8. **Dangerous Chemicals Control Act amended**

The Dangerous Chemicals Control Act is amended –

(a) in section 2 –

(i) by inserting, in the appropriate alphabetical order, the following new definitions –

“authorised officer” means an officer delegated by the Board to administer licences, permits and authorisations under this Act;

“Director-General” has the same meaning as in the Mauritius Revenue Authority Act;

“effective date” means the date by which all required documents, information or samples, as the case may be, are submitted and, where applicable, after payment of the processing fee, an acknowledgement receipt is issued to the applicant;

“export” has the same meaning as in the Customs Act;

“guidelines” means guidelines issued by the Board –

(a) setting out the requirements for, the applicable law relating to, and the procedures for, an application for a licence, permit or authorisation under this Act;

(b) listing every fee leviable under this Act;

(c) available for consultation at the Board; and

(d) posted on the website of the Board;

(ii) by adding the following new definition, the full stop at the end of the definition of “responsible person” being deleted and replaced by a semicolon –

“TradeNet” has the same meaning as in the Customs Act.
(b) in section 7(1), by repealing paragraph (e) and replacing it by the following paragraph—

(e) delegate to the authorised officer the power to administer licences, permits and authorisations under this Act;

(c) in section 10, by adding the following new subsection—

(5) (a) The Registrar or the authorised officer shall, not later than 4 working days after receipt of a new application, request to the applicant to submit such additional information as may be required to determine the application.

(b) The authorised officer shall, not later than 15 working days after the effective date of an application for a licence to trade in dangerous chemicals—

(i) approve the application or renewal of a licence subject to such terms and conditions as may be specified in guidelines and on payment of such fees as may be prescribed;

(ii) reject the application and notify the applicant accordingly.

(d) by inserting, after section 10, the following new section—

10A. Registration of extremely dangerous chemical

The Board shall, not later than 15 working days after the effective date of an application for registration of an extremely dangerous chemical, approve or reject the application.

(e) by inserting, after section 11, the following new sections—

11A. Import and export of dangerous chemicals

(1) Pursuant to sections 10(1)(a) and 11(1), every application for—

(a) an import or export permit for dangerous chemicals;
(b) an import or export permit for a pesticide or an extremely dangerous chemical, shall –

(i) through the TradeNet or in such other manner as the Board may determine, be made in such application form as the Board may approve;

(ii) be accompanied by such other document as may be required in the guidelines.

(iii) be subject to the payment of such fees as may be prescribed and such other conditions as may be specified in the guidelines.

(2) The authorised officer shall, not later than 2 working days after the effective date of the application, grant or refuse the application and inform the applicant accordingly.

(3) (a) Where verification, testing or analysis of the goods is required, the authorised officer shall grant or refuse the permit not later than 2 working days –

(i) after verification of the goods; or

(ii) after receipt of the test report,

as the case may be.

(b) The permit shall be issued on payment of such fees as may be prescribed for the purpose of testing or verification, as the case may be.

(c) For the purpose of paragraph (a), in case the goods referred to in subsection (1) are under Customs control, the authorised officer shall take the goods or a sample of the goods, as the case may be, in accordance with section 25B(3) of the Customs Act.
(4) For the purpose of subsections (2) and (3), the authorised officer shall notify his decision to grant or refuse to grant the permit, to the Director-General and the importer or exporter, through the TradeNet or in such other manner as the Board may determine.

11B. Clearance by Director-General

The Director-General shall release or clear goods imported or exported under this Act in accordance with section 25B of the Customs Act.

(f) in section 27—

(i) by deleting the word “Board” wherever it appears and replacing it by the words “authorised officer”;

(ii) by inserting, after subsection (3), the following new subsection—

(3A) For the purpose of an authorisation under this section, the procedures set out in section 11A shall apply with such modifications, adaptations and exceptions as may be necessary.


The Economic Development Board Act 2017 is amended—

(a) in section 2—

(i) in the definition of “investor”, in paragraph (a), by deleting the words “6 or 7” and replacing them by the words “6, 7 or 8”;

(ii) in the definition of “retired non-citizen”, by deleting the words “10, 11 or”;

(iii) in the definition of “self-employed person”, by deleting the words “item 8” and replacing them by the words “item 11”;