

Sales by Auction (Appointment of Auctioneers) Regulations 2014

GN No. 75 of 2014

Government Gazette of Mauritius No. 40 of 3 May 2014

THE SALES BY AUCTION ACT

Regulations made by the Minister under section 23 of the Sales by Auction Act

1. These regulations may be cited as the **Sales by Auction (Appointment of Auctioneers) Regulations 2014**.

2. In these regulations —

“Act” means the Sales by Auction Act;

“applicant” means a person who makes an application under regulation 3;

“certificate of character” means a certificate of character issued under the Certificate of Character Act.

3. (1) For the purposes of section 2(1) of the Act, the Financial Secretary may cause an advertisement to be published, inviting applications for appointment as an auctioneer.

(2) An advertisement referred to in paragraph (1) shall be —

(a) published by the Ministry in at least 3 local daily newspapers during 3 consecutive days; and

(b) posted on the website of the Ministry.

(3) (a) Every application to be appointed as an auctioneer shall be made in such form

and manner as the Financial Secretary may determine.

(b) The form referred to in paragraph (a) shall be posted on the website of the Ministry.

4. An applicant shall, at the time of application —

- (a) be a citizen of Mauritius;
- (b) be not less than 25 years of age;
- (c) possess a Cambridge 1-lhigher School Certificate or General Certificate of Education “Advanced Level”, with at least 2 subjects at “Advanced Level”, or an equivalent qualification acceptable to the Minister;
- (d) be computer literate; and
- (e) submit such other documents as may be specified in the application form.

5. (1) The Minister may, after considering all applications made under regulation 3, inform an applicant that he is eligible for appointment as auctioneer and require him to follow such relevant courses as he may approve.

(2) Where the applicant successfully completes the courses referred to in paragraph (1), he may, subject to paragraph (3), be considered for appointment as an auctioneer.

(3) The number of auctioneers to be appointed shall be determined by the Minister.

6. (1) Following his appointment, an auctioneer shall, at intervals of 2 years, submit, to the Minister, a certificate of character.

(2) Where, at any time, an auctioneer is found to have committed any act of misconduct, dishonesty or malpractice, or is convicted for an offence, other than an offence under the Road Traffic Act, the Minister may terminate his appointment as auctioneer on such terms and

conditions as the Minister may determine.

7. The Sales by Auction Regulations 1994 are revoked.

8. (1) Every person appointed as an auctioneer by the Minister shall, at the coming into operation of these regulations, be deemed to be appointed as an auctioneer under these regulations.

(2) An auctioneer referred to in paragraph (1) shall, within 6 months of the coming into operation of these regulations, submit a certificate of character to the Minister.

Made by the Minister on 22 April 2014.