

EXTRAORDINARY

GOVERNMENT OF FIJI GAZETTE SUPPLEMENT

No. 18

TUESDAY, 28th MAY

2013

[LEGAL NOTICE NO. 30]

EMPLOYMENT RELATIONS PROMULGATION 2007

(PROMULGATION NO. 36 OF 2007)

Hazardous Occupations Prohibited To Children Under 18 Years of Age Order 2013

IN exercise of the powers conferred upon me by section 95(2) of the Employment Relations Promulgation 2007 and after consulting the National Occupational Health and Safety Advisory Board, I hereby make the following Order—

Short title and commencement

1. This Order may be cited as the Hazardous Occupations Prohibited to Children Under 18 Years of Age Order 2013, and shall come into force on the date of its publication in the *Gazette*.

Interpretation

2. In this Order, unless the context otherwise requires—

“hazardous work” means a subset of child labour and the worst form of child labour, being work which, by its nature or the circumstances in which it is carried out, is likely to harm the health, safety or morals of children.

List of hazardous occupations

3. For the purposes of section 95(2) of the Employment Relations Promulgation 2007, the following occupations or workplaces are prohibited occupations or workplaces for a child—

- (a) all occupations in the processing and preparation of drugs and chemical products involving exposure to dangerous chemicals;
- (b) all occupations in the manufacturing, handling, and transporting of explosives, toxic, corrosives, poisonous and noxious components and flammable liquids in bulk;
- (c) all activities in any work-room, building, premises, or any place where radium is stored, kept or processed or used in the manufacture of self-luminous compounds or other radioactive substances;
- (d) craftsman, production process and related occupations—
 - (i) spinners and winders (textile);
 - (ii) fiber and plastic preparers;
 - (iii) bleacher, dyer and finisher of textiles using chemicals;
 - (iv) tool maker, machinist, plumber, welder, flame cutter and plater;
 - (v) installer and repairer of telephone and telegraph;
 - (vi) electrical and electronic fitter;
 - (vii) linemen and cable jointer;

- (viii) sawyer and woodworking machine setter and operator;
 - (ix) furnace and oven workers in brick making;
 - (x) furnace man and kilnman in the manufacture of glass and ceramics;
 - (xi) brewer and wine maker;
 - (xii) distiller of alcoholic beverages;
 - (xiii) tanner;
 - (xiv) blacksmith, hammersmiths, forge man;
 - (xv) slaughtering and killing birds and animals;
 - (xvi) extraction of lard and oil;
- (e) farming, fishing, hunting, logging, and related occupations—
- (i) deep sea and offshore fishing;
 - (ii) divers of marine organisms or products of marine organisms, including but not limited to, sponge, sea cucumber, pearl and shell;
 - (iii) logging (cutter, stripper, cable installer, feller);
 - (iv) farming activities including but not limited to, sugarcane cutting, sugarcane loading and chemical spraying;
 - (v) workers on commercial vegetable farming;
- (f) mining, quarrying and related occupations—
- (i) operators of drilling and blasting machines, stone crushing equipment, conveyor, compressor, steam boiler, air receiver, gas cylinder, acetylene generator;
 - (ii) firing (with fuse, electricity);
 - (iii) stone splitter;
- (g) service, sports and related work—
- (i) fire-fighters and guards;
 - (ii) ship stewards;
 - (iii) airline hostesses;
 - (iv) bartenders;
 - (v) bus conductors and conductresses;
 - (vi) masseurs and masseuses;
 - (vii) taxi-dancers;
 - (viii) entertainers (strip teasers, burlesque, dancers);
 - (ix) bath house attendants;
 - (x) escorts for men or women;
 - (xi) personal service of males or females in bars, cocktail lounges, motels, hotels, massage clinics, and other drinking places;
 - (xii) janitors in bawdy houses;
 - (xiii) lifeguards in swimming pools and resorts;
 - (xiv) jockeys and horse trainers;
 - (xv) contact sport instructor;
 - (xvi) embalmers and undertakers;
 - (xvii) dealers, croupiers, bookies and bet takers;
 - (xviii) lifting, carrying, handling and moving heavy loads;
 - (xix) security officers;
- (h) transport, communication and navigational occupations—

- (i) firemen;
 - (ii) drivers or operators of bulldozer, crane, pile driving equipment, trailer, road roller, tractor lifting appliances, scaffold winch, hoist, excavator, loading machine, trucks, buses and taxis;
 - (iii) tillers and greasers of heavy machineries;
 - (iv) traffic controller and dispatchers;
 - (v) servicemen and garage workers in transport company;
- (i) other hazardous work including but not limited to—
- (i) bottle collecting;
 - (ii) scrap metal collecting.

Employer shall be liable

4. Any employer who, after being served with this Order, continues to employ a child in the prohibited occupation or workplace, commits an offence and shall be liable under the provisions of the Employment Relations Promulgation 2007.

Made this 24th day of May 2013

J. USAMATE
Minister for Labour,
Industrial Relations and Employment
