

THE PUBLIC HOLIDAYS (AMENDMENT) ACT, 1984

No. 2 of 1984

Date of Assent: 11th May, 1984

Date of Commencement: 18th May, 1984

An Act of Parliament to amend the Public Holidays Act

ENACTED by the Parliament of Kenya as follows:—

1. This Act may be cited as the Public Holidays (Amendment) Act, 1984. Short title.

2. The Public Holidays Act, in this Act called the principal Act, is amended in section 2— Amendment to s. 2, Cap. 110.

(a) by deleting from subsection (1) the words “by all public offices and all banks”;

(b) by deleting from subsection (2) the words “and employed in any public office or bank”;

(c) by adding the following new subsection—

(3) The days specified in Part III of the Schedule shall, in addition to the days specified in Part I thereof, in every year be public holidays for all persons belonging to the Hindu faith.

3. Sections 4 and 5 of the principal Act are repealed and the following new section inserted—

Where public holiday falls on a Sunday.

4. Where, in any year, a day in Part I of the Schedule falls on a Sunday, then the first succeeding day, not being a public holiday, shall be a public holiday and the first-mentioned day shall cease to be a public holiday.

Repeal of ss. 4 and 5 and replacement.

Savings.

5. (1) Notwithstanding the provisions of this Act, the head of a department of the Government may open the offices and premises thereof, and call upon persons employed therein to perform such of their duties as he may require of them, on a public holiday.

(2) The provisions of this Act shall be subject to any written law or individual agreement under which an employee may be required to work on public holidays under specified or agreed conditions as to rates of pay, days off in lieu, or otherwise.

Amendment to
Schedule.

4. The principal Act is amended in the Schedule thereto by inserting the following new Part—

PART III

Diwali Date to be determined in accordance
with the Hindu Calendar.