;
- (xxxvi) in or about medical laboratories or requires the use of medical equipment;
- (xxxvii) relating to clinical or biological waste;
- (xxxviii) connected with the tanning of leather;
- (xxxix) involving the collection, splitting, chopping or logging of wood in a forest or in any other work place;
- (xl) involving climbing of trees or felling of trees;
- (xli)
 - (a) involving the lifting, carrying or moving of any load, in the case of males, over 8 kilograms in weight and in the case of females, over 5 kilograms in weight, for distances exceeding 50 metres and for continuous periods exceeding 10 minutes in duration without an interval for at least 3 minutes, and for an aggregate period (inclusive of intervals) exceeding 4 hours in a day; or
 - (b) involving loading or unloading of any load to or from a vehicle, in the case of males, over 8 kilograms in weight and in the case of females, over 5 kilograms in weight for continuous periods exceeding 10 minutes in duration without an interval of at least 3 minutes, and for an aggregate period (inclusive of intervals) exceeding 2 hours in a day;

Provided, that in the case of males the load shall not exceed 10 kilograms in weight and in the case of females the load shall not exceed 7 kilograms in weight.

- (xlii) involving the manufacture of brass articles or casting silicon;
- (xliii) involving the manufacture or sale of fire crackers or any other explosive;
- (xliv) where performances involving a flammable substance or fire is used;
- (xlv) involving serving of alcohol in any hotel, restaurant, eating house or liquor bar;
- (xlvi) in or about a lake, pond, stream, river, reservoir, wharf, canal or beach;
- (xlvii) in stone mining, carrying of stones to, or from a stone crusher or stone breaking and stone crushing;
- (xlvi) involving sand mining in or about a port;
- (xlix) involving loading or unloading of sand to, or from a vehicle or a vessel;
 - (l) at a lime stone kiln;
 - (li) in a mine or a quarry;
 - (lii) in a foundry or a metal grinding place;
 - (liii) in a kiln for the manufacture of bricks or roof tiles;
 - (liv) involving the accompanying of tourists as guides;
 - (lv) involving the painting of buildings;
 - (lvi) involving the following operations in the manufacture of textiles:-
 - (a) yarn making;
 - (b) carding;
 - (c) spinning;
 - (d) weaving;
 - (e) melting of wax;
 - (f) mixing with dyes;
 - (g) putting in moulds ; and
 - (h) working with hydro extracting machines;
- (lvii) involving in any of the following activities relating to the manufacture of garments:-
 - (a) stacking
 - (b) straight knife or band knife cutting; and
 - (c) finishing, pressing and ironing;
- (lviii) involving the production of rubber sheets by the chemical treatment of latex;
- (lix) involving the providing of security for persons, property or animals;
- (lx) involving the packing, handling, loading or unloading of glass or glassware;
- (lxi) involving tile cutting;
- (lxii) in carpentry involving the use of tools, polishing or spraying wood preservatives to any wooden item or furniture;
- (lixiii) involving levelling, ramping or tarring, for the purpose of road construction or land reclamation;
- (lxiv) involving the harvesting, packing, loading or transport of salt;
- (lxv) involving cooking or baking in commercial establishments;
- (lxvi) on a vessel operation inland or on maritime waters;
- (lxvii) involving circus or acrobatic performances, others dangerous performances or handling of animals;
- (lxviii) harmful to health, safety or morals in relation to a movie, tele-drama or any other printed, transmitted or published material;
- (lxix) involving changing of tyres of heavy vehicles;
- (lxx) in a mortuary, funeral parlour or a cemetery; or
- (lxxi) which is likely to harm the health or safety of such young person.

3. In these regulations, unless the context otherwise requires-

"bar" includes a karaoke bar;

"casino" shall have the same meaning as in the Casino Business (Regulation) Act, No. 17 of 2010;

"club" means a club licensed under the Licensing of Clubs Law, No. 17 of 1975;

"explosives" shall have the same meaning as in the Explosives Act, No. 21 of 1956;

"forest" shall have the same meaning as in the Forest Ordinance (Chapter 283);

"hazardous chemical" means -

- (a) any matter, whether liquid, solid or gaseous, the discharge, emission or deposit, into the environment, is prohibited by the National Environmental Act, No. 47 of 1980 or any regulations made under section 32 of that Act; or
- (b) any fuel, the use of which is prohibited by the National Environmental Act, No. 47 of 1980 or by regulations made under section 32 of that Act;

"pesticides" shall have the same meaning as in the Control of Pesticides Act, No. 33 of 1980;

"port" means a specified port within the meaning of the Sri Lanka Ports Authority Act, No. 51 of 1979;

"radioactive material" has the same meaning as in the Atomic Energy Act, No. 40 of 2014;

"tobacco product" shall have the same meaning as in the National Authority on Tobacco and Alcohol Act, No. 27 of 2006;

"vessel" shall have the same meaning as in the Employment of Women, Young Persons and Children Act, No. 47 of 1956;

"young person" shall have the same meaning as in the Employment of Women, Young Persons and Children Act, No. 47 of 1956;

4. These regulations shall not apply to a young person who is an intern, apprentice or a trainee attached to any Government or Non-Governmental Institute or Technical College for the purpose of skills development.

5. The Hazardous Occupations Regulations, 2010 published in Extraordinary *Gazette* No. 1667/41 of August 20, 2010 are hereby rescinded.