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## THE CEYLON GOVERNMENT GAZETTE

EXTRAORDINARY

අංක 14,936/4 — 1970 දෙසැම්බර් 17 වැනි බ්‍රහස්පතින්දා — 1970.12.17

No. 14,936/4 — THURSDAY, DECEMBER 17, 1970

(Published by Authority)

### PART I: SECTION (I)—GENERAL

(Separate paging is given to each language of every Part in order that it may be filed separately.)

#### Government Notifications

L. D./B. 16/54.

#### THE SHOP AND OFFICE EMPLOYEES (REGULATION OF EMPLOYMENT AND REMUNERATION) ACT

##### Closing Order under Section 40

ORDER made by the Minister of Labour by virtue of the powers vested in him by section 40 of the Shop and Office Employees (Regulation of Employment and Remuneration) Act (Chapter 129), as amended by regulations made under section 11 of the Holidays Act, N. 17 of 1965, and published in *Gazette Extraordinary* No. 14,726, 12 of December 22, 1966, and approved by the Senate and the House of Representatives under section 42 of the said Shop and Office Employees (Regulation of Employment and Remuneration) Act.

M. P. DE Z. SIRIWARDENE,  
Minister of Labour.

Colombo, December 14, 1970.

#### ORDER

This Order shall apply to every shop situated within each of the areas specified in the Schedule hereto.

2. Save as otherwise expressly provided in paragraphs 4 and 5 of this Order, every shop situated within any of the areas specified in the Schedule hereto (other than a shop to which the provisions of paragraph 3 apply) shall be closed for the serving of customers—

- (a) until 8 a.m. on each day except the Poya Day in every period;
- (b) at and after 9.00 p.m. on each day except the Poya Day in every period;
- (c) throughout the Poya Day in every period.

3. Save as otherwise expressly provided in paragraph 5 of this Order, the classes of shops specified hereunder and situated in any area specified in the Schedule hereto, shall be closed for the serving of customers—

- (a) until 8.00 a.m. on each day in every period, and
- (b) at and after 9.00 p.m. on each day in every period.

- (i) Butchers' shops;
- (ii) Shops where the sale of fresh fish is carried on;
- (iii) Florists' shops;
- (iv) Ice merchants' shops;
- (v) Photographers' shops;
- (vi) Shops used for the sale of one or more of the following :—  
fresh fruit, fresh vegetables, betel, chewing tobacco, arecanuts, grass, straw and poonac.
- (vii) Tobacconists' shops.

4. Any shop situated within any area specified in the Schedule hereto, may, with the written sanction of the Commissioner of Labour, remain open for the serving of customers during any period specified in such writing notwithstanding the fact that such shop is required by the provisions of paragraph 2 of this Order to be closed for the serving of customers during that period, but so however that throughout one specified day in every period such shop shall remain closed.

5. Notwithstanding the provisions of paragraphs 2 or 3 or any arrangement sanctioned by the Commissioner of Labour under paragraph 4 of this Order—

- (1) during the fourteen days immediately preceding each of the following days, that is to say, Christmas day, Sinhala and Tamil New Year's day, the Day of the Muslim Hadji Festival, the second day after the Full Moon day of the Sinhala month of Wesak, the day of the Hindu Deepavali Festival and the day fixed by the Minister of Home Affairs under the Holidays Act No. 17 of 1965, as the day following the end of Ramazan, any shop situated within any of the areas specified in the Schedule hereto may remain open for the serving of customers—  
from 8.00 a.m. until but not later than 9.00 p.m. on each day in every period.

- (2) during the seven days ending on the last day of the Hindu Vel Car Festival of the Kathiravelauthasamy Temple, Colombo, any shop situated within the administrative limits of the Municipal Council of Colombo, may remain open for the serving of customers from 8.00 a.m. until, but not later than midnight, on each such day;

- (3) during the fourteen days ending on the last day of the Esala Perahera any shop situated within the administrative limits of the Municipal Council of Kandy may remain open for the serving of customers from 8 a.m. until, but not later than mid night on each such day ;
- (4) during the seven days ending on the day following the Full Moon day of the Sinhala months of Esala and Nikini any shop situated within the area described in paragraph (3) of the Schedule hereto may remain open for the serving of customers from 8 a.m. until, but not later than, midnight on each such day ;
- (5) during the seven days ending on the day following the Full Moon day of the Sinhala month of Poson, any shop situated within the area described in paragraph (3) of the Schedule hereto may remain open for the serving of customers from 8 a.m. until, but not later than, midnight on each such day ;
- (6) during the twenty-six days ending on the last day of the Annual Car Festival of the Nallur Kandasamy Temple any shop situated within the administrative limits of the Municipal Council of Jaffna may remain open for the serving of customers from 8 a.m. until, but not later than, midnight on each such day ; and
- (7) during any day on which a passenger ship is in the Port of Colombo, any shop situated in Fort may remain open for the serving of customers from 8 a.m. until, but not later than 11 p.m. under the authority of a permit issued in that behalf by the Commissioner of Labour.
6. The following classes of shops are hereby exempted from the preceding provisions of this Order :—
- Restaurants, residential hotels, eating houses, cafes and tea kiosks.
  - Petrol Service Stations.
  - Dairies and Milk bars.
  - Cinemas, play houses and other places of public entertainment or amusement.
  - Shops in which only news papers and other periodicals are sold.
  - Book Stalls at Railway Stations or at Hotels.
  - Bakeries.
  - Shops in which the wholesale or retail business of supplying stores to ships is carried on.
  - Shops in which liquor is sold.
  - Shops in which the sale of medicinal herbs is carried on.
  - Petrol and oil installations and Petrol and oil depots.

7. In this Order, unless the context otherwise requires the term "period" means the period between midnight on the night of the day immediately preceding any Poya day and midnight on the night of the day immediately preceding the succeeding Poya day.

8. This Order shall remain in force and the administrative areas referred to in the Schedule hereto shall be deemed to be correctly described notwithstanding any change in the status or the limits of such administrative areas effected under the provisions of any other law.

9. The Order made under section 40 of the Shop and Office Employees (Regulation of Employment and Remuneration) Act (Chapter 129), and published in *Gazette Extraordinary* No. 14,739/7 of March 16, 1967, is hereby rescinded.

#### SCHEDULE

- (1) The area within the administrative limits of each of the following Municipal Councils :—  
Badulla, Colombo, Batticaloa, Dehiwala-Mt. Lavinia, Galle, Jaffna, Kandy, Kurunegala, Matale, Negombo, Nuawra Eliya and Ratnapura.
- (2) The area within the administrative limits of each of the following Urban Councils :—  
Ambalangoda, Avissawella, Balangoda, Bandarawela, Beruwala, Chavakachcheri, Chilaw, Gampaha, Gampola, Hambantota, Haputale, Hatton-Dickoya, Horana, Jaela, Kalugannawa, Kalutara, Kegalle, Kolonnawa, Kotte, Kuliyapitiya, Matara, Moratuwa, Nawalapitiya, Pannadura, Peliyagoda, Point Pedro, Puttalam, Talawakelle-Lindula, Tangalla, Trincomalee, Vavuniya, Wattala-Mabole, Wattedgama and Weligama.
- (3) The area situated within the Divisional Revenue Officers' Divisions of Nuwaragam Palata (East and West) and bounded on the North and North-east by Puliyanikulama (FVP 164) and Nallapambukulama, (FVP 174) ; on the East by Palayakulama (FVP 247), Kulankulama (FVP 248), Ichchankulama (FVP 255) and Mahakalahawewa (FVP 254) ; on the South and South-east by Kudapalladikulama (FVP 261), Attikulama (FVP 260) and Tammennakulama (FVP 266), and on the West, South-west and North-west by Malwatu Oya.