

CAYMAN ISLANDS.

LAW 19 of 1964

I assent,

[L.S.]

J. A. CUMBER,

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*Administrator.*

*22nd October, 1964.*

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A LAW TO AMEND THE JUVENILE OFFENDERS LAW, 1964

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ENACTED by the Legislature of the Cayman Islands.

1 — This Law may be cited as the Juvenile Offenders (Amendment) Law, 1964, and shall be read and construed as one with the Juvenile Offenders Law, 1964 (hereinafter referred to as the principal Law) and shall come into operation on a day to be appointed by the Administrator by Government Notice published in the Cayman Islands.

Short title  
and commence-  
ment.  
Law 11 of  
1964.

2 — Section 2 of the principal Law is hereby amended as follows:—

Amendment  
of section 2  
of principal  
Law.

- (a) by the insertion after the definition of "Court" of the following definition —

"employment" means employment in any undertaking, trade or occupation, carried on for profit or gain, irrespective of whether the employment is gratuitous or for reward;

- (b) by the insertion after the definition of "guardian" of the following definition —

“industrial undertaking” includes —

- (i) a mine, quarry, distillery, or brewery, or a sugar, spirit compounds, match, soap, cigar or cigarette factory, or any undertaking in which articles are manufactured, altered, cleaned, repaired, ornamented, finished, adapted for sale, broken up or demolished or in which materials are transformed, including ship-building and the generation, transformation and transmission of electricity and motive power of any kind, but shall not include any agricultural undertaking;
  - (ii) construction, reconstruction, maintenance, repair, alteration or demolition of any building, railway, tramway, harbour, dock, pier, canal, inland waterway, road, tunnel, bridge, viaduct, sewer, drain, well telegraphic or telephonic installation, electrical undertaking, gas work, water work, or other work of construction, as well as the preparation for or laying the foundation of any such work or structures;
  - (iii) transport of passengers or goods by road, air, rail, or inland waterway, including the handling of goods at docks, wharves, airports and ware-houses but excluding transport by hand.
- (c) by the insertion after the definition of “Minister” of the following definition —
- “night work” means work in an industrial undertaking during eleven consecutive hours including the hours of ten o’clock in the evening and five o’clock in the morning.
- (d) by the insertion after the definition of “probation officer” of the following definition —
- “ship” means any sea-going ship or boat of any description.

Addition of  
new sections.

3 — The principal Law is hereby amended by the insertion of the following new sections immediately after Section 20, numbered as

sections 21, 22, 23, 24 and 25 respectively —

“21. (1) No child under the age of twelve years shall be employed, save as is provided by subsection (2) of this section.

Restriction on employment of children under twelve.

(2) A child under the age of twelve years may be employed by his parents or guardians —

- (a) in light domestic, agricultural or horticultural work;
- (b) in any prescribed occupation:

Provided that no child under the age of twelve years shall be employed in night work or in an industrial undertaking.

22. No juvenile shall be employed —

Restriction of employment of juveniles.

- (a) if under the age of fifteen years, in any industrial undertaking; or in or upon any ship, other than a ship where only members of his family are employed; or
- (b) if under the age of sixteen years, in any night work.

23. Where any person is employed in contravention of any of the provisions of this Law, any person to whose act, default or representations the contravention is attributable shall be guilty of an offence against this Law: Provided that it shall not be an offence under this Law for any person to employ a juvenile on a casual basis either during the period when the juvenile is on school holidays or weekends.

Responsibility for contravention.

24. If it is made to appear to a Justice that there is reasonable cause to believe that any of the provisions of this Law or of any regulations made thereunder are being contravened with respect to any person, the Justice may by warrant authorize any constable to enter any place in or in connection with which such person is, or is believed to be, employed, and to make all necessary enquiries therein.

Search warrant.

25. Nothing in this Law contained shall be deemed to apply to the exercise of manual labour by any juvenile under order of detention in an approved school or by any juvenile receiving instruction in manual labour in any school or to the employment of juveniles under any approved scheme of apprenticeship.”

Saving.

4 [No. ] *The Juvenile Offenders (Amendment) Law, 1964.*

Re-numbering of sections of principal Law. 4 — Sections 21, 22, 23, 24 and 25 of the principal Law are hereby amended and renumbered as sections 26, 27, 28, 29 and 30 respectively.

Addition of new section 31. 5 — There shall be inserted after section 30 of the principal Law a new section 31 to read as follows:—

Cap. 55. "31. Nothing in this Law contained shall be construed to derogate from any of the provisions of the Apprenticeship Law of Jamaica."

Passed the Assembly this 17th day of July, 1964.

J. A. CUMBER,  
*President.*

SYBIL McLAUGHLIN,  
*Clerk of the Legislative Assembly.*

Published by Government Notice No. 103 of 1964. Date of operation  
1st December, 1964.