

Government Notice No. 224 of 2024

**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 (Consumer Goods) (Maximum Mark-Up) (Amendment No. 3) Regulations 2024.
2. In these regulations –
 - “principal regulations” means the Consumer Protection (Consumer Goods) (Maximum Mark-Up) Regulations 1998.
3. Regulation 2 of the principal regulations is amended by inserting, in the appropriate alphabetical order, the following new definitions –
 - “Customs” has the same meaning as in the Customs Act;
 - “purchase price”, in relation to any consumer goods, means –
 - (a) the maximum wholesale price of the consumer goods prescribed for the Island of Mauritius; or
 - (b) the current ruling wholesale price of that consumer goods in the Island of Mauritius at the time of its purchase, whichever is lesser;
4. Regulation 3 of the principal regulations is revoked and replaced by the following regulation –
 3. (1) (a) Every importer of consumer goods specified in Part I and Part II of First Schedule shall, before selling or supplying the consumer goods and not later than 10 working days from the date of passing of the first bill of entry inwards of the consumer

goods, submit to the Minister, electronically through the Price Fixing Information System or, in exceptional or unforeseen circumstances, in such manner as the Permanent Secretary may determine –

- (i) a return in the form specified in the Second Schedule in respect of the consumer goods;
- (ii) every invoice, bill of lading, bill of parcel, bill of entry, shipping note, letter of credit and other bank document, freight and insurance voucher relating to the importation of the consumer goods;
- (iii) a separate return for each type of consumer goods in the form set out in the Third Schedule; and
- (iv) such other particulars or documents as the Minister may require.

(b) No person shall, in respect of any consignment of consumer goods specified in Part I and Part II of the First Schedule, sell or supply the consumer goods unless he has submitted the return required under paragraph (1).

(2) (a) Every wholesaler of consumer goods specified in Part III of the First Schedule shall, not later than 3 working days from the sailing date of the shipping note, submit to the Minister, electronically through the Price Fixing Information System or, in exceptional or unforeseen circumstances, in such manner as the Permanent Secretary may determine, the documents referred under paragraph (1)(a)(i) to (ii).

(b) No person shall remove from the Customs any consumer goods specified in Part III of the First Schedule unless he has submitted the return under paragraph (1).

5. Regulation 5 of the principal regulations is revoked and replaced by the following regulation –

5. (1) The Minister shall determine the maximum mark-up and the special allowance applicable to consumer goods specified in Parts I and II of the First Schedule.

(2) For consumer goods specified in Parts I and II of the First Schedule, the maximum mark-up determined by the Minister under paragraph (1) shall be such percentage of the cost price which may be added to the cost price of the consumer goods.

(3) For consumer goods specified in Part III of the First Schedule, the maximum mark-up determined by the Minister under paragraph (1) shall be such percentage of the purchase price which may be added to the lowest cost price of the consumer goods.

(4) The special allowance determined by the Minister under paragraph (1) shall –

- (a) be such allowance to cover any local charges borne by the importer or manufacturer of consumer goods;
- (b) not exceed the percentage of the CIF value of the consumer goods; and
- (c) be as specified in the third column of Part I of the First Schedule.

6. Regulation 8 of the principal regulations is revoked and replaced by the following regulation –

8. For the purpose of determining the cost price of consumer goods specified in Part I and Part II of First Schedule, the importer shall use the currency conversion rate specified in the bill of entry referred to in regulation 3.

7. Regulation 9 of the principal regulations is revoked.

8. The First Schedule to the principal regulations is revoked and replaced by the First Schedule set out in the Schedule to these regulations.

9. The Price Control (Rodrigues) Regulations 1977 is revoked

10. These regulations shall come into operation on 2 October 2024.

Made by the Minister on 27 September 2024.

SCHEDULE
[Regulation 8]

FIRST SCHEDULE
[Regulations 3, 5 and 8]

PART I – APPLICABLE TO THE ISLAND OF MAURITIUS

H.S. Code	Products	Maximum mark-up (%)	Special allowance (%)
9619.00.20} 9619.00.30	Adult diapers	25	2
9619.00.11 9619.00.12 9619.00.13 9619.00.19	Baby diapers	23	2
1006.10.10 1006.20.10 1006.30.10	Basmati rice	20	6
3822.19.10	Blood glucose strips	35	2
1604.13.00 1604.15.00	Canned fish (pilchards, mackerel, sardines)	20	2
2002.10.00	Canned tomatoes	20	2
1602.50.00	Corned beef	19 (including 8% retailer's mark- up on wholesale price)	1
1602.90.10	Corned Mutton (Imported)	19 (including 8% retailer's mark- up on wholesale price)	1

H.S. Code	Products	Maximum mark-up (%)	Special allowance (%)
	Corned mutton (locally manufactured) (ex-factory)	19 (including 8% retailer's mark-up on wholesale price)	-
	Edible oil (Soya bean oil, Sunflower oil, Vegetable oil) (locally manufactured) (ex- factory)	22	2
1507.90.00 1512.19.00	Edible oil (Soya bean oil, Sunflower oil, Vegetable oil) (Imported)	22	2

H.S. Code	Products	Maximum mark-up (%)	Special allowance (%)
0803.10.00 803.90.00 0804.10.00 0804.20.00 0804.30.00 0804.40.00 0804.50.00 0805.10.00 0805.21.00 0805.22.00 0805.29.00 0805.40.00 0805.50.00 0805.90.00 0806.10.00 0807.11.00 0807.19.00 0807.20.00 0808.10.00 0808.30.00	Imported fresh fruits	45	5

H.S. Code	Products	Maximum mark-up (%)	Special allowance (%)
0808.40.00 0809.10.00 0809.21.00 0809.29.00 0809.30.00 0809.40.00 0810.10.00 0810.20.00 0810.30.00 0810.40.00 0810.50.00 0810.60.00 0810.70.00 0810.90.10 0810.90.20 0810.90.30	Imported fresh fruits	45	5
1602.10.00 1901.10.00 2005.10.00 2007.10.10 2007.10.90 2104.20.00	Infant food/Infant food preparation	25	1
1901.10.00	Infant milk powder	17	-
1006.10.10 1006.10.90 1006.20.10 1006.20.90 1006.30.10 1006.30.90	Long grain rice	20	6
0402.10.00 0402.21.00 0402.29.00	Milk powder	24	2

H.S. Code	Products	Maximum mark-up (%)	Special allowance (%)
1902.11.90 1902.19.20 1902.19.90 1902.20.00 1902.30.00	Pasta (macaroni, spaghetti, lasagna, farfalle) (imported)	25	2
0406.30.00	Processed Cheese (excluding sliced cheese)	20	1
0713.40.00	Pulses (black lentils)	24	2
0713.50.00	Pulses (broad beans)		
0713.20.00	Pulses (chickpea dal)		
0713.40.00	Pulses (red lentils)		
0713.10.10	Pulses (split peas)		
9619.00.40	Sanitary pads	20	-
	Sanitary tampons	20	-
	Sanitary towels	20	-
1104.19.10 1104.29.10 1904.10.10 1904.10.90 1904.20.10 1904.20.90	Wheat cereals (breakfast cereals)	25	1

PART II – APPLICABLE TO THE ISLAND OF RODRIGUES

Products	Maximum wholesaler mark-up (%)	Maximum retailer mark-up (%)
Adult Diapers	6	9
Baby Diapers	7	3
Blood Glucose Strips	7	3

Products	Maximum wholesaler mark-up (%)	Maximum retailer mark-up (%)
Canned Fish (Canned Mackerel, Canned Pilchards and Canned Sardine)	6	6
Canned Tomatoes	8	7
Corned Beef	5	7
Corned Mutton	5	7
Edible Oil (Soya bean Oil, Sunflower Oil, Vegetables Oil)	4	6
Infant Food/Infant Food Preparation	9	6
Infant Milk Powder	7	8
Milk Powder	5	6
Processed Cheese	4	6
Pulses (Black Lentils, Red Lentils, Broad Beans, Chickpea dal, Split peas)	8	6
Wheat Cereals (Breakfast Cereals)	7	5

PART III - APPLICABLE TO THE ISLAND OF RODRIGUES

Products	Maximum Wholesaler mark-up (%)	Maximum Retailer mark-up (%)
Animal feed	8	5
Butter and margarine	4	6
Canned tuna	6	6
Canned meat	5	7
Canned poultry	5	7

Products	Maximum Wholesaler mark-up (%)	Maximum Retailer mark-up (%)
Edible oil (Soya bean oil, Sunflower oil, Vegetable oil) (locally manufactured)	4	6
Tea	3	7
