

Ministerial Regulation
concerning Labour Protection in Sea Fishery Work B.E.2557 (2014)

By virtue of Section 6 paragraph 1 and Section 22 of the Labour Protection Act B.E.2541 (1998), the Minister of Labour hereby issues the following Ministerial Regulation ;

Clause 1 The Ministerial Regulation No.10 B.E. 2541 (1998) issued under the Labour Protection Act B.E.2541 (1998) shall be repealed.

Clause 2 In this Ministerial Regulation ;
“Sea fishery work” means work or any activities involving sea fishing on fishing boat or other types of boats related to fishing.

“Fishing boat” means a boat used for sea fishery work.

“Employer” means an employer as defined in the labour protection law and includes an owner of a fishing boat who uses or allows another person to use a fishing boat to perform sea fishery work for a purpose of sharing profits, but does not include an owner of a fishing boat whose boat is rent by another person to perform sea fishery work without his or her involvement.

“Wage” means wage as defined in the labour protection law and includes shared profits in which an employer has agreed to pay according to the value of the aquatic animals being caught.

Clause 3 Labour protection in sea fishery work shall comply with this Ministerial Regulation, but in relation to the following provisions, an employer and an employee shall comply with the provisions regulated in the Labour Protection Act B.E.2541(1998) ; Chapter 1 General Provision, Section 7, Section 8, Section 9, Section 10, Section 11, Section 11/1, Section 12, Section 13, Section 14, Section 14/1, Section 15, Section 16, Section 17, Section 18, Section 19, Section 20, and Section 21, Chapter 5 Wages, Overtime Pay, Holiday Pay, and Holiday Overtime Pay, Section 76, and Section 77, Chapter 6 Wage Committee, Section 89, and Section 90, Chapter 12 Lodgment and Consideration of Complaints, Section 123, Section 124, Section 124/1, and Section 125, Chapter 13 Employee Welfare Fund, Section 134, Section 135, Section 136, and Section 137, Chapter 14 Labour Inspectors, Section 139, Section 140, Section 141, and Section 142, and Chapter 15 Delivery of Notices, Section 143.

Clause 4 An employer shall not employ a person under 18 years of age to work in a fishing boat.

Clause 5 An employer shall provide a rest period of not less than 10 hours in any 24-hour period and not less than 77 hours in any 7-day period for an employee. An employer shall prepare a rest period’s record to be inspected by a labour inspector.

