

**THE GAZETTE OF THE DEMOCRATIC
SOCIALIST REPUBLIC OF
SRI LANKA**

Part II of October 02, 2020

SUPPLEMENT

(Issued on 07.10.2020)



**EMPLOYMENT OF WOMEN,
YOUNG PERSONS AND CHILDREN
(AMENDMENT)**

A

BILL

**to amend the Employment of women, young persons and children
Act, No. 47 of 1956**

Ordered to be published by the Minister of Labour

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STATEMENT OF LEGAL EFFECT

Clause 2 : This clause amends section 3 of the Employment of Women, Young Persons and Children Act, No. 47 of 1956 (hereinafter referred to as the “principal enactment”) and the legal effect of that section as amended is to make reference to young persons who are between the ages of sixteen and eighteen to be referred to as “young persons” in accordance with the definition for “young persons.”

Clause 3 : This clause is a consequential amendment to Clause 2.

Clause 4 : (1) This clause amends subsection (1) and sub section (2) of section 9 of the principal enactment and the legal effect of that section is-

- (a) to increase the minimum age of employment in a vessel from fifteen years to sixteen years.
- (b) to increase the minimum age of employment in a school-ships and training-ships from fifteen years to sixteen years; and

(2) Repeal subsection (3) of section 9 of the principal enactment and is consequential to the amendments made to subsection (1) and subsection (2).

Clause 5 : This clause repeals section 10 of the principal enactment and is a consequential amendment to Clause 4.

Clause 6 : This clause amends section 20 of the principal enactment and the legal effect of that section is-

- (a) to make reference to child and young person referred to in subsection (1) in accordance with the definition for “child”; and
- (b) to make reference to persons who has attained the age of fourteen years but is under the age of eighteen years referred to in subsection (2) in accordance with the definition for “young person.”
- (c) to make reference to persons who has attained the age of sixteen years but is under the age of eighteen years referred to in subsection (4) in accordance with the definition for “young person.”

Clause 7 : This clause amends section 34 of the principal enactment and the legal effect of that section as amended is-

- (a) to amend the definitions of words “child”, “night” and “young person”;
- (b) to increase age of a person attending elementary school to be sixteen years.

*Employment of Women, Young Persons and
Children (Amendment)*

L.D.—O. 33/2018

AN ACT TO AMEND THE EMPLOYMENT OF WOMEN, YOUNG PERSONS
AND CHILDREN ACT, NO. 47 OF 1956

BE it enacted by the Parliament of the Democratic Socialist
Republic of Sri Lanka as follows:—

1. This Act may be cited as the Employment of Women, Short title.
Young Persons and Children (Amendment) Act, No. of
5 2020.

2. Section 3 of the Employment of Women, Young Amendment
Persons and Children Act, No. 47 of 1956 (hereinafter referred of section 3
to as the “principal enactment”) is hereby amended as of Act, No.
follows:- 47 of 1956.

10 (1) in subsection (3) thereof, by the substitution for the
words “male young persons who have attained the
age of sixteen years but are under the age of eighteen
years ” of the words “male young persons”;

15 (2) in subsection (4) thereof, by the substitution for the
words “persons between the ages of sixteen and
eighteen years” of the words “young persons”; and

(3) in subsection (5) thereof, by the substitution for the
words “persons between the ages of sixteen and
eighteen years” of the words “young persons,”.

20 3. Section 4 of the principal enactment is hereby Amendment
amended in subsection (1) thereof, by the substitution for the of section 4
words “ a person who has attained the age of sixteen years of the
but is under the age of eighteen years ” of the words “a young principal
person”. enactment.

2 *Employment of Women, Young Persons and
 Children (Amendment)*

4. Section 9 of the principal enactment is hereby amended as follows:-

Amendment
of section 9
of the
principal
enactment.

(1) in subsection (1) of that section-

5 (a) in paragraph (a) thereof, by the substitution
 for the words “fifteen years” of the words
 “sixteen years”; and

 (b) in paragraph (b) thereof, by the substitution
 for the words “fifteen years” of the words
 “sixteen years”;

10 (2) in paragraph (b) of subsection (2) thereof, by the
 substitution for the words “fifteen years” of the
 words “sixteen years”; and

(3) by the repeal of subsection (3) of that section.

15 5. Section 10 of the principal enactment is hereby repealed.

Repeal of
section 10 of
the principal
enactment.

6. Section 20 of the principal enactment is amended as follows:-

Amendment
of section 20
of the
principal
enactment.

20 (1) in subsection (1) thereof, by the substitution for the
 words “No child or young person who has not
 attained the age of 16 years” of the words “No
 child”;

25 (2) in subsection (2) thereof, by the substitution for the
 words “No person who has attained the age of
 fourteen years but is under the age of eighteen years”
 of the words “No young person”; and

(3) in subsection (4) thereof, by the substitution for the
words “a person who has attained the age of sixteen
years but is under the age of eighteen years” of the
words “a young person”.

*Employment of Women, Young Persons and
Children (Amendment)*

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7. Section 34 of the principal enactment is hereby amended as follows:-

Amendment
of section 34
of the
principal
enactment.

(1) in subsection (1) thereof-

5 (a) by the substitution for the definition of the expression "child" of the following definition:-

"child" means a person who is under the age of sixteen years;;

10 (b) in paragraph (c) of the definition of the expression "industrial undertaking" by the substitution for the words "fourteen years" of the words "sixteen years";

 (c) by the substitution for the definition of the expression "night" of the following definition:-

"night"—

15 (a) with reference to the employment of women, means at least eleven consecutive hours including the period between 10 p.m. and 5 a.m.; and

20 (b) with reference to the employment of persons under the age of eighteen years, means at least twelve consecutive hours which shall end not later than 6 a.m. and which-

25 (i) in the case of such of those persons as have attained the age of sixteen years, shall, subject to the provisions of subparagraph (ii), include at least seven consecutive hours falling
30 between 10 p.m. and 6 a.m.; and

(ii) in the case of such of those persons as have attained the age of sixteen years and are undergoing vocational training in the baking industry or are apprentices in that industry, shall, if work during the night in that industry prohibited for all workers, include the seven consecutive hours falling between 9 p.m. and 4 a.m., instead of the period of at least seven consecutive hours referred to in sub-paragraph (i) if the Minister by Order published in the *Gazette* so directs;”;

20 “young person” means a person who has
attained the age of sixteen years
but is under the age of eighteen
years.”; and

8. In the event of any inconsistency between the Sinhala and Tamil texts of this Act, the Sinhala text shall prevail.

