

No. 4423

INTERNATIONAL LABOUR ORGANISATION

Convention (No. 104) concerning the abolition of penal sanctions for breaches of contract of employment by indigenous workers. Adopted by the General Conference of the International Labour Organisation at its thirty-eighth session, Geneva, 21 June 1955

Official texts: English and French.

Registered by the International Labour Organisation on 14 July 1958.

ORGANISATION INTERNATIONALE DU TRAVAIL

Convention (n° 104) concernant l'abolition des sanctions pénales pour manquements au contrat de travail de la part des travailleurs indigènes. Adoptée par la Conférence générale de l'Organisation internationale du Travail à sa trente-huitième session, Genève, 21 juin 1955

Textes officiels anglais et français.

Enregistrée par l'Organisation internationale du Travail le 14 juillet 1958.

No. 4423. CONVENTION (No. 104)¹ CONCERNING THE ABOLITION OF PENAL SANCTIONS FOR BREACHES OF CONTRACT OF EMPLOYMENT BY INDIGENOUS WORKERS. ADOPTED BY THE GENERAL CONFERENCE OF THE INTERNATIONAL LABOUR ORGANISATION AT ITS THIRTY-EIGHTH SESSION, GENEVA, 21 JUNE 1955

The General Conference of the International Labour Organisation,

Having been convened at Geneva by the Governing Body of the International Labour Office, and having met in its Thirty-eighth Session on 1 June 1955, and

Having decided upon the adoption of certain proposals with regard to penal sanctions for breaches of contract of employment by indigenous workers, which is the sixth item on the agenda of the session, and

Having determined that these proposals shall take the form of an international Convention, and

Being convinced that the time has come for the abolition of such penal sanctions, the maintenance of which in national legislation is contrary to modern conceptions of the contractual relationships between employers and workers and to the personal dignity and rights of man;

adopts this twenty-first day of June of the year one thousand nine hundred and fifty-five the following Convention, which may be cited as the Abolition of Penal Sanctions (Indigenous Workers) Convention, 1955:

¹ In accordance with article 7, the Convention came into force on 7 June 1958, twelve months after the date on which the ratifications of two members of the International Labour Organisation had been registered with the Director-General of the International Labour Office. Thereafter, it comes into force for any member twelve months after the date on which its ratification has been so registered. The ratifications of the following members were registered with the Director-General of the International Labour Office on the dates indicated:

New Zealand	28 June	1956	Syria	7 June	1957
(With a declaration undertaking to apply the provisions of the Convention, without modification, to the Cook Islands (including Niue) and to the Tokelau Islands)*			Cuba	15 August	1957
			Dominican Republic . .	10 February	1958

* By a further declaration, registered on 25 March 1958 with the Director-General of the International Labour Office, the New Zealand Government accepts, without modification, the obligations of the Convention on behalf of the Government of the Trust Territory of Western Samoa.