

AMENDMENTS TO THE EMPLOYMENT RELATIONS ACT

It is brought to the attention of all concerned that section 15 of The COVID-19 (Miscellaneous Provisions) Act 2020 (Act No. 1 of 2020), which was passed by the National Assembly on 16 May 2020, has amended sections 70, 72, 77, 81 and the Third Schedule of the Employment Relations Act.

2. An extract of the relevant part of The COVID-19 (Miscellaneous Provisions) Act 2020 is appended.

3. The above amendments shall be deemed to have come into operation on 23 March 2020.

Date: 22 May 2020

**Extract of the “Amendments to the Employment Relations Act by The COVID-19
(Miscellaneous Provisions) Act 2020 – Act No. 1 of 2020”**

15. Employment Relations Act amended

The Employment Relations Act is amended –

- (a) in section 70, by adding the following new subsection –
 - (4) Subject to section 65 and notwithstanding section 69 (1), where a labour dispute is reported to the President of the Commission, during the COVID-19 period or such further period as may be prescribed, by or on behalf of any party to the dispute in any service industry specified in Part I of the Third Schedule, or such a labour dispute is pending before the Commission on the commencement of this subsection, the President shall forthwith refer the dispute to the Tribunal and the Tribunal shall, within 30 days of the referral, enquire into the dispute and make an award thereon.
- (b) in section 72, in subsection (1)(e), by deleting the words “70 (1) and (3)” and replacing them by the words “70 (1), (3) and (4)”;
- (c) in section 77, in subsection (1)(c), by deleting the words “section 70 (3)” and replacing them by the words “section 70 (3) and (4)”;
- (d) in section 81, in subsection (1), by deleting the words “Third Schedule” and replacing them by the words “Part II of the Third Schedule”;
- (e) by repealing the Third Schedule and replacing it by the Third Schedule set out in the Third Schedule to this Act.

THIRD SCHEDULE

[Section 15(e)]

THIRD SCHEDULE

[Sections 70 and 81]

PART I

Air traffic control

Air transport services

Civil aviation and airport, including ground handling and ancillary services

Health

Hospital

Port, including cargo handling services and other related activities in the ports including loading, unloading, shifting, storage, receipt and delivery, transportation and distribution, as specified in section 36 of the Ports Act

PART II

Air traffic control

Air transport services

Civil aviation and airport, including ground handling and ancillary services

Customs

Electricity

Health

Hotel services

Hospital

Port, including cargo handling services and other related activities in the ports including loading, unloading, shifting, storage, receipt and delivery, transportation and distribution, as specified in section 36 of the Ports Act

Radio and television

Refuse disposal

Telephone

Transport of passengers and goods

Water supply
