

Public Procurement (Amendment No. 3) Regulations 2023

GN No. 149 of 2023

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THE PUBLIC PROCUREMENT ACT

Regulations made by the Minister, on the recommendation of the Procurement Policy Office, under section 61 of the Public Procurement Act

1. These regulations may be cited as the **Public Procurement (Amendment No. 3) Regulations 2023**.

2. In these regulations –

"principal regulations" means the Public Procurement Regulations 2008.

3. Regulation 2 of the principal regulations is amended by deleting the definition of "parastatal body".

4. Regulations 2A and 2B of the principal regulations are revoked and replaced by the following regulations –

2A. Non-application of Act

The Act shall not apply to a public body specified in the first column of the First Schedule with regard to such contract as specified in the second column of that Schedule.

2B. Application of Act

(1) The Act shall apply to a public body specified in the first column of the Eighth Schedule.

(2) The prescribed amount for a public body shall, in respect of a type of contract specified in the second column of the Eighth Schedule, be that specified in the third column of that Schedule.

5. The principal regulations are amended by inserting, after regulation 2B, the following new regulation –

2C. Non-application of Parts III, IV, V and VI of Act

Parts III, IV, V and VI of the Act shall not apply to the procurement of goods, works, consultancy services or other services specified in the Ninth Schedule.

6. The principal regulations are amended by adding the Eighth Schedule and Ninth Schedule set out in the First Schedule and Second Schedule to these regulations, respectively.

7. These regulations shall be deemed to have come into operation on 20 July 2023.

Made by the Minister, on the recommendation of the Procurement Policy Office, on 3 October 2023.

FIRST SCHEDULE

[Regulation 6]

EIGHTH SCHEDULE

[Regulation 2B]

First Column	Second Column	Third Column
Public body	Type of contract	Prescribed amount (Rs)
	PART I	
	All contracts	35 million
Local authorities Rodrigues Regional Assembly and Departments of the Rodrigues Regional Assembly		
	PART II	
	All contracts	20 million
Aapravasi Ghat Trust Fund Academy of Design and Innovation Arabic-speaking Union Bhojpuri-speaking Union Bus Industry Employees Welfare Fund Chagossian Welfare Fund Chinese-speaking Union Civil Service Family Protection Scheme Board Competition Commission Conservatoire National de Musique François Mitterrand Trust Fund Construction Industry Development Board Creole-speaking Union Early Childhood Care and Education Authority English-speaking Union		

Export Processing Zone Development Authority

Financial Intelligence Unit

Financial Reporting Council

Fishermen Investment Trust

Fishermen Welfare Fund

Hindi-speaking Union

Human Resource Development Council

Independent Broadcasting Authority

Institute of Technical Education and Technology

Insurance Industry Compensation Fund

Islamic Cultural Centre Trust Fund

Land Drainage Authority

Law Reform Commission

Le Morne Heritage Trust Fund

Loïs Lagesse Trust Fund

Malcolm de Chazal Trust Fund

Manufacturing Sector Workers Welfare Fund

Marathi-speaking Union

Mauritian Cultural Centre Trust

Mauritius Council of Registered Librarians

Mauritius Emerging Technologies Council

Mauritius Ex-Services Trust Fund

Mauritius Institute of Education

Mauritius Marathi Cultural Centre Trust

Mauritius Museums Council

Mauritius Qualifications Authority

Mauritius Renewable Energy Agency

Mauritius Research and Innovation Council

Mauritius Society for Animal Welfare

Mauritius Society of Authors

Mauritius Sports Council
Mauritius Tamil Cultural Centre Trust
Mauritius Telugu Cultural Centre Trust
Media Trust
National Adoption Council
National Art Gallery
National Children's Council
National Cooperative College
National Council for the Rehabilitation of Disabled Persons
National Economic and Social Council
National Environment Cleaning Authority
National Heritage Fund
National Institute for Co-operative Entrepreneurship
National Institute of Sports
National Library
National Productivity and Competitiveness Council
National Solidarity Fund
National Wage Consultative Council
National Women's Council
National Women Entrepreneur Council
National Women's Sports Commission
National Youth Council
Nelson Mandela Centre for African Culture Trust Fund
Professor Basdeo Bissoondoyal Trust Fund
Rabindranath Tagore Institute
Rajiv Gandhi Science Centre Trust Fund
Ramayana Centre
Rights Management Society
Sanskrit-speaking Union
Seafarers' Welfare Fund

Senior Citizens Council

Sir Seewoosagur Ramgoolam Foundation

Small Farmers Welfare Fund

Special Education Needs Authority

St Antoine Planters Co-operative Trust

Sugar Cane Planters Trust

Tamil-speaking Union

Taxi Operators Welfare Fund

Telugu-speaking Union

Tourism Employees Welfare Fund

Town and Country Planning Board

Trade Union Trust Fund

Training and Employment of Disabled Persons Board

Trust Fund for Specialised Medical Care

Urdu-speaking Union

Vallee d'Osterlog Endemic Garden Foundation

World Hindi Secretariat

Other statutory bodies, partly or fully funded by Government, not specified in this Schedule

PART III

All contracts 70 million

Ministries/Government departments/National Assembly

Agricultural Marketing Board

Beach Authority

Economic Development Board

Financial Services Commission

Food and Agricultural Research and Extension Institute

Gambling Regulatory Authority

Higher Education Commission

Irrigation Authority

Mahatma Gandhi Institute

Mauritius Digital Promotion Agency
Mauritius Educational Development Company Ltd
Mauritius Examinations Syndicate
Mauritius Film Development Corporation
Mauritius Institute of Health
Mauritius Institute of Training and Development
Mauritius Meat Authority
Mauritius Oceanography institute
Mauritius Standards Bureau
Mauritius Tourism Promotion Authority
Open University of Mauritius
Outer Islands Development Corporation
Polytechnics Mauritius Ltd
Private Secondary Education Authority
Public Officers' Welfare Council
Quality Assurance Authority
Rodrigues Educational Development Company Ltd
Sir Seewoosagur Ramgoolam Botanical Garden Trust
Sugar Industry Labour Welfare Fund
Tourism Authority
Université des Mascareignes
University of Mauritius
University of Technology, Mauritius

PART IV

All Contracts 135 million

Cargo Handling Corporation Ltd
Central Electricity Board
Central Water Authority
Development Bank of Mauritius Ltd
Information and Communication Technologies Authority

Mauritius Broadcasting Corporation

Mauritius Cane industry Authority

Mauritius Housing Company Ltd

Mauritius Ports Authority

Mauritius Revenue Authority

Mauritius Shipping Corporation Ltd

National Housing Development Company Ltd

National Transport Corporation

Road Development Authority

State Informatics Ltd

State Investment Corporation Limited

State Trading Corporation

Waste Water Management Authority

SECOND SCHEDULE

[Regulation 6]

NINTH SCHEDULE

[Regulation 2C]

1. Procurement by a diplomatic mission of Mauritius abroad
2. Procurement by a public body in respect of –
 - (a) rental of office space;
 - (b) training services;
 - (c) vessels, including chartering, maintenance, repairs, related consultancy or brokerage services and periodic overhauls in a dry dock;
 - (d) legal services
3. Procurement by the Central Water Authority for road reinstatement with respect to the unfinished and remaining works of the ongoing project for the fixing of appurtenances, construction of chambers, household connection works, laying and commissioning of pipelines and other ancillary works thereto in and around the area of Rose Hill