

Government Notice No. 167 of 2017

**THE CONSUMER PROTECTION
(PRICE AND SUPPLIES CONTROL) ACT**

**Regulations made by the Minister under section 35 of the
Consumer Protection (Price and Supplies Control) Act**

1. These regulations may be cited as the Consumer Protection (Control of Imports) (Amendment) Regulations 2017.
2. In these regulations –
“principal regulations” means the Consumer Protection (Control of Imports) Regulations 2017.
3. Regulation 5 of the principal regulations is amended by revoking paragraph (6) and replacing it by the following paragraph –
 - (6) The Permanent Secretary shall, in relation to the restricted goods specified in the first column of the Seventh Schedule, issue an import permit, subject to the conditions specified in the second column of that Schedule.
4. Regulation 9 of the principal regulations is amended by revoking paragraph (3) and replacing it by the following paragraph –
 - (3) (a) Any vehicle imported under item 5(a), (b), (c) or (d) of the Seventh Schedule shall, except where the vehicle is imported by an individual importer, be covered by an inspection certificate in the form set out in the Eighth Schedule.
 - (b) The inspection certificate shall emanate from a competent authority and shall certify –
 - (i) that the vehicle has been inspected not earlier than 2 months before the date of shipment;

- (ii) that the vehicle is not stolen; and
- (iii) the roadworthiness and usability of the vehicle.

(c) Where the holder of an import permit fails to furnish an inspection certificate referred to in subparagraph (a), the Permanent Secretary shall grant clearance subject to –

- (i) the payment of a fee of 20,000 rupees to the Director-General;
- (ii) the vehicle being inspected by the local branch of *Bureau Veritas or Société Générale de Surveillance*, or by any local inspection body acceptable to the Permanent Secretary; and
- (iii) the submission of an inspection certificate in the form set out in the Eighth Schedule.

(d) In this paragraph –

“competent authority” means –

- (a) an overseas branch of *Bureau Veritas or Société Générale de Surveillance*;
- (b) an authority in the exporting country recognised by the Permanent Secretary; or
- (c) with regard to Japan, South Africa and the United Kingdom, an authority specified in the Ninth Schedule.

5. The Third Schedule to the principal regulations is amended by deleting item 28 and replacing it by the following item –

28. Second-hand motor vehicles as follows –

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|-----|---|---|
| (a) | Motorcars, dual purpose vehicles (including 2x4 and 4x4 double-cab truck but excluding van and double-cab heavy duty lorry) | Below 18 months and above 4 years from the date of first registration, at the date of shipment, except for the first vehicle imported by an individual importer |
| (b) | Goods vehicles (lorries, including double-cab heavy duty lorries and trucks other than 2x4 and 4x4 double-cab trucks) | Above 8 years from the date of first registration, at the date of shipment, except for the first vehicle imported by an individual importer |
| (c) | Vans (other than motor buses, designed to carry goods or to carry not more than 7 persons including the driver) | Above 5 years from the date of first registration, at the date of shipment, except for the first vehicle imported by an individual importer |
| (d) | Motor buses | Above 8 years from the date of first registration, at the date of shipment, except for the first vehicle imported by the categories of importers specified in Part III of the Second Schedule |

6. The Seventh Schedule to the principal regulations is amended by deleting items 5 and 6 and replacing them by the following items –

5.	Second-hand motor vehicles as follows –	
	(a) motorcars, dual purpose vehicles (including 2x4 and 4x4 double-cab truck but excluding van and double-cab heavy duty lorry)	The motorcar, dual purpose vehicle (including 2x4 and 4x4 double-cab truck but excluding van and double-cab heavy duty lorry) shall –
		(1) be between 18 months and 4 years from the date of first registration, at the date of shipment, except for the first vehicle imported by an individual importer;
		(2) be consigned to the applicant whose name shall appear on the Bill of Lading and the manifest as the consignee;
		(3) be registered with the National Transport Authority in the name of the importer except where the vehicle is imported by an authorised dealer;
		(4) be a right-hand drive;
		(5) be in good running condition and not damaged;

	(6) have its original chassis;
	(7) be covered by a document issued by the appropriate authority in the exporting country or the country of origin, acceptable by the Permanent Secretary, as an evidence that the vehicle is not a stolen vehicle;
	(8) have been first registered not later than in the year following the year of its manufacture;
	(9) not be fitted with any bull bar;
(b) goods vehicles (lorries, including double-cab heavy duty lorries and trucks other than 2x4 and 4x4 double-cab trucks)	The goods vehicle (lorry, including double-cab heavy duty lorry and truck other than 2x4 and 4x4 double-cab truck) shall –
	(1) be of not more than 8 years from the date of first registration, at the date of shipment, except for a vehicle imported by an individual importer;

	<p>(2) be consigned to the applicant whose name shall appear on the Bill of Lading and the manifest as the consignee;</p>
	<p>(3) be registered with the National Transport Authority in the name of the importer except where the vehicle is imported by an authorised dealer;</p>
	<p>(4) be a right-hand drive;</p>
	<p>(5) be in good running condition and not damaged;</p>
	<p>(6) have its original chassis;</p>
	<p>(7) be covered by a document issued by the appropriate authority in the exporting country or the country of origin, acceptable by the Permanent Secretary as an evidence that the vehicle is not a stolen vehicle;</p>
	<p>(8) have been first registered not later than in the year following the year of its manufacture except for special purpose motor vehicles;</p>
	<p>(9) not be fitted with any bull bar;</p>

<p>(c) vans (other than motor buses, designed to carry goods or to carry not more than 7 persons including the driver)</p>	<p>The van (other than motor bus, designed to carry goods or to carry not more than 7 persons including the driver) shall –</p>
	<p>(1) be of not more than 5 years from the date of first registration, at the date of shipment, except for a vehicle imported by an individual importer;</p>
	<p>(2) be consigned to the applicant whose name shall appear on the Bill of Lading and the manifest as the consignee;</p>
	<p>(3) be registered with the National Transport Authority in the name of the importer except where the vehicle is imported by an authorised dealer;</p>
	<p>(4) be a right-hand drive;</p>
	<p>(5) be in good running condition and not damaged;</p>
	<p>(6) have its original chassis;</p>

	<p>(7) be covered by a document issued by the appropriate authority in the exporting country or the country of origin, acceptable by the Permanent Secretary as an evidence that the vehicle is not a stolen vehicle;</p>
	<p>(8) have been first registered not later than in the year following the year of its manufacture;</p>
	<p>(9) not be fitted with any bull bar;</p>
(d) motor buses	<p>The motor bus shall –</p>
	<p>(1) be of not more than 8 years from the date of first registration, at the date of shipment, except for buses imported by the categories of importers specified in Part III of the Second Schedule;</p>
	<p>(2) be consigned to the applicant whose name shall appear on the Bill of Lading and the manifest as the consignee;</p>

(3) be registered with the National Transport Authority in the name of the importer except where the vehicle is imported by an authorised dealer;

(4) be a right-hand drive;

(5) be in good running condition and not damaged;

(6) have its original chassis;

(7) be covered by a document issued by the appropriate authority in the exporting country or the country of origin, acceptable by the Permanent Secretary as an evidence that the vehicle is not a stolen vehicle;
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(8) have been first registered not later than in the year following the year of its manufacture;
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(9) not be fitted with any bull bar;

(10) be fitted with a motor vehicle air conditioner when imported by public transport operators;
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	(11) have been designed for the transport of not less than 8 persons, including the driver, and not more than 32 persons, including the driver.
(e) motorcycles	The motorcycle shall be less than one year old at the time of shipment.
(f) specialised motor vehicle designed for passengers in need of special support for embarkation and disembarkation at Sir Seewoosagur Ramgoolam International Airport	The specialised motor vehicle shall be –
	(1) covered by an inspection certificate issued by a registered mechanical engineer before its shipment, certifying the suitability of the vehicle for embarkation and disembarkation of passengers in need of special support;
	(2) examined, on arrival, by a registered machinery inspector in conformity with the Occupational Safety and Health Act.
(g) classic or vintage motor cars	The classic or vintage motor car shall be –

		<p>(1) aged 40 years or more from the date of its original registration in or outside Mauritius;</p>
		<p>(2) consigned to the applicant whose name shall appear on the Bill of Lading and the manifest as the consignee;</p>
		<p>(3) registered with the National Transport Authority in the name of the importer except where the vehicle is imported by an authorised dealer;</p>
		<p>(4) in running condition.</p>
<p>6.</p>	<p>Second-hand motor vehicles originating from Japan</p>	<p>Every second-hand motor vehicle originating from Japan shall, in addition to the conditions specified for the types of motor vehicles referred to in item 5(a) to (g), be covered by an auction sheet specifying the grade of the vehicle which shall not be below the grade of 3.5 on a scale of 1 to 5.</p>

7. The principal regulations are amended by revoking the Eighth Schedule and replacing it by the Eighth Schedule set out in the Schedule to these regulations.

8. These regulations shall be deemed to have come into operation on 11 August 2017.

Made by the Minister on 22 August 2017.

SCHEDULE
[Regulation 7]

EIGHTH SCHEDULE
[Regulation 9(3)(a) and (c)(iii)]

INSPECTION CERTIFICATE

1. We hereby declare that the second-hand motor vehicle described hereunder, to be exported to Mauritius/already imported into Mauritius,* has been inspected by our organisation. The particulars of the inspection are specified hereunder and this Pre-shipment Inspection Certificate/Inspection Certificate* has been issued to the under-mentioned applicant.

Name of inspection organisation

Address

Telephone no.

Fax no.

Email address

Place of inspection

Date of inspection

2. Particulars of applicant

Name

Address

Telephone no.

Fax no.

Email address

3. Particulars of second-hand motor vehicle

Type of vehicle

Make

Model

Commonly called (emblem reading)

Grade (emblem reading).....

Body colour

Fuel type

Year of manufacture

Year/month of first registration

Inspection mileage (odometer reading)

Engine capacity

Chassis number

Engine number

Unladen weight

Gross vehicle mass

Actual CO₂ emission**

4. We hereby certify and confirm –

- (a) having cross-checked with the Vehicle Registration Authority the original of the last document emanating thereof and having inserted our seal as hereunder on both sides of the document;
- (b) that the vehicle as described above is roadworthy and usable;
- (c) that the actual CO₂ emission in grammes per kilometre of the vehicle is correct; and
- (d) the findings as set out in the Vehicle Inspection Sheets 1 and 2 annexed.

Certification number	Date of issue
Seal of Organisation	Signature
Name	Designation

**Delete as appropriate*

***Expressed in grammes per kilometre (applicable only in respect of motor car specified in Sub-part A of Part III of the First Schedule to the Excise Act)*

VEHICLE INSPECTION SHEET 1

Type of vehicle		Driving system		Weather condition	
Sedan car	.....	FF	.....	Good	.....
Station wagon	.....	FR	.....	Darkness	.....
Van	.....	2WD	.....	Rainy	.....
Truck	.....	4WD Full-time/part-time	.....	
Jeep style	.....		.....
Double cab truck	.....			
Bus (..... seaters)	.....			

Whether body accidentied*	Alteration of vehicle*	Crack of windscreen
Yes/No	Yes/No	Yes/No

**To confirm whether the vehicle was reconditioned after having been damaged by accident or by natural calamities including flood.*

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Body colour	Normal/metallic/2-tone colour
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Transmission			Number of doors	Type of roof	
Floor column	X X	A/T M/T 3/4/5/6	2/3/4/5/6	H: High M: Medium S: Standard

Shape and body of truck
Wide, cab, bonnet, standard, long, super low deck, low deck, high deck, opening 3 parts, opening one part, wood floor, steel floor** **Tick as appropriate

Explanation of marking		Size of scratch and dent	
A: Scratch	.....	1: Slight	.....
U: Dent	.....	2: Small	.....
B: Bend	.....	3: Medium	.....
W: Wave	.....	4: Large	X
S: Rust	.....	5: Heavy	X
C: Corrode	.....	
T: Tear	.....	DAMAGE TO CHASSIS	
H: Hole	.....	Yes	..... No
XX: Replaced	.....	Severe	.....
P: Painted	Moderate

M: Marking of letter of make removed		Light		
L: Letter of make remaining					

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Name

.....
Date of issue

.....
Signature

.....
Designation

VEHICLE INSPECTION SHEET 2

Tyres		Condition of interior and seats	
Steel wheel	.....	1. Smell of tobacco	.....
Alloy wheel	.....	2. Smell of pet	.....
Size of tyre	.....	3. Presence of nicotine	.....
		4. Presence of hair	.....

Condition of			Condition of room cleaning	
1. Engine			1. Clean	.....
(a) Smoke emission*	Good/bad	.....	2. Medium	.....
(b) Other functions	Good/bad	.....	3. Dirty	.....
2. Muffler	Good/bad	.....	
3. Transmission	Good/bad	.....	
4. Battery	Good/bad	.....	
5. Electrical Instruments	Good/bad	.....	

**To confirm whether the smoke emission of the vehicle is in conformity with the appropriate Japanese/European Standards, or in the case of a diesel driven motor vehicle, it has a maximum opacity of 50 per cent*

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Condition of accessories					
Air-conditioner (single, dual)	Good/bad	Sliding roof (power, manual)	Fixed/none
Power steering	Good/bad	.....	Jack	Fixed/none	.....
Power window (1,2,3,4)	Good/bad	.....	Wrench	Fixed/none	.....
Electrical central door locking	Good/bad	.....	ABS	Fixed/none	.....

Power mirrors (door, fender)	Fixed/none	.....	Rear wiper	Fixed/none	.....
Cigarette lighter plug	Fixed/none	.....	Rear spoiler	Fixed/none	.....
AM radio	Fixed/none	.....	High mount rear stop lamp	Fixed/none	.....
AM/FM radio	Fixed/none	.....	Bumpers (coloured, black)	Fixed/none	.....
Cassette	Fixed/none	.....	Door visor (1, 2, 3, 4)	Fixed/none	.....
CD player	Fixed/none	.....	Mud guard (coloured, black)	Fixed/none	.....
TV	Fixed/none	.....	Wheel Cover (1, 2, 3, 4)	Fixed/none	.....
GPS navigation system	Fixed/none	.....	Side slide glass (cut glass)	Fixed/none	.....
SRS airbag (single, dual)	Fixed/none	.....	Roof rails	Fixed/none	.....
Air pure filter	Fixed/none	.....	Front grill guard (large, small)	Fixed/none	.....
Rear speaker (single, dual)	Fixed/none	.....	Side Steps	Fixed/none	.....

Floor mat (1,2,3,4,5)	Fixed/none	.....	Roller bar	Fixed/none	.....
Leather seats	Fixed/none	.....	Rear cargo bed cover	Fixed/none	.....
Radio antenna (power, manual)	Good/Bad	Rear protect bar	Fixed/none
Front fog lamp (single, dual)	Fixed/none	Rear spare tyre cover	Fixed/none

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Name

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Date of issue

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Signature

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Designation
