

Consumer Protection (Importation and Sale of Second-hand Motor Vehicles) (Amendment) Regulations 2011

GN No. 148 of 2011

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 (Importation and Sale of Second-hand Motor Vehicles) (Amendment) Regulations 2011**.

2. In these regulations -

"principal regulations" means the Consumer Protection (Importation and Sale of Second-hand Motor Vehicles) Regulations 2004.

3. Regulation 2 of the principal regulations is amended by inserting, in the appropriate alphabetical order, the following new definition -

"Radiation Protection Authority" means the Radiation Protection Authority established under section 4 of the Radiation Protection Act;

4. The principal regulations are amended by inserting, after regulation 14, the following new regulation -

14A. (1) The security submitted under these regulations shall, notwithstanding regulation 14 and pursuant to item 4A(iii) of the Fifth Schedule of the Consumer Protection (Control of Imports) Regulations 1999, also be subject to the condition that an authorised dealer shall bear all the costs of returning a vehicle to its supplier not later than 2 months from the date the vehicle is certified not to be free from removable radioactive surface contamination by the Radiation Protection Authority.

- (2) Where an authorised dealer fails to return a vehicle to its supplier not later than 2 months from the date the vehicle is certified not to be free from removable radioactive surface contamination by the Radiation Protection Authority, the Permanent Secretary shall, by written notice served on the bank which issued the bank guarantee or the insurance company which has given the insurance security, require the bank or the insurance company, as the case may be, to pay the amount representing any sum required to return the contaminated vehicle to its supplier.
- (3) Where a payment is effected under paragraph (2), the Permanent Secretary shall inform the authorised dealer in writing and require him to submit a fresh bank guarantee or insurance security in the sum of 2 million rupees in favour of the Government of Mauritius, valid for the period starting from the date of the payment made under paragraph (2) to a date 12 months after the expiry of the current licence of the authorised dealer, failing which the Permanent Secretary may cancel the licence of the authorised dealer.

5. These regulations shall come into operation on 1 August 2011.

Made by the Minister on 29 July 2011.
