目錄 Contents

附錄 Appendices



貝 Page

附錄 I Appendix I	勞工顧問委員會轄下 僱員補償委員會成員名單 Membership of the LAB Committee on Employees' Compensation	A1
附錄 II Appendix II	勞工顧問委員會轄下 就業輔導委員會成員名單 Membership of the LAB Committee on Employment Services	A3
附錄 III Appendix III	勞工顧問委員會轄下 實施國際勞工標準委員會成員名單 Membership of the LAB Committee on the Implementation of International Labour Standards	A5
附錄 IV Appendix IV	勞工顧問委員會轄下 勞資關係委員會成員名單 Membership of the LAB Committee on Labour Relations	<i>A6</i>
附錄 V Appendix V	勞工顧問委員會轄下 職業安全及健康委員會成員名單 Membership of the LAB Committee on Occupational Safety and Health	<i>A8</i>
附錄 VI Appendix VI	勞工顧問委員會轄下 補充勞工計劃工作小組成員名單 Membership of the LAB Working Group on the Supplementary Labour Scheme	A10
附錄 VII Appendix VII	2001 及 2002 年度經勞工顧問委員會 通過的勞工法例立法建議的進度報告 Progress report on proposed items of labour legislation endorsed by the Labour Advisory Board during 2001-2002	A11
附錄 VIII Appendix VIII	勞工顧問委員會轄下實施國際勞工標準 委員會於 2001 及 2002 年內收到的 國際勞工公約報告 Reports of International Labour Conventions communicated to the Labour Advisory Board Committee on the Implementation of International Labour Standards during 2001-2002	A15

附錄 Appendix

僱員補償委員會成員名單

Membership of the LAB Committee on Employees' Compensation

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

蕭威林先生, JP 勞工處副處長(勞工事務行政) 主席 Mr William SIU, JP **Deputy Commissioner for Labour** Chairman (Labour Administration) 陳鎮仁先生 勞工顧問委員會僱主代表 委員 Mr CHEN Cheng-jen Employer representative from Members the Labour Advisory Board 梁君彥先生, JP 同上 Mr Andrew LEUNG Kwan-yuen, JP Ditto 同上 楊國琦先生 Ditto Mr Anthony YEUNG Kwok-ki 勞工顧問委員會僱員代表 張國標先生 Mr Felix CHEUNG Kwok-bui Employee representative from the Labour Advisory Board 張 枝先生 同上 Mr CHEUNG Pak-chi Ditto 潘兆平先生, MH 同 F Mr POON Siu-ping, MH Ditto 朱廣年先生 勞工顧問委員會以外的僱主代表 Mr George CHU Kwong-nin Employer representative from outside the Labour Advisory Board 蔡鎮華先生 勞工顧問委員會以外的僱員代表 Mr CHOI Chun-wa Employee representative from outside the Labour Advisory Board 保險業代表 鄭國屏先生 Mr CHENG Kwok-ping Representative from the insurance industry 廖德恩先生 關注僱員補償組織的代表 Mr LIU Tak-yan Representative from a concern group on employees' compensation 張偉麟醫牛 醫院管理局代表 Dr CHEUNG Wai-lun Representative of the Hospital Authority

許麗容女士

Ms Jennie HUI Lai-yung (1.1.2001 - 8.8.2001)

陳香屏先生 Mr William CHAN (9.8.2001 - 31.12.2002) 法律援助署署長代表 Representative of the Director of Legal Aid

陳麥潔玲女士, JP

Mrs Jenny CHAN, JP

勞工處助理處長(僱員權益) Assistant Commissioner for Labour (Rights and Benefits)

羅偉基醫生, JP Dr LO Wai-kee, JP

勞工處職業健康顧問醫生(1) Occupational Health Consultant (1)

秘書 Secretary 劉碧瑤女士 Ms Femia LAU (1.1.2001 - 4.11.2001)

譚子麗女士 Miss Angel TAM (5.11.2001-31.12.2002) 勞工事務主任(僱員補償)(中央事務) Labour Officer (Compensation)

(Central Services)

附錄 Appendix

就業輔導委員會成員名單

Membership of the LAB Committee on **Employment Services**

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

主席
Chairman

梁籌庭先生 Mr LEUNG Chau-ting

勞工顧問委員會僱員代表 Employee representative from the Labour Advisory Board

委員 Members

劉文煒先生, BBS, JP Mr Joseph LAU Man-wai, BBS, JP

勞工顧問委員會僱主代表 Employer representative from the Labour Advisory Board

麥建華博士, JP Dr Kim MAK Kin-wah, JP 同上 Ditto

張 枝先生 Mr CHEUNG Pak-chi 勞工顧問委員會僱員代表 Employee representative from the Labour Advisory Board

李蘊彤女士 Ms Louisa LI

勞工顧問委員會以外的僱主代表 Employer representative from outside the Labour Advisory Board

黃小萍女士 Ms Christine WONG Siu-ping 同上 Ditto

劉志華先生 Mr LAU Chi-wah 勞工顧問委員會以外的僱員代表 Employee representative from outside the Labour Advisory Board

溫冠新先生 Mr WAN Koon-sun 同上 Ditto

徐立豐先生 Mr Andy TSUI (1.1.2001 - 9.4.2001)

使用勞工處僱傭服務的主要僱主代表 Representative of major employer users of the employment services of the Labour Department

張玉蓮女士

Ms Anders CHEUNG (9.6.2001 - 31.12.2002)

陳偉雄先生 Mr CHAN Wai-hung 使用勞工處就業服務的殘疾人士代表 Representative of people with a disability

who make use of the employment services

of the Labour Department

張結民先生 Mr CHEUNG Kit-man	兩個職業介紹所協會的代表 Representative of two employment agency associations
周綺萍女士 Ms Alexa CHOW Yee-ping	同上 Ditto
趙榮德先生 Mr Peter CHIU Wing-tak	香港輔導教師協會代表 Representative of the Hong Kong Association of Careers Masters and Guidance Masters
鄺勝仕先生 Mr KWONG Sing-szee	僱員再培訓局代表 Representative of the Employees Retraining Board
陳永泰先生 , JP Mr CHAN Wing-tai, JP (1.1.2001 – 8.10.2001) 李碧齡女士	香港社會服務聯會職業輔導社代表 Representative of the Employment Service of the Hong Kong Council of Social Service
字音歐文工 Ms Rosemary LI (9.10.2001 – 31.12.2002)	
黎鑑棠先生 Mr LAI Kam-tong	香港人力資源管理學會代表 Representative of the Hong Kong Institute of Human Resource Management
周東山先生,JP Mr CHOW Tung-shan, JP (1.1.2001 – 28.2.2002)	勞工處助理處長(就業事務) Assistant Commissioner for Labour (Employment Services)
曾健和先生,JP Mr TSANG Kin-woo, JP (1.3.2002 – 31.12.2002)	
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秘書 Secretary 鄧苑珊女士

Ms Queenie TANG

勞工事務主任 (總部) (就業事務) Labour Officer (Headquarters) (Employment Services)

附錄 **Appendix**

實施國際勞工標準委員會成員名單

Membership of the LAB Committee on the Implementation of International Labour Standards

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

主席

Chairman

委員 Members 蕭威林先生, JP Mr William SIU, JP

何世柱先生,SBS,JP Mr HO Sai-chu, SBS, JP

劉文煒先生, BBS, JP Mr Joseph LAU Man-wai, BBS, JP

麥建華博士, JP Dr Kim MAK Kin-wah, JP

張 枝先生 Mr CHEUNG Pak-chi

梁籌庭先生 Mr LEUNG Chau-ting

王少嫺女士 Ms WONG Siu-han

陳麥潔玲女士, JP Mrs Jenny CHAN, JP

秘書 Secretary 陳麗香女士 Ms Esther CHAN (1.1.2001 - 31.12.2001)

梁偉俊先生 Mr LEUNG Wai-chun (1.1.2002 - 31.12.2002) 勞工處副處長(勞工事務行政)

Deputy Commissioner for Labour (Labour Administration)

勞工顧問委員會僱主代表 Employer representative from

the Labour Advisory Board 同上

Ditto 同上

Ditto

勞工顧問委員會僱員代表

Employee representative from the Labour Advisory Board

同上 Ditto

同上 Ditto

勞工處助理處長(僱員權益) Assistant Commissioner for Labour

勞工事務主任(發展)

(Rights and Benefits)

Labour Officer (Development)



勞資關係委員會成員名單

Membership of the LAB Committee on Labour Relations

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

王	席	
Ch	airr	nan

蕭威林先生, JP勞工處副處長(勞工事務行政)Mr William SIU, JPDeputy Commissioner for Labour
(Labour Administration)

委員 Members

深君彥先生,JP 勞工顧問委員會僱主代表
Mr Andrew LEUNG Kwan-yuen, JP Employer representative from the Labour Advisory Board

麥建華博士 , JP同上Dr Kim MAK Kin-wah, JPDitto楊國琦先生同上

Mr Anthony YEUNG Kwok-ki

潘兆平先生, MH勞工顧問委員會僱員代表Mr POON Siu-ping, MHEmployee representative
from the Labour Advisory Board

Ditto

黃國健先生同上Mr WONG Kwok-kinDitto

王少嫺女士 同上 Ms WONG Siu-han Ditto

楊家聲先生 , JP 勞工顧問委員會以外的僱主代表
Mr YEUNG Ka-sing, JP Employer representative from outside the Labour Advisory Board

陳富強先生 同上 Mr William CHAN Fu-keung Ditto

陳偉麟先生勞工顧問委員會以外的僱員代表Mr CHAN Wai-lunEmployee representative from outside the Labour Advisory Board

馮萬如先生 Mr FUNG Man-yu	同上 Ditto
左陳翠玉女士,JP Mrs Jennie CHOR, JP	勞工處助理處長(勞資關係)
吳育民先生 Mr Johnny NG Yuk-man	勞工事務主任(總部)(勞資關係) Labour Officer (Headquarters) (Labour Relations)

秘書 Secretary



職業安全及健康委員會成員名單

Membership of the LAB Committee on Occupational Safety and Health

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

主席	
Chairman	

丁福祥先生, JP勞工處副處長(職業安全及健康)Mr Fred TING, JPDeputy Commissioner for Labour
(Occupational Safety and Health)

委員 Members

陳鎮仁先生 勞工顧問委員會僱主代表 Mr CHEN Cheng-jen Employer representative from the Labour Advisory Board 同上 何世柱先生,SBS,JP Mr HO Sai-chu, SBS, JP Ditto 楊國琦先生 同上 Ditto Mr Anthony YEUNG Kwok-ki 張國標先生 勞工顧問委員會僱員代表 Mr Felix CHEUNG Kwok-bui Employee representative from the Labour Advisory Board 黃國健先生 同上 Mr WONG Kwok-kin Ditto 干少嫺女十 同上 Ms WONG Siu-han Ditto 李澤培先生, JP 勞工顧問委員會以外的僱主代表 Mr LEE Jark-pui, JP Employer representative from outside the Labour Advisory Board 黃正強先生 同上 Mr Wilson WONG Ditto

同上

Ditto

同上

Ditto

勞工顧問委員會以外的僱員代表

Employee representatives from outside the Labour Advisory Board

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姚先成先生

鄺兆添先生

李卓人議員

Mr YAO Xian-cheng

Mr KWONG Siu-tim

The Hon LEE Cheuk-yan

梁志剛先生	同上
Mr LEUNG Chi-kong	Ditto
鄧華勝先生 Mr TANG Wah-shing	職業安全健康局代表 Representative from the Occupational Safety and Health Council
甘耀權先生 Mr KAM Yiu-kuen	職業安全及健康組織代表 Representative from occupational safety and health organisations
羅何慧雲女士	同上
Mrs Vivien H LOWE	Ditto
黃子惠醫生	同上
Dr WONG Tze-wai	Ditto
曾健和先生,JP	勞工處助理處長(職業安全)1
Mr TSANG Kin-woo, JP	Assistant Commissioner for Labour
(1.1.2001 – 28.2.2002)	(Occupational Safety) 1
周東山先生,JP Mr CHOW Tung-shan, JP (1.3.2002 – 31.12.2002)	
羅偉基醫生,JP	勞工處職業健康顧問醫生 (1)
Dr LO Wai-kee, JP	Occupational Health Consultant (1)

秘書 Secretary

嚴鎮國先生 Mr YIM Chun-kwok 勞工事務主任(職業安全及健康) Labour Officer (Occupational Safety and Health)



補充勞工計劃工作小組成員名單

Membership of the LAB Working Group on the Supplementary Labour Scheme

2001年1月1日至2002年12月31日 From 1 January 2001 to 31 December 2002

主席

陳麥潔玲女士, JP Mrs Jenny CHAN, JP 勞工處助理處長(僱員權益)

Assistant Commissioner for Labour

(Rights and Benefits)

Chairman

Members

委員

劉文煒先生,BBS,JP

Mr Joseph LAU Man-wai, BBS, JP

勞工顧問委員會僱主代表 Employer representative from the Labour Advisory Board

梁君彥先生, JP

Mr Andrew LEUNG Kwan-yuen, JP

同上 Ditto

WII Andrew LEONG Kwari-yueri, J

潘兆平先生, MH Mr POON Siu-ping, MH 勞工顧問委員會僱員代表 Employee representative from the Labour Advisory Board

黃國健先生

Mr WONG Kwok-kin

同上

黎陳興女士

Mrs Bernadette LAI (1.1.2001 – 10.2.2002)

Ditto

吳惠容女十

Miss Jennifer NG

(11.2.2002 - 31.12.2002)

高級勞工事務主任(就業選配) Senior Labour Officer (Job Matching)

秘書

Secretary

陳穎嫻女士

Miss Grace CHAN

(1.1.2001 - 8.9.2002)

勞工事務主任(就業選配)

Labour Officer (Job Matching)

陳佩貞女士

Ms Cecilia CHAN

(9.9.2002 - 31.12.2002)



2001 及 2002 年度經勞工顧問委員會 通過的勞工法例立法建議的進度報告

Progress report on proposed items of labour legislation endorsed by the Labour Advisory Board during 2001-2002

截至 2002 至 2003 年立法會會期完結時

Position as at the end of the 2002-2003 Legislative Council Session

勞資關係及僱員補償

Labour Relations and Employees' Compensation

條例 / 規例 Ordinance / Regulation	項目 <u>Item</u>	進度 <u>Position</u>
1 《商業登記條例》 Business Registration Ordinance (BRO)	建議將商業登記證徵費由目前 每年 250 元增至每年 600 元, 以確保破產欠薪保障基金有足 夠的儲備,向無力償債個案的僱 員提供及時的財政援助。 To increase the Business Registration Certificate levy from \$250 to \$600 per annum in order to ensure that the Protection of Wages on Insolvency Fund has sufficient reserve to provide prompt financial relief to employees of insolvency cases.	- 《2002 年商業登記條例(修訂附表2)令》已於2002 年4月4日在憲報刊登。並已於2002 年5月16日起生效。 The Business Registration Ordinance (Amendment of Schedule 2) Order 2002 was gazetted on 4.4.2002 and came into operation on 16.5.2002.
2 《僱員補償援助條例》 Employees Compensation Assistance Ordinance (ECAO)	改革僱員補償援助計劃(援助計劃),使計劃能恢復財政穩健,以應付長遠的需要。 To reform the Employees Compensation Assistance Scheme (ECAS) with a view to restoring its long-term financial viability.	- 《2002 年僱員補償援助(修訂) 條例》於 2002 年 6 月 26 日在立 法會獲通過,並於 2002 年 6 月 28 日在憲報刊登。 The Employees Compensation Assistance (Amendment) Ordinance 2002 was passed by the Legislative Council (LegCo) on 26.6.2002 and gazetted on 28.6.2002.

條例 / 規例 Ordinance / Regulation	項目 <u>Item</u>	進度 <u>Position</u>
		- 本條例自 2002 年 7 月 1 日起實施,但有關撤銷保障承保人無力償債的條文則除外。這些條文將會在由保險業所設立的僱員補償保險人無力償債計劃正式替代援助計劃處理承保人無力償債的情況時才實施,並會由經濟發展及勞工局局長在憲報公告實施日期。 It came into operation on 1.7.2002 except for the provisions relating to the excision of the protection against insurer insolvency. These provisions shall be brought into force when the Employees Compensation Insurer Insolvency Scheme set up by the insurance industry takes over the responsibility of ECAS in relation to insurer insolvency and on a day to be appointed by the Secretary for Economic Development and Labour by notice published in the Gazette.
3 《僱員補償條例》、《僱傭條例 》及《肺塵埃沉 病(補償) 條例》 Employees' Compensation Ordinance (ECO), Employment Ordinance (EO) and Pneumoconiosis (Compensation) Ordinance (PCO)	在《僱員補償條例》、《僱傭條例》 及《肺塵埃沉病(補償)條例》 下承認中醫藥。 To recognise Chinese medicine under the ECO, EO and PCO.	- 現正進行立法程序。 Legislative process in progress.
4 《僱傭條例》 Employment Ordinance (EO)	就《僱傭條例》的再次聘用條文作出澄清性的修訂。 To make clarifying amendments to provisions on re-engagement.	- 現正進行立法程序。 Legislative process in progress.

條例/規例 Ordinance / Regulation	項目 <u>Item</u>	進度 <u>Position</u>
5 《僱傭條例》 Employment Ordinance (EO)	澄清政策的原意,即容許僱主在僱傭合約終止時,可以早前已支付予僱員的有關強制性公積金計劃權益抵銷應付予該僱員的遺散費/長期服務金。 To clarify the original policy intention that an employer shall be allowed to offset severance payment/long service payment payable to an employee upon termination of his employment against a relevant mandatory provident fund scheme benefit previously paid to the employee.	- 《2001 年僱傭(修訂)(第2號) 條例》已於2001年6月27日在 立法會獲得通過,生效日期追溯 至2001年5月25日。 The Employment (Amendment) (No.2) Ordinance 2001 was passed by LegCo on 27.6.2001 to take retrospective effect from 25.5.2001.
6 《職業性失聰(補償)條例》 Occupational Deafness (Compensation) Ordinance (ODCO)	改善職業性失聰補償計劃為僱員提供的權益。 To improve the benefits to employees under the Occupational Deafness Compensation Scheme.	- 《2003 年職業性失聰(補償) (修訂)條例》已於 2003 年 5 月 16 日在立法會獲通過,並由即 日起生效。 The Occupational Deafness (Compensation) (Amendment) Ordinance 2003 was passed by LegCo on 16.5.2003 and became effective on the same day.
7 《肺塵埃沉 病(補償) 條例》 Pneumoconiosis (Compensation) Ordinance (PCO)	修訂《肺塵埃沉 病(補償)條例》,以配合《工業訓練(建造業)條例》的修訂,將建造業徵款擴展至包括建造業內的機電工程。 To introduce amendments to the PCO corresponding to the amendments made to the Industrial Training (Construction Industry) Ordinance to extend the construction industry levy to electrical and mechanical works in the construction industry.	- 現正進行立法程序。 Legislative process in progress.

職業安全及健康

Occupational Safety and Health

條例 / 規例	項目	進度
<u>Ordinance / Regulation</u>	<u>Item</u>	<u>Position</u>
8 《工廠及工業經營條例》 Factories and Industrial Undertakings Ordinance (FIUO) - 《建築地盤(安全)規例》 Construction Sites (Safety) Regulations (CSSR)	規定總承建商及次承建商須就違反安全規定的事宜負上共同及各別的法律責任,以改善次承建商的安全表現以及消除該規例第 38A 及 44(1)條涵義不清的地方。 To improve the safety performance of construction sub-contractors by holding both the principal contractor and the sub-contractor jointly and severally liable for safety offences and to remove the ambiguities of Regulations 38A and 44(1) of the CSSR.	- 現正進行立法程序。 Legislative process in progress.

Appendix

勞工顧問委員會轄下實施國際勞工標準委員會 附錄 VIIII 於 2001-2002 年內收到的國際勞工公約報告 Reports on International Labour Conventions communicated to

the Labour Advisory Board Committee on the Implementation of International Labour Standards during 2001-2002

於 2001 年根據《國際勞工組織章程》第 22 條所提交的報告

Reports submitted in 2001 under Article 22 of the ILO Constitution

	公約編號 Convention Number	公約名稱 Title
(i).	2	1919 年《失業公約》 Unemployment Convention, 1919
(ii).	8	1920 年《失業賠償(船舶失事)公約》 Unemployment Indemnity (Shipwreck) Convention, 1920
(iii).	11	1921 年《結社權利(農業)公約》 Right of Association (Agriculture) Convention, 1921
(iv).	12	1921 年《工人賠償(農業)公約》 Workmen's Compensation (Agriculture) Convention, 1921
(v).	16	1921 年《青年體格檢查(海上)公約》 Medical Examination of Young Persons (Sea) Convention, 1921
(vi).	17	1925 年《工作賠償(意外)公約》 Workmen's Compensation (Accidents) Convention, 1925
(vii).	19	1925 年《待遇平等(意外賠償)公約》 Equality of Treatment (Accident Compensation) Convention, 1925
(viii).	32	1932 年《防止意外(碼頭工人)公約(修訂本)》 Protection against Accidents (Dockers) Convention (Revised), 1932
(ix).	42	1934 年《工人賠償(職業病)公約(修訂本)》 Workmen's Compensation (Occupational Diseases) Convention (Revised), 1934
(x).	74	1946 年《海員合格証書公約》 Certification of Able Seamen Convention, 1946

	公約編號 Convention Number	公約名稱 Title
(xi).	81	1947 年《勞工督察公約》 Labour Inspection Convention, 1947
(xii).	98	1949 年《組織權利及集體談判權利公約》 Right to Organise and Collective Bargaining Convention, 1949
(xiii).	105	1957 年《廢除強迫勞動公約》 Abolition of Forced Labour Convention, 1957
(xiv).	108	1958 年《海員身份証書公約》 Seafarers' Identity Documents Convention, 1958
(xv).	138	1973 年《最低年齡公約》 Minimum Age Convention, 1973
(xvi).	142	1975 年《人力資源開發公約》 Human Resources Development Convention, 1975
(xvii).	144	1976 年《三方協商(國際勞工標準)公約》 Tripartite Consultation (International Labour Standards) Convention, 1976
(xviii)	147	1976 年《商船(最低標準)公約》 Merchant Shipping (Minimum Standards) Convention, 1976
(xix).	148	1977 年《工作環境(空氣污染、噪音和震動)公約》 Working Environment (Air Pollution, Noise and Vibration) Convention, 1977
(xx).	150	1978 年《勞動行政管理公約》 Labour Administration Convention, 1978
(xxi).	151	1978 年《(公務員) 勞動關係公約》 Labour Relations (Public Service) Convention, 1978
(xxii).	160	1985 年《勞工統計公約》 Labour Statistics Convention, 1985

於 2002 根據《國際勞工組織章程》第 22 條所提交的報告

Reports submitted in 2002 under Article 22 of the ILO Constitution

	公約編號 Convention Number	公約名稱 Title
(i).	3	1919 年《分娩保護公約》 Maternity Protection Convention, 1919
(ii).	14	1921 年《每周休息(工業)公約》 Weekly Rest (Industry) Convention, 1921
(iii).	22	1926 年《海員協定條款公約》 Seamen's Articles of Agreement Convention, 1926
(iv).	23	1926 年《海員遣返公約》 Repatriation of Seamen Convention, 1926
(v).	29	1930 年《強迫勞動公約》 Forced Labour Convention, 1930
(vi).	87	1948 年《結社自由與保護組織權利公約》 Freedom of Association and Protection of the Right to Organise Convention, 1948
(vii).	90	1948 年《青年夜間工作(工業)公約(修訂本)》 Night Work of Young Persons (Industry) Convention (Revised), 1948
(viii).	92	1949 年《船員住房公約(修訂本)》 Accommodation of Crews Convention (Revised), 1949
(ix).	97	1949 年《移居就業公約(修訂本)》 Migration for Employment Convention (Revised), 1949
(x).	101	1952 年《有薪假期(農業)公約》 Holidays with Pay (Agriculture) Convention, 1952
(xi).	115	1960 年《輻射防護公約》 Radiation Protection Convention, 1960
(xii).	122	1964 年《就業政策公約》 Employment Policy Convention, 1964

	公約編號 Convention Number	公約名稱 Title
(xiii).	124	1965 年《青年體格檢查(井下作業)公約》 Medical Examination of Young Persons (Underground Work) Convention, 1965
(xiv).	133	1970 年《船員住房(補充規定)公約》 Accommodation of Crews (Supplementary Provisions) Convention, 1970
(xv).	138	1973 年《最低年齡公約》 Minimum Age Convention, 1973
(xvi).	141	1975 年《農業工人組織公約》 Rural Workers' Organisations Convention, 1975