

LAWS OF THE GILBERT ISLANDS
REVISED EDITION 1977

CHAPTER 81

PUBLIC HOLIDAYS

ARRANGEMENT OF SECTIONS

Section

1. Short title
2. Certain days to be public holidays
3. Bills due on a public holiday to be payable on next day following
4. Notice of dishonour, presentment or acceptance on day next following
5. Payments due on public holidays
6. Alteration of days appointed to be public holidays
7. Right to open public offices on holidays
8. Restriction of compulsory work on public holidays

SCHEDULE

An Ordinance to make provision for public holidays

Commencement: 5th May 1937

5 of 1937
(Cap. 28 of
1952)
10 of 1956
8 of 1968
9 of 1971
3 of 1972
(Cap. 14 of
1973)
L.N. 16/74
13 of 1976

1. This Ordinance may be cited as the Public Holidays Ordinance. Short title

2. (1) The several days mentioned in the Schedule, hereinafter called "public holidays", shall be kept as holidays in all public Offices in the Gilbert Islands: Certain days
to be holidays
Schedule

Provided that if any public holiday falls on a Saturday or a Sunday, the Monday next following shall be a public holiday unless otherwise ordered by the Minister by notice.

(2) Notwithstanding anything contained in subsection (1) when the anniversary of the birthday of the Heir to the Throne falls on any day of the week other than Monday such day shall not be a public holiday but either the preceding or the following

Monday, as the Minister shall appoint, shall be a public holiday in lieu thereof.

(3) When the 26th day of December falls on a Sunday the Monday and Tuesday next following shall be public holidays and when it falls on a Monday the Tuesday next following shall be a public holiday.

Bills due on a public holiday to be payable on day next following

3. (1) All bills of exchange and promissory notes which are due and payable on any such public holiday shall be payable and, in case of non-payment may be noted and protested, on the day next following such public holiday, and any such noting and protest shall be as valid as if made on the day on which the bill or note was made due and payable.

(2) For all purposes of this Ordinance the day next following a public holiday shall mean the next following day on which a bill of exchange may lawfully be noted or protested.

Notice of dishonour, presentment or acceptance on day next following

4. When a day on which any notice of dishonour of an unpaid bill of exchange or promissory note shall be given, or a bill of exchange or promissory note should be presented or received for acceptance or accepted or forwarded to any referee or referees, is a public holiday, such notice of dishonour shall be given and such bill of exchange or promissory note shall be presented, received, accepted or forwarded on the day next following such public holiday.

Payments due on public holidays

5. No person shall be compellable to make any payment or do any act upon a public holiday which he would not be compellable to make or do on a Sunday; and the obligation to make such payment or do such act shall apply to the day next following such public holiday, and the making of such payment or doing of such act on such day next following shall be equivalent to payment of the money or performance of the act on the public holiday.

Alteration of days appointed to be public holidays

6. It shall be lawful for the Minister from time to time to declare by order either generally or specially in any year that any day appointed to be a public holiday shall not be a public holiday and that any day is appointed to be a public holiday whether by way of substitution for or in addition to the several days mentioned in the schedule or any of them.

Right to open public offices on holidays

7. Notwithstanding anything contained in this Ordinance the head of any Government department may open offices and works thereof and call upon all or any persons employed in such department to perform such of their duties on any public holiday as to such head of department may seem fit.

8. (1) No worker as defined in section 2 of the Employment Ordinance, shall be compelled to perform any work on any public holiday save only such as shall be of immediate necessity for the care and feeding of animals; cleanliness of yards, styes, stables, folds, manufactories and buildings; and other work indispensable for the preservation of the property of his employer; which work shall not be for more than 2 hours duration either before the hour of 8 in the morning or after the hour of 4 in the afternoon.

Restriction of compulsory work on public holidays

Cap. 30

(2) Every employer as defined in the said section who contravenes the provisions of this section shall be liable to a fine of \$20.

SCHEDULE
(Section 2)

The 1st day of January
 Good Friday
 The day after Good Friday
 Easter Monday
 The day appointed for the celebration of the Anniversary of the Birthday of the Heir to the Throne
 The day appointed for the celebration of the Anniversary of the Birthday of the Sovereign
~~The first Monday in August~~
 The 10th day of November
 Christmas Day
 The 26th day of December

NOTE: The exercise of the powers of the Minister under this Ordinance have been delegated to the Secretary to the Chief Minister and the Deputy Secretary to the Chief Minister. L.N. 32/75

CAP.14 – PUBLIC HOLIDAYS
(CAP.81 OF 1977)

Public Holidays Ordinance

Section 2 (1977, S.2)

Omit subsection (2).

Schedule (1977, Schedule)

Omit “The day appointed for the celebration of the Anniversary of the Birthday of the Heir to the Throne”.

Omit “The day appointed for the Anniversary of the Birthday of the Sovereign”.

CAP.16 – CENSUS
(CAP.8 OF 1977)

Census Ordinance

Section 2 (1977, S.2)

Insert after “appoint” the words “, subject to section 99 of the Constitution,”.

Section 5 (1977, S.5)

Insert in paragraph (b) after “providing” the words “, subject to section 99 of the Constitution,”.

CAP.17 – DIPLOMATIC PRIVILEGES
(CAP.28 OF 1977)

Diplomatic Privileges Ordinance

Section 2 (1977, S.2)

Omit from subsection (1) “Her Majesty’s Government in the United Kingdom”, substitute “the Republic”.

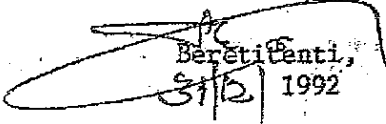
Do not amend “government” in subsection (2)(b)(i).

Section 3 (1977, S.3)

Omit from subsection (1) “Her Majesty’s Government in the United Kingdom”, substitute “the Republic”.

REPUBLIC OF KIRIBATI
(No. 11 of 1992)

I assent,


Beretitenti,
31/12/1992

AN ACT TO AMEND THE PUBLIC HOLIDAYS ORDINANCE (CAP. 81)

MADE by the Maneaba ni Maungatabu and assented to by the Beretitenti.

Short title and commencement:

1. This Act may be cited as the Public Holidays (Amendment) Act 1992 and shall come into operation on 1 January 1993.

Amendment of section 2

2. Section 2 of the Public Holidays Ordinance is amended by repealing the several days mentioned in the Schedule and substituting the following -

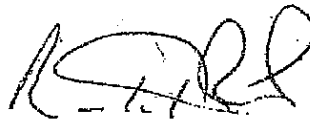
**"SCHEDULE
(Section 2)**

1st day of January
Good Friday
The day after Good Friday
Easter Monday
9th day of May
12th day of July
The first Monday in August
10th day of December
Christmas Day
26th day of December"

This printed impression has been carefully examined by me with the Bill which passed the Maneaba ni Maungatabu on 22nd December, 1992 and is found by me to be a true and correctly printed copy of the said Bill.



Clerk to the Maneaba ni
Maungatabu

I certify that the above Act, was on the 22nd day of December, 1992 passed by the Maneaba ni Maungatabu on a certificate of urgency under section 68(3)(a) of the Constitution.



Speaker

Published by exhibition -

(a) at the Public Office of the Beretitenti this day of 31/12/ 1992.


Secretary to the Cabinet

(b) at the Maneaba ni maungatabu this 22nd day of December 1992.


Clerk to the Maneaba ni
Maungatabu

PUBLIC HOLIDAYS (AMENDMENT) ACT 1992

EXPLANATORY MEMORANDUM

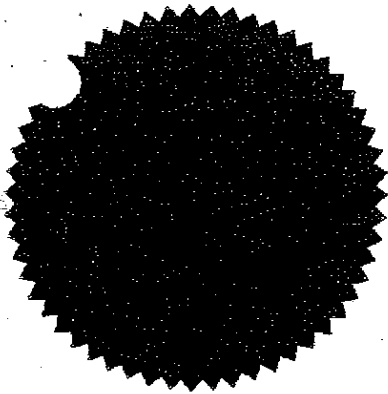
1. The main purpose of this Act is to add to the Schedule to the Ordinance several other days which have been recognised and honoured as public holidays in Kiribati.

2. By doing so the current cumbersome practice of the responsible Ministry of advising the public in advance as what days in the next year are public holidays which are to be observed will no longer now be necessary.

Michael N. Takahwebwe

The Attorney General

7 November 1992



REPUBLIC OF KIRIBATI
(No. 4 of 2002)

I assent,

Telera

Beretitenti

22/06/2002

AN ACT TO AMEND THE PUBLIC HOLIDAYS ORDINANCE (CAP. 81)

Commencement
2002

Short title

This Act may be cited as the Public Holidays (Amendment) Act 2002.

Amendment of Schedule

2. The Schedule to the Public Holidays Ordinance (Cap.81) is amended by repealing the whole of that Schedule and substituting a new Schedule as follows:-

“SCHEDULE
(Section 2)

Name of Holiday	Date
New Year	1 st January
International Women's Day	8 th March
Good Friday	29 th March
Easter Monday	1 st April
National Health Day	19 th April
Gospel Day	11 th July
National Day – Independence Anniversary	12 th July
National Day – (in honour of Unimwane)	15 th July
National Day - (in honour of Unaine)	16 th July
Youth Day	5 th August
Human Rights and Peace Day	9 th December
Christmas Day	25 th December
Boxing Day	26 th December

PUBLIC HOLIDAYS (AMENDMENT) ACT 2002

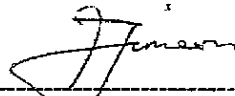
EXPLANATORY MEMORANDUM

The Act seeks to incorporate and set out neatly in the Schedule to the Public Holidays Ordinance (Cap. 81) all approved public holidays in Kiribati. They are set out in the new Schedule accordingly.

Michael N. Takabwe
Attorney General
12 November 2001

CERTIFICATE BY THE CLERK OF THE MANEABA NI MAUNGATABU

This printed impression of the Public Holidays (Amendment) Act 2002 has been examined by me with the Bill which was passed by the Maneaba ni Maungatabu on 20th May, 2002, and is found by me to be a true and correctly printed copy of the said Bill



IOATAAKE TIMEON
Clerk of Parliament

PUBLISHED BY EXHIBITION AT THE MANEABA NI MAUNGATABU THIS
... 2ND ... DAY OF ... JULY ... , 2002.



7 Clerk of Maneaba ni Maungatabu