



OFFICIAL GAZETTE

REPUBLIC OF SEYCHELLES

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GENERAL NOTICES

No. 816 of 2022

NOTICE

ACCESS TO INFORMATION ACT, 2018

(Act No. 4 of 2018)

In exercise of the powers conferred by section 7(1) of The Access to Information Act, 2018 (Act 4 of 2018) the head of the **Department of Civil Aviation, Ports and Marine** hereby designates **Pria Denousse** as the Information Officer for **Department of Civil Aviation, Ports and Marine** replacing **Magalie Essack**.

Dated this: 2nd August, 2022.

Alain Renaud
Principal Secretary
Department of Civil Aviation, Ports and Marine

Contact Details of Information Officer

Telephone: 2729240

Email: priadenousse@gov.sc

No. 817 of 2022

**ELECTIONS ACT
(Cap 262)**

Pursuant to section 3(1)(a) of the Elections Act which provides that the Electoral Commission shall, for the purposes of the said Act, appoint a Chief Registration Officer, and section 3(7) which provides that an appointment made under section 3(1) shall be published in the Gazette, the Electoral Commission hereby gives notice of the following appointment —

Ms. Sheena BONIFACE as Chief Registration Officer, with effect as of 3rd August 2022.

Dated this 3rd day of August 2022.

**Mrs. Manuella Amesbury
Chief Electoral Officer
FOR: ELECTORAL COMMISSION**

No. 818 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 10th March 2022, the Master appointed Juliana Therese Grandcourt of North East Point N.I.N 950-0387-1-0-49 as executrix of the succession of Patrizio Beccaria under section 23 (2) of the Curatelle Act 2021.

Dated this 10th day of **March, 2022.**

Master

No. 819 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 27th May 2022, the Master appointed Clifton Andrew Rachel of La Louise N.I.N 981-0131-1-1-22 as executor of the succession of Julia Rachel nee Labonte under section 23 (2) of the Curatelle Act 2021.

Dated this 27th day of **May, 2022.**

Master

No. 820 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 13th June 2022, the Master appointed Garry Henry Lawen of Perseverance 1 N.I.N 972-0380-1-1-41 as executor of the succession of Lise Marie-Ange Lawen under section 23 (2) of the Curatelle Act 2021.

Dated this 13th day of **June, 2022.**

Master

No. 821 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 27th June 2022, the Master appointed Nathalie Claire Therese Bonte of Anse Boileau N.I.N 994-0962-1-0-52 as executrix of the succession of

Frank Paul Bonte under section 23 (2) of the Curatelle Act 2021.

Dated this 27th day of **June, 2022.**

Master

No. 822 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 28th June 2022, the Master appointed Brigitte Betty Auguste of Ma Joie N.I.N 977-0990-1-0-65 as executrix of the succession of Micheal Andrew Auguste under section 23 (2) of the Curatelle Act 2021.

Dated this 28th day of **June, 2022.**

Master

No. 823 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 28th June 2022, the Master appointed Claudio Ravera Chion of La Louise N.I.N 020-0038-6-1-36 and Jonathan James Riccardo Ravera Chion of La Retraite N.I.N 005-02278-5-1-50 as executors of the succession of Jane Nelly Constance Ravera Chion (nee Payet) under section 23 (2) of the Curatelle Act 2021.

Dated this 28th day of **June, 2022.**

Master

No. 824 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 30th June 2022, the Master appointed Elvis Roy Denis Docteur of Foret Noire N.I.N 983-0591-1-1-01 and Colin Steven Pierre of Foret Noire N.I.N 993-0460-1-1-72 as executors of the succession of Josiane Denise Volcere also known and referred to as 'Josiane Denise Docteur' and 'Josiane Denis Pierre under section 23 (2) of the Curatelle Act 2021.

Dated this 30th day of **June, 2022.**

Master

No. 825 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 30th June 2022, the Master appointed Nashyla Arabella Rosalie of Corgate Estate N.I.N 995-0794-1-0-60 as executrix of the succession of Trejo David Thomas Rosalie under section 23 (2) of the Curatelle Act 2021.

Dated this 30th day of **June, 2022.**

Master

No. 826 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 7th July 2022, the Master appointed Toussaint Armel Didon of Anse Aux Pins N.I.N 960-1083-1-1-80 as executor of the succession of Marie Amelie Bonne (nee Gabriel) under section 23 (2) of the Curatelle Act 2021.

Dated this 7th day of **July, 2022.**

Master

No. 827 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 8th July 2022, the Master appointed Judy Maryse Payet of Baie Lazare N.I.N 965-0213-2-2-39 as executrix of the succession of Robert Jacque Payet under section 23 (2) of the Curatelle Act 2021.

Dated this 8th day of **July, 2022.**

Master

No. 828 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 8th July 2022, the Master appointed Marthe Elizabeth Magloire of Pointe Au Sel N.I.N 963-0322-2-0-21 as executrix of the succession of Marie Elina Magloire under section 23 (2) of the Curatelle Act 2021.

Dated this 8th day of **July, 2022.**

Master

No. 829 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 11th July 2022, the Master appointed Siranette Elsia Savy (nee Rose) of Turtle Bay, Au Cap N.I.N 960-0145-1-0-78 as executrix of the succession of Auguste James Peter Savy under section 23 (2) of the Curatelle Act 2021.

Dated this 11th day of **July, 2022.**

Master

No. 830 of 2022

Curatelle Act

Notice of Appointment of Executor

Notice is hereby given that on the 12th July 2022, the Master appointed Leonie Mallow of Hermitage N.I.N 94-0474-1-0-35 as executrix of the succession of Louisa Aurore Kandasamy under section 23 (2) of the Curatelle Act 2021.

Dated this 12th day of **July, 2022.**

Master

No. 831 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 12th July 2022, the Master appointed Marie-Antoinette Arissol of Port Launay N.I.N 971-0962-1-0-13 as executrix of the succession of Patrick Arissol under section 23 (2) of the Curatelle Act 2021.

Dated this 12th day of July, 2022.

Master

No. 832 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 12th July 2022, the Master appointed Baard Bjorge Baik of Amitie, Praslin Passport number: 30273832 as executor of the succession of Roald Nilsen under section 23 (2) of the Curatelle Act 2021.

Dated this 12th day of July, 2022.

Master

No. 833 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 14th July 2022, the Master appointed Konrad Charles Gilles Payet of La Batie N.I.N 969-0110-1-1-23 and Maria-Lys Jacqueline Agnes Payet of Hermitage N.I.N 967-1084-1-0-77 as executors of the succession of Jennifer Fabienne Payet (nee D'offay) under section 23 (2) of the Curatelle Act 2021.

Dated this 14th day of July, 2022.

Master

No. 834 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 14th July 2022, the Master appointed Christina Jaline Valmont of St Louis N.I.N 974-1024-1-0-86 as executrix of the succession of Andy Bryan Marie under section 23 (2) of the Curatelle Act 2021.

Dated this 14th day of July, 2022.

Master

No. 835 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 14th July 2022, the Master appointed Marie Valerie Labrosse (nee Roseline) of Le Nirole N.I.N 956-0740-1-0-09 as executrix of the succession of Andre Roseline under section 23 (2) of the Curatelle Act 2021.

Dated this 14th day of July, 2022.

Master

No. 836 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 14th July 2022, the Master appointed Konrad Charles Gilles Payet of La Batie N.I.N 969-0110-1-1-23 and Maria-Lys Jacqueline Agnes Payet of Hermitage N.I.N 967-1084-1-0-77 as executors of the succession of Joseph France Albert Payet under section 23 (2) of the Curatelle Act 2021.

Dated this 14th day of July, 2022.

Master

No. 837 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 14th July 2022, the Master appointed Roland Claud Pool of Anse La Mouche N.I.N 989-0734-1-1-10 as executor of the succession of Leon Daniel Savy under section 23 (2) of the Curatelle Act 2021.

Dated this 14th day of July, 2022.

Master

No. 838 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 15th July 2022, the Master appointed Fulgencia Bibi (nee Dodin) of Baie Lazare N.I.N 961-0099-2-0-74 as executrix of the succession of Gilbert Bibi under section 23 (2) of the Curatelle Act 2021.

Dated this 15th day of July, 2022.

Master

No. 839 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 15th July 2022, the Master appointed Christina Lorna Louis of Baie Lazare N.I.N 976-0085-2-0-49 as executrix of the succession of Allain Andre Quatre under section 23 (2) of the Curatelle Act 2021.

Dated this 15th day of July, 2022.

Master

No. 840 of 2022

Curatelle Act**Notice of Appointment of Executor**

Notice is hereby given that on the 15th July 2022, the Master appointed Jemmy Clavia Cesar of Foret Noire N.I.N 948-0132-1-0-06 as executrix of the succession of Dolphin Cesar under section 23 (2) of the Curatelle Act 2021.

Dated this 15th day of July, 2022.

Master

No. 841 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Section 217(5)(c)**

Notice is hereby given pursuant to Section 217(5)(c) of the International Business Companies Act, 2016 that **ESTIM VENTURES LTD - No. 170456** has been struck off the register owing to continuation in another jurisdiction, with effect from **24th June, 2022**.

Financial Services Authority

No. 842 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Section 272(4)**

Notice is hereby given pursuant to Section 272(4) of the International Business Companies Act, 2016 that the following companies have been struck off the register with effect from **05th July, 2022**.

<u>Company Name</u>	<u>IBC No.</u>
SNOWBALL CORPORATION	41275
OSIER LIMITED	112201
Tumelo Ke Thebe Limited	157950
UBI Worldwide Limited	193387
M.Tech Consulting Limited	214022
Industrial Partnerships Ltd	90939
Mosaic Global Ltd	119088
ALUTO LIMITED	121958
CLARKNET LIMITED	230803
Heng Long Ltd	225578
MERGE SOLUTION LTD	93803
CRM Asia Solutions Ltd.	78708
RANGE 4 HOLDINGS LIMITED	142310
RANGE 3 HOLDINGS LIMITED	132304
RANGE 12 HOLDINGS LIMITED	158866
RANGE 11 HOLDINGS LIMITED	158865
Ad hoc Business Support Corporation	92565

Financial Services Authority

No. 843 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Sections 297(3)(a) and 297(5)**

Notice is hereby given pursuant to Section 297(5) of the International Business Companies Act, 2016 (the Act) that **Nautilus Global Consulting Limited - No. 146216** has been struck off the register owing to dissolution, with effect from **22nd June, 2022** in accordance with Section 297(3)(a) of the Act.

Financial Services Authority

No. 844 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Sections 297(3)(a) and 297(5)**

Notice is hereby given pursuant to Section 297(5) of the International Business Companies Act, 2016 (the Act) that the following companies have been struck off the register owing to dissolution, with effect from **23rd June, 2022** in accordance with Section 297(3)(a) of the Act.

<u>Company Name</u>	<u>IBC No.</u>
K.C INTERNATIONAL CO LIMITED	215260
Safeway Group Limited	207952
RANK ADVANCED LIMITED 晉爵有限公司	178373
LERONDA ENTERPRISES LTD	111862

Financial Services Authority

No. 845 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Sections 297(3)(a) and 297(5)**

Notice is hereby given pursuant to Section 297(5) of the International Business Companies Act, 2016 (the Act) that the following companies have been struck off the register owing to dissolution, with effect from **24th June, 2022** in accordance with Section 297(3)(a) of the Act.

<u>Company Name</u>	<u>IBC No.</u>
Dona Europe Ltd.	142994
Magic Zone International Limited	206495
Project Controls Management Ltd	63870
LANDMARK ENTERTAINMENT LIMITED	208096
Balaou Ltd	91967
Naboo Consulting Corp	141161

Financial Services Authority

No. 846 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Sections 297(3)(a) and 297(5)**

Notice is hereby given pursuant to Section 297(5) of the International Business Companies Act, 2016 (the Act) that the following companies have been struck off the register owing to dissolution, with effect from **27th June, 2022** in accordance with Section 297(3)(a) of the Act.

<u>Company Name</u>	<u>IBC No.</u>
Centrix Group Limited	215427
KUTTI INVESTMENT CO LTD	222729

Financial Services Authority

No. 847 of 2022

INTERNATIONAL BUSINESS COMPANIES ACT*(Act 15 of 2016)***Sections 297(3)(a) and 297(5)**

Notice is hereby given pursuant to Section 297(5) of the International Business Companies Act, 2016 (the Act) that the following companies have been struck off the register owing to dissolution, with effect from **30th June, 2022** in accordance with Section 297(3)(a) of the Act.

<u>Company Name</u>	<u>IBC No.</u>
Safeer Holding Limited	196392
ACTON PARK LTD.	20003
CAPATUE CHEMTRADE CO., LTD 能德化實有限公司	171911

Financial Services Authority

No. 848 of 2022

**NOTICE OF LIQUIDATOR APPOINTMENT AND OF
COMMENCEMENT OF WINDING UP**

Section 286 of the International Business Companies Act 2016 (the “Act”)

of

**Xin Jia Co., Ltd.
Company No.: 145090**

Xin Jia Co., Ltd. (the “Company”), incorporated under the Act with IBC Registration No. 145090

I, Ms. Liang Shiow-Shan of 11F.-1, No.60, Sec. 2, Dunhua S. Rd., Da’ an Dist., Taipei City 106, Taiwan (R.O.C.), hereby give notice that I have been appointed to act for as the Liquidator of the Company, hereby give notice in accordance with section 286 of the Act that the voluntary winding up of the Company under Sub-Part II of Part XVII of the Act has been commenced.

Dated this 22nd day of July, 2022.

**Ms. Liang, Shiow-Shan
LIQUIDATOR**

No. 849 of 2022

**NOTICE OF LIQUIDATOR APPOINTMENT AND OF
COMMENCEMENT OF WINDING UP**

Section 286 of the International Business Companies Act 2016 (the “Act”)

of

**Best Success Co., Ltd.
Company No.: 129909**

Best Success Co., Ltd. (the “Company”), incorporated under the Act with IBC Registration No. 129909

I, Ms. Yao, Hsiao-Ying of 4F., No.4, Shunfeng Rd., Tucheng Dist., New Taipei City 236, Taiwan (R.O.C.), hereby give notice that I have been appointed to act for as the Liquidator of

the Company, hereby give notice in accordance with section 286 of the Act that the voluntary winding up of the Company under Sub-Part II of Part XVII of the Act has been commenced.

Dated this 01st day of August, 2022.

Ms. Yao, Hsiao-Ying
LIQUIDATOR

No. 850 of 2022

LAND RECLAMATION NOTICE

Mr. Anthony Francois Maurel acting on his own behalf has applied for authority, under **Section 2** of Land Reclamation Act to fill in and reclaim an area of the foreshore of approximately **3175** square meters at **Les Mamelles**, (adjacent to the Parcel S2636).

The proposed area to be reclaimed is bounded on the **Northern, Eastern and Northern Western Side** by Sea, **Southern Eastern** by a stream, **Southern** and **Southern Western Side** by Parcel S2636.

The area to be reclaimed is demarcated as follows:

POINT NAME	EASTINGS	NORTHINGS
QN 18	331399.920	9485792.620
Peg 1	331419.071	9485810.743
Peg 2	331477.539	9485763.100
Peg 3	331454.680	9485718.610
QN 18	331399.920	9485792.620

All distances are approximate.

The plan of the area to be filled in and reclaimed deposited with this application, may be inspected at the Seychelles Planning Authority's Office at Independence House.

Any person having any objections to the proposed reclamation on any grounds specified in paragraph 5 of the 1st Schedule of the Act may lodge his or her objection in writing to the Chief Executive Officer Planning Authority at the Planning Authority's Office, Independence House no later than 14 days from date of the first publication of this notice.

Govin Pillay (Mr.)
Senior Engineer
FOR: CHIEF EXECUTIVE OFFICER

No. 851 of 2022

NOTICE OF LAND SURVEY

The following survey has been lodged with the Director of Surveys at Independence House.

Parcel Nos.	Owner	Location
H14182	Mrs. Marie Antoinette Naidoo	Anse Etoile, Mahe

Under Section 14(3) of the Land Survey Act (Cap. 109) any objection to the beacons and boundaries must be lodged in the Supreme Court within **two months** of the publication of this notice.

R. B. Ekanayake
Land Surveyor

No. 852 of 2022

LAND SURVEY NOTICE

The following survey have been lodged with the Director of Surveys at Independence House, Victoria.

Parcel Nos.	Owner	Location
H13831	Pierre Simeon	Anse Etoile, Mahe

Under Section 14 of the Land Survey Act (Cap. 109) any objection to the beacons and boundaries must be lodged in the Supreme Court within **two months** of the publication of this notice.

Government Surveyor

No. 853 of 2022

LAND SURVEY NOTICE

The following survey have been lodged with the Director of Surveys at Independence House, Victoria.

Parcel Nos.	Owner	Location
H13832	State	Anse Etoile, Mahe

Under Section 14 of the Land Survey Act (Cap. 109) any objection to the beacons and boundaries must be lodged in the Supreme Court within **two months** of the publication of this notice.

Government Surveyor

No. 854 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my son's name from Jammie Justin Bagio Testa to Jamie Justin Biagio Testa agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mrs Margaret Testa
Bel Ombre
Mahe
Seychelles

No. 855 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my daughter's name from Thia Elly Elise Marie to Thia Elly Elise Marie Ah-Kong agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mr Fabien Marie
Perseverance 1
Block A3/3
Seychelles

No. 856 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Magdalena Veronique Bacco to Magdalena Veronique Bacco agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Ms Magdalena Bacco
Nageon Estate
Point Larue
Mahe

No. 857 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my son's name from Neil Farell Lesperance to Neil Farell Adrienne agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Ms Farra Shona Lesperance
&
Nelson, Joel Christian Adrienne
Grand Anse
Praslin

No. 858 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Christian Daniel Francis Gill to Christian Daniel Mancham agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mr Christian Daniel Francis Gill
Anse Takamaka
Baie Ste Anne
Praslin

No. 859 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Danky Marie Elcine Gill to Danby Marie Elcine Mancham and that of my daughter's from Elizabeth Sophia Gill to Elizabeth Sophie Mancham agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Ms Danky Christopher Gill
Anse Takamaka
Baie Ste Anne
Praslin

No. 860 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Christopher Claude Gill to Christopher Claude Mancham agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mr Christopher Gill
Anse Takamaka
Baie Ste Anne
Praslin

No. 861 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Beroze Jamshed Bana to Beroze Bana agreeable with sections 94-99 of Cap.

34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mrs Beroze Bana
C/o Pardiwalaa Twomey Lablache
Suite 109, Premier Building
Albert Street, P.O Box 343
Victoria
Mahe
Seychelles

No. 862 of 2022

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my son's name from Yan-Luc Mathieu Jeremy Morel to Yan-Luc Mathieu Jeremy Morin agreeable with sections 94-99 of Cap. 34. Any person interested may oppose such application by filing a protest in writing setting forth his/her grounds of objections.

Mr Jean-Pierre Mathieu Morin
C/o Bernard Selwyn Adonis
A & A Law and Consultancy Chambers
Room 41
PO Box 1052
Victoria
Mahe
Seychelles

S.I. 86 of 2022**PUBLIC DEBT MANAGEMENT ACT***(Cap 302)***Eastern and Southern African Trade and Development Bank Term Loan Facility Order, 2022**

In exercise of the powers conferred by section 28 of the Public Debt Management Act, the Minister responsible for finance makes the following Order —

Citation

1. This Order may be cited as the Eastern and Southern African Trade and Development Bank Term Loan Facility Order, 2022.

Loan agreement

2. The Minister responsible for finance has, in accordance with section 4 of the Public Debt Management Act, entered into a term loan facility agreement with the Eastern and Southern African Trade and Development Bank (“the loan agreement”) for the purpose of providing financial assistance to Air Seychelles Limited.

Particulars

3. The particulars of the Loan Agreement referred to in paragraph 2 are as follows —

- | | |
|--------------------------------|---|
| <i>(a) Amount of the loan:</i> | US Dollars Thirteen Million (\$13,000,000). |
| <i>(b) Terms of repayment:</i> | Equal semi-annual instalments over a period of 24 months, in an amount equal to twenty five percent (25%) of the aggregate amount of all utilisations under the loan agreement. |

- (c) *Name of lender:* Eastern and Southern African Trade and Development Bank.
- Name of borrower:* The Government of the Republic of Seychelles.
- (d) *Interest payable:* The rate of interest on each loan made under the loan agreement for each interest period is the percentage rate per annum which is the aggregate of the applicable —
- (i) margin (5.9% per annum); and
 - (ii) reference rate (as specified in the loan agreement).
- (e) *Manner to be accounted for:* To be treated as financing.
- (f) *Purpose of loan:* The purpose of the loan agreement is to provide financial assistance to Air Seychelles Limited.
- (g) *Other particulars:* Other particulars are contained in the loan agreement.

MADE this 5th day of August, 2022.

**NAADIR HASSAN
MINISTER OF FINANCE,
NATIONAL PLANNING AND TRADE**

S.I. 84 of 2022

ENVIRONMENT PROTECTION ACT, 2016

(Act 18 of 2016)

**ENVIRONMENT PROTECTION ACT (APPEALS RULES OF
PROCEDURE) REGULATIONS, 2022**

ARRANGEMENT OF REGULATIONS

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4. Lodgement of Appeals
5. Secretary to the Appeals Board
6. Commencement of Proceedings
7. Hearings before the Appeals Board
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9. Arguments or submissions before the Appeals Board
10. Proceedings in absence of a party
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Schedule 2 - Fees for filing of Notice of Appeal

Schedule 3 - The Appeals Board of the Environment Protection Act
Notice of Mention

S.I. 84 of 2022

ENVIRONMENT PROTECTION ACT, 2016

*(Act 18 of 2016)***Environment Protection (Appeals Rules of Procedure)
Regulations, 2022**

In exercise of the powers conferred by section 80 read with section 74(2) of the Environment Protection Act, the Minister responsible for environment matters hereby makes the following regulations —

Citation

1. These Regulations may be cited as the Environment Protection (Appeals Rules of Procedure) Regulations, 2022.

Interpretation

2. In these Regulations —

“Act” means the Environment Protection Act, 2016;

“Appeals Board” means the Appeals Board constituted under section 73 of the Act;

“appellant” means a person having a right to appeal to the Environment Protection Appeals Board under section 59 or 74(1) of the Act or any other laws giving a right of appeal under that Act;

“respondent” means the party against whom the appeal is filed;

“Secretary” means the Secretary to the Appeals Board appointed under regulation 5;

“standard scale” means the standard scale of fines for offences established under the Criminal Offences (Standard Scale of Fines) Act, 2021.

Notice of Appeals

3. Any person aggrieved by a decision made under the Act or any other laws giving a right of appeal under that Act may, appeal to the Appeals Board.

Lodgement of appeals

4.(1) A notice of appeal under regulation 3 shall as far as practicable be made in the form specified in the First Schedule.

(2) The appellant shall, upon filing his or her notice of appeal pay a non-refundable fee as specified in Schedule 2.

(3) The notice under subregulation (1) shall be filed with the Secretary of the Appeals Board.

(4) The Secretary shall register the appeal and deliver the notice of appeal to the Chairperson of the Appeals Board.

(5) The Secretary shall cause a copy of the notice of appeal to be served on the respondent and shall notify the respondent to compile the record and to send a copy of the record to the Appellant.

Secretary to the Appeals Board

5. The Appeals Board shall appoint a Secretary who shall be responsible for —

- (a) ensuring the overall smooth running of the Appeals Board;
- (b) convening the sittings of the Appeals Board after consultation with the Chairperson and members;
- (c) the implementation of decisions made by the Appeals Board; and
- (d) such other duties as the Chairperson may from time to time direct.

Commencement of proceedings

6.(1) The Chairperson shall, upon examination of the appeal cause the Secretary to issue to the parties in the appeal a Notice of Mention in the form specified in Schedule 3.

(2) At the hearing of the mention the parties shall make appropriate disclosure of documents they wish to rely upon at the hearing.

(3) The Secretary shall record the date set for hearing and shall ensure that all parties have notice of the date set for hearing.

Hearings before the Appeals Board

7.(1) At a hearing before the Appeals Board, the Chairperson may take evidence on oath and for that purpose shall administer oaths.

(2) A hearing before the Appeals Board shall be open to the public but, may be heard in private if —

- (a) the circumstances so warrant; or
- (b) the Appeals Board considers it appropriate.

Evidence rules and Natural Justice

8.(1) The rules of evidence which apply in civil cases before the Supreme Court shall apply in all matters before the Appeals Board.

(2) Whilst hearing an appeal, the Appeals Board shall ensure that the rules of Natural Justice are observed.

Arguments or submissions before the Appeals Board

9.(1) Any party to proceedings before the Appeals Board, or the authorised representative of that party shall declare to the Appeals Board at the earliest opportunity whether he or she intends to make oral or written submissions during the course of the proceedings.

(2) Where a party to the proceedings or his or her authorised representatives has chosen to file written submissions, he or she shall

arrange to submit copies thereof to the Secretary of the Appeals Board at least 5 working days before the date fixed for consideration of the matter by the Appeals Board.

Proceedings in absence of a party

10. Where on a date fixed for any particular matter before the Appeals Board, any party to the proceedings who was present when the date was fixed does not appear, the proceedings may be continued in the absence of that party or the Chairperson may issue an Order, Direction or Notice as he or she shall consider appropriate.

Minutes and records of proceedings

11.(1) The Secretary shall keep a record of proceedings at the hearing before the Appeals Board.

Quorum and Decision of the Appeals Board

12.(1) The Appeals Board may, where it entertains a notice of appeal, decide the appeal by —

- (a) confirming the decision;
- (b) varying the decision;
- (c) quashing the decision;
- (d) ordering the respondent to reconsider its decision as directed by the Appeals Board.

(2) Three members of the Appeals Board shall constitute a quorum at any sitting of the Appeals Board.

(3) Every decision of the Appeals Board shall be signed and dated by the Chairperson and two other members.

(4) The Appeals Board shall treat an application with the urgency that it requires.

(5) A signed copy of the decision shall be served on the parties to the proceedings within 14 days from date that the decision is made.

Offences

13. A person who —

- (a) willfully insults or obstructs a member or any officer of the Appeals Board in the course of any proceedings of the Board;
- (b) willfully insults or obstructs a witness or other person in attendance at any proceedings of the Appeals Board;
- (c) willfully interrupts or disrupts, or otherwise misbehaves at, any proceedings of the Appeals Board,

commits an offence and shall be liable upon conviction to a fine of level 3 on the standard scale.

Disclosure of interest

14. Where a member is present at proceedings before the Appeals Board and that member or a close relative of that member, has direct or indirect interest in a matter being dealt with in those proceedings, the member shall, before or as soon as practicable after the commencement of the proceedings, disclose that interest and shall not take part in any consideration or discussion of, or vote on any question relating to, the matter under consideration.

SCHEDULE 1

(Regulation 4(1))

NOTICE OF APPEAL

Before the Appeals Board established under section 73 of the Environment Protection Act, 2016

Take Notice that the Appellant appeals to the Appeals Board against the decision of the Respondent dated (copy attached) on the following grounds —

- 1.
- 2.
- 3.

Dated this day of, 20.....

Signed (Appellant)

The address for service of the Appellant is.....

SCHEDULE 2

[Regulation 4(2)]

Fees for filing of Notice of Appeal

SCR 250.00

SCHEDULE 3

[Regulation 6(1)]

Notice of Mention

The Appeals Board under the Environment Protection Act, 2016

..... **Applicant**

Versus

..... **Respondent**

Cs No.....

TAKE NOTICE that the above case will be mentioned on the
at am/pm.

You are hereby required to appear before the Environment Protection Appeals Board, located at the building at Victoria on the above mentioned date and time.

Dated this day of 20

SECRETATRY OF THE APPEALS BOARD

To be served on: 1. XXXX

MADE this 8th day of July, 2022.

**FLAVIEN JOUBERT
MINISTER OF AGRICULTURE,
CLIMATE CHANGE AND ENVIRONMENT**

JUDICIARY (AMENDMENT) ACT, 2022

(Act 17 of 2022)

ARRANGEMENT OF SECTIONS

SECTIONS

1. Short title
2. Amendment of Act
3. Repeal and replacement of section 5
4. Insertion of new section 5A
5. Amendment to Section 7



JUDICIARY (AMENDMENT) ACT, 2022

(Act 17 of 2022)



I assent

A handwritten signature in black ink, appearing to read "Wavel".

Wavel Ramkalawan
President

5th August, 2022

AN ACT TO AMEND THE JUDICIARY ACT TO REVISE THE REMUNERATION OF A NON-RESIDENT PRESIDENT OF THE COURT OF APPEAL AND JUSTICE OF APPEAL; TO ENSURE THAT A JUSTICE OF APPEAL CANNOT ACT AS A SUPREME COURT JUDGE; AND TO PROVIDE FOR MATTERS INCIDENTAL THERETO.

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Judiciary (Amendment) Act, 2022.

Amendment of principal Act as last amended by Act 25 of 2014

2. This Act amends the Judiciary Act, Cap 104 (hereinafter the “principal Act”).

Repeal and replacement of section 5

3. Section 5 of the principal Act is repealed and substituted by the following —

“Fees of a non-resident President of the Court of Appeal and a Justice of Appeal

(1) Where the President of the Court of Appeal is not resident in Seychelles, the following shall be paid —

- (a) a retainer fee in an amount equal to the salary specified in section 3(1)(a)(i) payable per annum at the beginning of every year of his or her term in office;
- (b) a fee in an amount equal to double the salary specified in section 3(1)(a)(i) for each session that the President of the Court of Appeal attends, payable at the end of that session;

(2) Where a Justice of Appeal is not resident in Seychelles or, being resident, is not a full-time member of the Court of Appeal or not an ex-officio member, there shall be paid a fee in an amount equal double to the salary specified in section 4(1)(a)(i) for each session that the Justice of Appeal attends, payable at the end of that session.

(3) A fee specified and payable under subsection (1)(a) and (b) and subsection (2), shall, on completion of each 12month period served be progressed to the next step in accordance with that salary band specified in the Public Service Salary Table under the Public Service Salary Act, 2013 (*Act 25 of 2013*).

(4) Where the twelfth month expires during a session of the Court of Appeal, the fee payable under subsections (1)(b) and (2) for that session, as the case may be, shall be the fee due on the date that session commenced.

Insertion of new section 5A

4. The principal Act is amended by inserting, after section 5, the following new section —

“Transitional provision for existing holders of offices

“5A. Notwithstanding section 5, a non-resident President of the Court of Appeal or a non-resident Justice of Appeal holding office as such immediately before the coming into force of this Act shall continue to hold office under the terms and conditions existing prior to the coming into force of this Act.”

Amendment to section 7

5. The principal Act is amended as follows —

- (a) by renumbering the existing section 7 as subsection (1); and
- (b) by inserting a new subsection (2) and (3) as follows —

“(2) The President of the Court of Appeal or a Justice of Appeal shall not be eligible to be appointed as Chief Justice or appointed as a Puisne Judge or to act as a Puisne Judge unless he resigns the office of President of the Court of Appeal or Justice of Appeal, as the case may be,”

(3) The Chief Justice or Judge of the Supreme Court who has been appointed as the President of the Court of Appeal or Justice of Appeal may continue to sit as a Judge of the Supreme Court for the limited purpose of giving judgement or otherwise in relation to any proceedings commenced before his appointment as President of the Court of Appeal or Justice of Appeal.

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 26th July, 2022.



Mrs. Tania Isaac
Clerk to the National Assembly

PROBATES (RE-SEALING) ACT, 2022

(Act 15 of 2022)

ARRANGEMENT OF SECTIONS

SECTIONS

1. Short title
2. Interpretation
3. Resealing of probate or letters of administration
4. Conditions to be fulfilled before sealing
5. Effect of duplicate of probate or letters of administration
6. Rules
7. Amendment of Schedule
8. Repeal

SCHEDULE 1: List of Recognized Jurisdictions

SCHEDULE 2: Notice of Appointment of Executor



PROBATES (RE-SEALING) ACT, 2022

(Act 15 of 2022)



I assent

A handwritten signature in black ink, appearing to read "Wavel".

Wavel Ramkalawan
President

2nd August, 2022

AN ACT TO PROVIDE FOR THE RESEALING OF PROBATES AND LETTERS OF ADMINISTRATION GRANTED BY A COURT OF PROBATE IN A RECOGNISED JURISDICTION IN RESPECT OF THE ESTATE OF A DECEASED PERSON AND TO PROVIDE FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO.

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Probates (Re-sealing) Act, 2022.

Interpretation

2. In this Act, unless the context otherwise requires —

“court of probate” means any court or authority, by whatever name designated, that has jurisdiction in matters of probate in a recognized jurisdiction;

“Curator” means the Curator appointed under the Curatelle Act, 2021;

“Minister” means the Minister responsible for legal affairs;

“Mortgage and Registration Office” the Mortgage and Registration Office established under the Mortgage and Registration Act, Cap. 134

“probate or letters of administration” include confirmation in Scotland and any instrument of probate or letters of administration in a recognized jurisdiction;

“recognized jurisdiction” means any of the jurisdictions specified in Schedule 1.

Resealing of probate or letters of administration

3.(1) Where a court of probate in a recognized jurisdiction has, either before or after the coming into force of this Act, granted probate or letters of administration in respect of the estate of a deceased person, the probate or letters so granted may, on being produced to, and a copy in accordance with section 5 thereof deposited with, the Curator, be sealed with the seal of the Curator.

(2) Where a grant of probate or letters of administration are sealed with the seal of the Curator pursuant to subsection (1), the probate or letters of administration so sealed shall have the like force, and have the same effect and operation in Seychelles, as if it or they were an order of confirmation of a testamentary appointment of an executor by the Curator and no further appointment of executor shall be required if the estate of the deceased person comprises immovable property in Seychelles.

(3) The provisions of the Curatelle Act, 2021 and the Civil Code of

Seychelles Act, 2020 in relation to executors shall *mutatis mutandis* apply to an executor or administrator of an estate whose appointment is confirmed under this Act.

(4) An application under subsection (1) may be made by the executor or any interested person.

(5) A person who seeks to reseal the grant of probate or letters of administration under subsection (1) shall submit to the Curator a petition supported by an affidavit accompanied by —

- (a) a copy of the grant of probate or letters of administration in accordance with section 5 that the petitioner seeks to reseal;
- (b) the death certificate of the deceased;
- (c) proof of the identity of the applicant;
- (d) affidavits, or a declaration in the affidavit in support, of alias where necessary in order to explain or reconcile any differences or discrepancies in names which appear in the supporting documents.

Conditions to be fulfilled before sealing

4.(1) The Curator shall, before sealing a grant of probate or letters of administration under this Act, be satisfied that probate duty or succession duty has been paid in respect of so much, if any, of the estate as is liable to probate duty or succession duty in Seychelles.

(2) For the purposes of subsection (1), the Curator may require such evidence, if any, as the Curator thinks fit as to the domicile of the deceased person.

Effect of duplicate of probate or letters of administration

5.(1) For the purposes of this Act, a duplicate of any grant of probate or letters of administration sealed with the seal of the court of probate in a recognized jurisdiction, or a copy thereof certified as correct by or under the authority of the court of probate in a recognized jurisdiction, shall have the same effect as the original.

(2) The Curator shall as soon as possible after sealing the grant of probate or letter of administration —

- (a) cause an extract of the order to be registered at the Mortgage and Registration Office; and
- (b) cause the publication in the *Gazette*, of a notice of confirmation under this Act read together with section 23 (8) of the Curatelle Act in the form prescribed in Schedule 2.

Rules

6. The Minister, in consultation with the Curator, may make rules for regulating the procedure and practice, including fees and costs, on and incidental to an application for sealing a grant of probate or letters of administration under this Act.

Amendment of Schedule

7. The Minister, in consultation with the Curator, may by regulations amend any Schedule.

Repeal

8. The Probates (Re-sealing) Act, Cap. 183, is repealed.

SCHEDULE 1

(Section 2)

LIST OF RECOGNIZED JURISDICTIONS

1. Anguilla
2. Antigua and Barbuda
3. Australia
4. Bahamas
5. Barbados
6. Belize
7. Bermuda
8. Botswana
9. British Antarctic Territory
10. British Columbia

11. British Sovereign Base Areas in Cyprus
12. British Virgin Islands
13. Brunei
14. Canada (including each of the Provinces thereof, except Quebec)
15. Cayman Islands
16. Christmas Islands (Australia)
17. Cocos (Keeling) Islands
18. Commonwealth of Dominica
19. England and Wales
20. Falkland Islands Dependencies
21. Fiji
22. Gambia
23. Ghana
24. Gibraltar
25. Grenada
26. Guernsey
27. Guyana
28. Hong Kong (including the Hong Kong Special Administrative Region of the People's Republic of China)
29. Isle of Man
30. India
31. Jamaica
32. Jersey
33. Kenya
34. Kiribati
35. Lesotho
36. Malawi
37. Malaysia
38. Montserrat
39. New Guinea Territory
40. New Zealand
41. Nigeria
42. Norfolk Island
43. Northern Ireland
44. Papua New Guinea
45. St. Helena
46. Republic of Cyprus
47. St. Kitts and Nevis
48. Saint Lucia
49. St. Vincent
50. Scotland

- 51. Sierra Leone
- 52. Singapore
- 53. Solomon Islands
- 54. South Africa
- 55. Sri Lanka
- 56. Swaziland
- 57. Tanzania
- 58. Trinidad and Tobago
- 59. Turks and Caicos Islands
- 60. Tuvalu
- 61. Uganda
- 62. United States of America
- 63. Zambia
- 64. Zimbabwe

SCHEDULE 2

[Section 5(2)(b)]

FORM 1

Notice of Appointment of Executor

Notice is hereby given that on the [insert date], the Curator confirmed the grant of probate/letters of administration [insert details of the grant of probate/letters of administration] whereby [insert name] of [insert address] [insert identity number] was appointed/confirmed as executor or administrator of the estate of [insert name of the deceased and any alias] under section [insert section of ___ of the Probates (Re-sealing) Act, 2022, read with section 23(8) of the Curatelle Act]

Dated this day of, 20.....

.....

Curator

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 12th July, 2022.



Mrs. Tania Isaac
Clerk to the National Assembly

IMMOVABLE PROPERTY TAX (AMENDMENT) ACT, 2022

(Act 14 of 2022)

ARRANGEMENT OF SECTIONS

SECTIONS

1. Short title
2. Amendment of section 2
3. Amendment of section 6
4. Amendment of section 13
5. Insertion of new section 13A.
6. Amendment of section 15
7. Insertion of new section 15A.
8. Amendment of section 26



IMMOVABLE PROPERTY TAX (AMENDMENT) ACT, 2022

(Act 14 of 2022)



I assent

A handwritten signature in black ink, appearing to read "Wavel".

Wavel Ramkalawan
President

26th July, 2022

AN ACT TO AMEND THE IMMOVABLE PROPERTY TAX ACT, 2019.

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Immovable Property Tax (Amendment) Act, 2022, and shall be read and construed as one with the Immovable Property Tax Act, 2019, which is hereinafter referred to as the “principal Act”.

Amendment of section 2

2. Section 2 of the principal Act is amended by inserting in the proper alphabetical order the following new definition —

“**foreign currency**” means the legal tender described as United States Dollar (US\$), Pound Sterling (£), Euro (€) or such other legal tender that the Minister may specify by notice published in the Gazette;”

Amendment of section 6

3. Section 6(1) of the principal Act is amended by repealing the words “A non-Seychellois” and substituting therefor the words “Subject to this Act, every non-Seychellois”.

Amendment of section 13

4. Section 13 of the principal Act is amended —

- (a) in subsection (1) by inserting immediately after the words “established a register” the words “of non-Seychellois immovable property owners”;
- (b) in subsection (8) by inserting immediately after the words “maintain the register” the words “in such format as the Registrar General may determine”;
- (c) in subsection (10) by inserting immediately after the words “or misdescription” the words “, or remove the name of a person and rectify any particulars”;
- (d) by inserting immediately after subsection (10) the following new subsection —

“(11) Notwithstanding subsection (10), the Registrar General shall not remove the name of a person as a taxpayer from the register unless evidence has been provided under section 26(2) and (3) that all taxes due and payable by that person are paid.”

Insertion of new section 13A.

5. The principal Act is amended by inserting immediately after section 13 the following as section 13A.

“Registrar General may enter the particulars of a person liable as a taxpayer on the register

13A.(1) Notwithstanding section 13, the Registrar General may cause a person liable as a taxpayer under section 6(1) to be registered on the register established under section 13 where —

- (a) the non-Seychellois owns land by virtue of section 32, 40, 72, 73, 74 or 75 of the Land Registration Act, Cap. 107;
- (b) the Registrar General registers an instrument of transfer after being satisfied that the non-Seychellois has been granted sanction pursuant to the Immovable Property (Transfer Restriction) Act, Cap. 95;
- (c) the Registrar General is in possession of any instrument, deed, judgment, document or information that causes the Registrar General to conclude that the person should be registered in the register.

(2) The Registrar General shall give notice in writing of such registration to —

- (a) the Commissioner General and the Chief Valuation Officer;
- (b) the person at the person's last known address or by electronic delivery but any failure to do so or to serve the notice or to be served with the notice shall not absolve the person from any obligation under this Act.

(3) A person registered on the register pursuant to subsection (1) shall obtain a certificate of registration from the Registrar General and the certificate shall be conclusive evidence of registration in the register.

(4) A person liable as a taxpayers under section 6(1) may not rely on this section as a lawful excuse for failing to apply to the Registrar General pursuant to section 13 to be registered in the register of non-Seychellois immovable property owners.”

Amendment of section 15

6. Section 15 of the principal Act is amended —

(a) by repealing subsection (5) and substituting therefor the following —

“(5) A taxpayer shall be given a notice of acceptance or an amended notice of acceptance of the valuation if the Chief Valuation Officer finds the valuation made under subsection (1) or (2) to be materially sufficient.”

(b) in subsection (7) by repealing the word “Minister” and substituting therefor the words “Minister responsible for land”;

(c) in subsection (9) by —

(i) repealing the words “subsection (7)” and substituting therefor the words “subsection (8)”

(ii) repealing the words “Chief Valuation Officer” and substituting therefor the words “Commissioner General”;

(d) by inserting immediately after subsection (9) the following new subsection —

“(10) Nothing in this section shall be construed as preventing a taxpayer from submitting a new valuation within 5 financial years.”

Insertion of new section 15A.

7. The principal Act is amended by inserting immediately after section 15 the following as section 15A. —

“Valuation may be made in Seychelles Rupees or a foreign currency

15A.(1) A taxpayer may make a valuation of immovable property in Seychelles Rupees (SCR) or a foreign currency and submit the valuation to the Chief Valuation Officer.

(2) Where a valuation officer makes a valuation pursuant to section 17, the notice of valuation shall be given in Seychelles Rupees (SCR).

(3) Where the valuation of immovable property is made in a foreign currency by the taxpayer, the Chief Valuation Officer and the Commissioner General may determine the immovable property tax payable by the taxpayer —

(a) by converting the foreign currency to Seychelles Rupees (SCR), using the mid rate of exchange of the currency for drafts issued by the Central Bank of Seychelles on the date of receipt of the valuation; and

(b) in each subsequent year whilst the valuation is valid, by converting the foreign currency to Seychelles Rupees (SCR), using the mid rate of exchange of the currency for drafts issued by the Central Bank of Seychelles on 1 January.

(4) Notwithstanding subsection (3)(b), the Chief Valuation Officer and the Commissioner General shall use the mid rate of exchange of the currency for drafts issued by the Central Bank of Seychelles on 1 April 2021 for tax payable in the financial year of 2021.”

Amendment of section 26

8. Section 26 of the principal Act is amended —
- (a) in subsection (1) by repealing the words “transfer, surrender or lease immovable property” and substituting therefor the words “sell, transfer or lease immovable property”;
 - (b) in subsection (2) by repealing the words “a transfer or surrender” and substituting therefor the words “a transaction”.

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 12th July, 2022.



Mrs. Tania Isaac
Clerk to the National Assembly

LAW COMMISSION ACT, 2022

(Act 16 of 2022)

ARRANGEMENT OF SECTIONS

PART 1

PRELIMINARY

SECTIONS

1. Short title and commencement
2. Interpretation

PART 2

THE COMMISSION

3. Establishment of Commission
4. Members of Commission
5. Functions of the Commission
6. Director of the Commission
7. Immunity of members of the Commission

PART 3

LAW REVISION

8. Law Revision functions of the Commission
9. Contents of the revised edition
10. Revision date and periodic revision of the laws of Seychelles
11. Laws to be omitted from revised edition
12. Revision powers of the Commission
13. Process to correct errors of substance in the laws of Seychelles
14. Format and marking of revised edition
15. Bringing revised edition into force
16. Status and effect of revised edition
17. Rectification of clerical and other errors
18. Keeping of laws passed or made in Seychelles
19. Laws shall be accessible to the Public
20. Offence

PART 4

LAW REFORM

21. Law reform functions of the Commission
22. Approval of work programme

PART 5

SCRUTINY OF LEGISLATION

23. Post-legislative Scrutiny

PART 6

LAW REPORTING

24. Law Reports

PART 7

FINANCIAL PROVISIONS

25. Funding of the Commission
26. Accounts and Estimates of the Commission

PART 8

MISCELLANEOUS

27. Regulations
28. Repeal, savings and transitional
29. Consequential amendments
SCHEDULE 1: Omitted laws
SCHEDULE 2: Revision Powers of the Commission
SCHEDULE 3: Consequential amendments



LAW COMMISSION ACT, 2022

(Act 16 of 2022)

I assent



A handwritten signature in black ink, appearing to read "Wavel".

Wavel Ramkalawan
President

2nd August, 2022

AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF THE SEYCHELLES LAW COMMISSION; TO SET OUT THE PROCEDURES UNDER WHICH THE COMMISSION MAY REVISE, REVIEW AND REFORM THE LAWS OF SEYCHELLES; AND TO PROVIDE FOR MATTERS CONNECTED THEREWITH OR INCIDENTAL THERETO.

ENACTED by the President and the National Assembly.

PART 1 PRELIMINARY

Short title and commencement

- 1.(1) This Act may be cited as the Law Commission Act, 2022.
- (2) This Act comes into operation on such date as the President may, by notice published in the Gazette, appoint.

Interpretation

2. In this Act, unless the context otherwise requires —

“Commission” means the Seychelles Law Commission established under section 3;

“Director” means the Director of the Seychelles Law Commission appointed under section 6;

“Judiciary” includes the Court of Appeal, Supreme Court and Magistrates' Court;

“Law Commissioner” means a person specified in section 4(1)(a) to (d) and does not include the Director;

“Minister” means the Minister responsible for legal affairs;

“revision date” means a date appointed by notice under section 10(1);

“Registrar” means the Registrar of the Court of Appeal or the Registrar of the Supreme Court;

“Seychelles National Library” means the Seychelles National Library established under section 42 of the Seychelles National Institute for Culture Heritage and the Arts Act, 2021;

“Seychelles National Archives” means the Seychelles National Archives established under section 27 of the Seychelles National Institute for Culture Heritage and the Arts Act, 2021;

“Speaker” means the Speaker of the National Assembly.

PART 2 THE COMMISSION

Establishment of Commission

3.(1) There is established a Commission to be known as the “Seychelles Law Commission”.

(2) The Commission is a body corporate capable of owning property and being a party to contracts.

Members of Commission

4.(1) The Commission shall comprise —

- (a) the Attorney General;
- (b) a Justice of Appeal proposed by the President of the Court of Appeal of Seychelles;
- (c) a Judge proposed by the Chief Justice;
- (d) a member of the National Assembly proposed by the Speaker in consultation with the Leader of the Opposition and the Leader of Government Business;
- (e) 2 Attorneys-at-Law proposed by the Attorney General in consultation with the Bar Association of Seychelles and Citizens Engagement Platform Seychelles;
- (f) the Director who shall be an ex officio member.

(2) A person appointed to be a Law Commissioner pursuant to subsection (1)(b), (c), (d) or (e) shall be appointed for such period, not exceeding 3 years, and on such terms and conditions as maybe determined by the Minister.

(3) A Law Commissioner shall be eligible for re-appointment at the expiration of the Law Commissioner's term of office.

(4) A Law Commissioner may resign by giving by written notice addressed to the Attorney General.

(5) The Commission shall regulate its own proceedings and the Chairperson of the Commission shall be elected from amongst its members.

(6) There shall be paid to the Law Commissioners such allowances as may be determined by the Minister responsible for finance in consultation with the Attorney General.

Functions of the Commission

5. The Commission shall, subject to this Act —
- (a) consolidate, revise and publish the laws of Seychelles in accordance with Part 3 of this Act;
 - (b) keep the laws of Seychelles in review in accordance with Parts 3 and 4 of this Act, so that the laws of Seychelles are relevant and suitable to the changing circumstances and needs of Seychelles;
 - (c) consider the reform of the laws in accordance with Part 4 of this Act;
 - (d) review draft Bills and draft subsidiary legislation and make recommendations or propose changes to the Attorney General;
 - (e) engage in post-legislative scrutiny in accordance with Part 5 of this Act;
 - (f) organize and publish the Seychelles Law Reports and related material in accordance with Part 6 of this Act; and
 - (g) perform such other functions that are specified in this Act or any written law or that the Commission, with the approval of the Minister, decides are appropriate.

Director of the Commission

6.(1) There shall be a Director who shall be the administrative head of the Commission.

(2) The Commission shall appoint a suitably qualified person as the Director on such terms and conditions as the Commission may decide.

(3) A person who held or is qualified to hold the post of Judge or Justice of Appeal in Seychelles and has shown outstanding distinction in the practice of law shall be qualified for appointment as Director.

- (4) The Director shall be responsible for —
- (a) the administration of the Commission;
 - (b) the conduct of legal research for the Commission;
 - (c) the preparation of draft legislation, reports and other documents for the use of the Commission;
 - (d) such other tasks that are necessary to ensure that the Commission fulfils its functions.

(5) Subject to this Act, the Director shall be assisted in the discharge of the Director's duties by such persons as the Commission may appoint.

(6) The Director and the persons appointed under subsection (5) are public officers.

(7) Where the office of the Director is vacant, the Attorney General shall have and perform, *mutatis mutandis*, the powers conferred on the Director by this Act.

Immunity of members of the Commission

7.(1) No personal liability shall be attached to a Law Commissioner, the Director, any staff of the Commission or a member of a committee appointed under this Act in respect of anything done in good faith under the provisions of this Act.

(2) The Law Commissioners and the Director shall be immune from proceedings or suit in respect of any act or thing done *bona fide* for the purposes of carrying the provisions of this Act.

(3) The Attorney General shall represent the Commission in any proceedings or suit brought by or against the Commission, or in respect of which the Commission is a necessary party.

PART 3

LAW REVISION

Law Revision functions of the Commission

8. The Director, under the supervision and direction of the Commission, shall —

- (a) prepare a revised edition of the laws of Seychelles in accordance with the provisions of this Act;
- (b) prepare Bills and subsidiary legislation, for approval by the President, where the Commission considers that it is desirable to make amendments to any written law.

Contents of the revised edition

9. Subject to this Act, the revised edition of the laws of Seychelles shall comprise —

- (a) the revised edition of the Constitution;
- (b) the revised edition of Acts;
- (c) the revised edition of the subsidiary legislation;
- (d) the revised edition of the Constitution, Acts or subsidiary legislation that are not in force.

Revision date and periodic revision of the laws of Seychelles

10.(1) The Attorney General may by notice published in the Gazette appoint a date to be a revision date for the laws of Seychelles.

(2) Notwithstanding subsection (1), the Attorney General may, by notice published in the Gazette, appoint a date other than the revision date specified under subsection (1) as a special revision date for any particular written law.

(3) The Director, under the supervision and direction of the Commission, shall prepare the revised edition of the laws of Seychelles pursuant to subsection (1) or revise the particular written law specified in the notice pursuant to subsection (2).

(4) In every case under subsection (3), the Commission shall insert an appropriate note in the laws of Seychelles with reference to the revision date of any written law.

Laws to be omitted from revised edition

11.(1) The Commission shall omit from a revised edition the laws specified in Schedule 1.

(2) The Attorney General shall, by notice published in the Gazette, indicate any law omitted pursuant to this section.

(3) No written law omitted from the revised edition of the laws of Seychelles, under the authority of this Act or by omission or otherwise, shall be deemed to be without force and validity by reason only of the fact that the written law is so omitted.

(4) Schedule 1 may be amended by the President.

Revision powers of the Commission

12.(1) Subject to this Act, the Commission shall have the powers of revision set out in Schedule 2.

(2) Nothing done under this section shall empower the Commission to make any alteration or amendment to the substance or otherwise affecting the meaning of any law or provision of any law.

(3) Schedule 2 may be amended by the President.

Process to correct errors of substance in the laws of Seychelles

13.(1) Notwithstanding section 12, where in any case it appears necessary to the Commission to alter the substance of any law, the Director

shall draft a Bill or subsidiary legislation setting out the alterations and amendments to any enactment.

(2) Every Bill drafted pursuant to subsection (1) shall, if the President approves, be introduced in the National Assembly.

(3) Every subsidiary legislation drafted pursuant to subsection (1) shall, if the person or authority empowered by an Act to make the subsidiary legislation approves, be laid before the National Assembly.

Format and marking of revised edition

14.(1) A revised edition of the laws of Seychelles may be contained in such of the following formats as the Commission thinks fit —

- (a) bound books;
- (b) a collection of booklets;
- (c) loose-leaf books;
- (d) CD-ROM or other means of electronic storage;
- (e) a databank accessible by remote computer; or
- (f) any other format.

(2) The revision date of a revised edition shall be —

- (a) marked upon every page of a revised edition in printed format; and
- (b) displayed upon every page of a revised edition in any other format, in such manner that it is also marked upon a printed copy of that page.

(3) Different revision dates may be marked or displayed upon different pages of a revised edition.

(4) The legislative history may be inserted in any revised law.

Bringing revised edition into force

15.(1) The President may, by order published in the Gazette, direct that the revised edition of the laws of Seychelles prepared under section 10 shall come into force on such date as the President may appoint in the order.

(2) The President shall sign at least 9 copies of a revised edition, prepared in accordance with this Act, sealed with the Public Seal, and the President shall cause one copy of the revised edition to be deposited in —

- (a) the office of the President;
- (b) the office of the Vice-President;
- (c) the office of the Speaker of the National Assembly;
- (d) the office of the Minister;
- (e) the chambers of the President of the Court of Appeal of Seychelles;
- (f) the chambers of the Chief Justice;
- (g) the chambers of the Attorney General;
- (h) the Seychelles National Archives;
- (i) the Seychelles National Library; and
- (j) any other office as the President may determine.

Status and effect of revised edition

16.(1) A revised edition of the laws of Seychelles, brought into force under section 15, shall be deemed to be, for all purposes whatsoever, the sole authentic edition of the laws of Seychelles.

(2) Subsection (1) shall not affect the operation of any law which comes into force after the revision date and which repeals, alters or amends any law included in the revised edition.

(3) Wherever in any document of whatever kind reference is made to any enactment affected by the operation of this Act, the reference shall, where necessary and practicable, be construed as a reference to the corresponding provision in the revised edition of the laws of Seychelles.

(4) The revised edition of the laws of Seychelles shall not be held to operate as new laws, but shall be construed and have effect as a consolidation and as a declaratory form of the written laws that have been revised and published therein, and shall not be construed as a legislative endorsement of any judicial interpretation of a pre-existing law.

Rectification of clerical and other errors

17.(1) If any clerical or printing error in or omission from a revised edition of the laws of Seychelles brought into force under section 15 is found, the Attorney General, acting on the advice of the Commission, —

- (a) may correct the error or omission in such manner as may be consistent with the powers of revision conferred on the Commission by section 12; and
- (b) shall give notice in the Gazette of any corrections so made.

(2) No error in or omission from a revised edition brought into force under section 15 shall affect the validity or lawfulness of any act or omission by any person which would otherwise have been valid or lawful.

Keeping of laws passed or made in Seychelles

18.(1) The Attorney General, Clerk of the National Assembly, Registrar and the Director shall —

- (a) keep a copy of every law made after this Act comes into force in electronic format and any other format; and
- (b) provide a copy of any law upon request by the President, Speaker of the National Assembly, President of the Court of Appeal or the Chief Justice.

(2) The Attorney General, Clerk of the National Assembly, Registrar and the Director shall keep a hardcopy and an electronic database of any law omitted from the revised edition of the laws of Seychelles by virtue of Schedule 1.

Laws to be accessible to the Public

19.(1) The Commission shall cause to be prepared and made available an electronic version of the latest revised edition of the laws of Seychelles that is accessible, free of charge, to any person.

(2) The Commission may print or cause to be printed by the Government printer or such other printer an edition of the laws of Seychelles or any written law prepared in accordance with this Act for sale to the public at such cost as may be determined by the Commission in consultation with the Attorney General.

Offence

20.(1) A person who knowingly makes any alteration to a revised edition of the laws of Seychelles, with the intent to deceive any person as to the true text of the law, commits an offence and is liable on conviction to a term of imprisonment not exceeding 5 years or a fine of level 4 on the standard scale, or to both such fine and imprisonment.

(2) Subsection (1) applies whether the alteration is made in Seychelles or elsewhere.

PART 4 LAW REFORM

Law reform functions of the Commission

21.(1) The functions of the Commission under this Part are to keep the laws of Seychelles under review with a view to ensuring the systematic development and reform of the laws, including in particular —

- (a) the codification of any unwritten rule of law;
- (b) the elimination of anomalies;

- (c) the repeal of obsolete and unnecessary enactments;
- (d) the reduction of separate enactments;
- (e) the proposal of new laws;
- (f) the adoption of new or more effective and economical methods for the administration of the law and the dispensation of justice; and
- (g) in general, the simplification, improvement and modernisation of the law and, subject to section 22, the Commission may in these respects act of its own volition.

(2) For the purpose of carrying out its functions, the Commission shall —

- (a) consider any subject referred to it by the National Assembly or the Judiciary in such manner as determined by the Commission;
- (b) receive and consider any proposal for the reform of the laws of Seychelles which may be made by members of the public in such manner as determined by the Commission;
- (c) at the request of a Minister, provide assistance to the Government by undertaking the examination of any particular law and making recommendations for the reform of that law;
- (d) produce reports and discussion papers, and draft new and amending Bills or subsidiary legislation in furtherance of the Commission's functions;
- (e) consider the impact on the statute law of any judicial decision and review judicial decisions of the courts, and propose any necessary action to keep such decisions and the laws of Seychelles in conformity.

(3) The Commission shall provide to the Minister in accordance with the Minister's direction such reports as the Minister may require in relation to particular matters.

Approval of work programme

22. The Commission shall, before setting a work programme for any year, seek the approval of the President, in consultation with the Cabinet of Ministers, and the implementation of such programme is subject to that approval and the degree of priority decided by the President.

PART 5 SCRUTINY OF LEGISLATION

Post-legislative Scrutiny

23.(1) Subject to subsection (4), the Commission may establish procedures, or a committee, for the purposes of —

- (a) reviewing the implementation of a specific law;
- (b) evaluating whether a specific law is achieving its intended outcomes;
- (c) determining such other matters relevant to the specific law.

(2) For the purpose of carrying out its functions under subsection (1), the Commission shall receive and consider any requests from the Speaker of the National Assembly, the Judiciary, a Ministry, a public authority or any member of the public.

(3) After considering the existing law, the Commission shall report on its conclusions to the Minister and, if appropriate, the Commission shall attach to such report a draft law to amend the existing law.

(4) Any activity under subsection (1) shall be included in the work programme referred to in section 22.

PART 6

LAW REPORTING

Law Reports

24.(1) The Commission may, with the approval of the President of the Court of Appeal and the Chief Justice, publish the Seychelles Law Reports.

(2) The Commission may, on the directions of the President of the Court of Appeal and the Chief Justice, —

- (a) collect and collate the judgments or decisions of the Court of Appeal or the Supreme Court;
- (b) edit and publish the Seychelles Law Reports in such form and manner as may be determined by the President of the Court of Appeal and the Chief Justice;
- (c) enter into, approve or supervise consultancy agreements, for the provision of services in relation to the Seychelles Law Reports;
- (d) sell the Seychelles Law Reports at such fees as may be determined by the President of the Court of Appeal and the Chief Justice by notice published in the Gazette;
- (e) perform such tasks that are necessary for the publication and maintenance of the Seychelles Law Reports.

(3) The President of the Court of Appeal and the Chief Justice shall appoint a committee to prepare the Seychelles Law Reports for review by the Commission.

(4) The President of the Court of Appeal and the Chief Justice shall co-chair the committee appointed under subsection (3).

(5) There shall be paid to the members of the Committee appointed under subsection (3) such allowances as may be determined by the Minister responsible for finance in consultation with the Attorney General.

PART 7 FINANCIAL PROVISIONS

Funding of the Commission

25.(1) The funds available to the Commission shall comprise —

- (a) monies allocated by the National Assembly from the Consolidated Fund;
- (b) monies given to the Commission by a foreign country, international organization or a non-governmental agency or body for a general or specific purpose, or for the remuneration and benefit of a consultant;
- (c) donations, endowments and other gifts received by the Commission on the approval of the Minister.

(2) The funds of the Commission may be applied for any purposes in connection with or for the furtherance of the functions of the Commission.

Accounts and Estimates of the Commission

26.(1) The Commission shall prepare estimates of the receipts and expenditure of the Commission for each financial year, and the estimates shall be submitted to the Minister at such times as the Minister may direct after the ensuing financial year.

(2) A copy of all estimates of receipts and expenditure in respect of the financial year shall, upon adoption by the Commission, be sent to the Minister responsible for finance.

(3) The accounts and statement of accounts of the Commission shall be audited by the Auditor General or by such other person appointed and paid by the Auditor General.

(4) As soon as the accounts and statement of accounts of the Commission have been audited under subsection (3), the Commission shall send to the Minister a copy of the statement of accounts together with a copy of any report made by the Auditor General on the accounts or statements of the Commission.

PART 8

MISCELLANEOUS

Regulations

27. The Minister may, acting on the advice of the Commission, generally make regulations for the proper and efficient carrying out of the functions of the Commission.

Repeal, savings and transitional

28.(1) The Statute Law Revision Act, Cap. 232, is repealed.

(2) Subsection (1) does not affect the validity of anything done under the Statute Law Revision Act or the continuing validity of the revised edition of the laws of Seychelles under the Act.

(3) The Commission may exercise the powers of the Law Revision Commissioner under the Statute Law Revision Act to revise any law that was enacted before 1 January, 2023.

Consequential amendments

29. The Digitization and Publication of Gazette Act, 2020, is amended to the extent specified in Schedule 3.

SCHEDULE 1

(Section 11)

OMITTED LAWS

The following laws may be omitted from a revised edition of the laws of Seychelles —

1. Any Appropriation Act or Supplementary Appropriation Act;
2. Enactments of a temporary nature, limited application or under revision;
3. All provisions prescribing the date when, or manner in which, any written law or part of the written law will come into operation, where such omission can, in the Law Commissioners' opinion, conveniently be made;

4. All enactments which are expressly repealed;
5. Any enactment authorizing the raising or guaranteeing of a specific loan.

SCHEDULE 2

(Section 12)

REVISION POWERS OF THE COMMISSION

(1) In the preparation of a revised edition of the laws of Seychelles or the revision of a particular law, the Commission shall have the following powers in relation to any enactment other than the Constitution —

- (a) arrange the laws in such order, manner or groups as the Commission may determine;
- (b) add, alter or amend the preamble, long title or short title of any enactment;
- (c) add, alter or amend a table of contents to any enactment;
- (d) add, alter or amend a marginal note, section heading, heading note in an enactment;
- (e) change any reference to a person, office, body, place or thing to reflect a change of name, transfer of function or provision for constructions of the reference;
- (f) change any word or reference to a person or office to make it gender neutral, where it is possible without having to reconstruct a legislative sentence;
- (g) correct any typographical error or other error of spelling, punctuation, grammar or layout;
- (h) change spelling, punctuation and layout;
- (i) change expressions of date, money, number, time and units of measurement;

- (j) omit any obsolete or redundant words;
- (k) alter or amend any word to secure uniformity of expression throughout an enactment;
- (l) add numbering where there is none and change numbering to correct an error or reflect any other change;
- (m) substitute for a reference to a law or provision of a law which has been re-acted or replace a reference to the law or provision re-enacting or replacing it;
- (n) change a cross-reference to a law or provision of a law to correct an error or reflect any other change;
- (o) include examples, notes, annotations, references to case law and other similar material designed to better explain and present the law, and to do all other things which appear to the Commission to be necessary to render the revised edition of the laws of Seychelles or a particular law consistent with the current legislative drafting practice in Seychelles.

(2) For avoidance of doubt, in the preparation of a revised edition of the laws of Seychelles or the revision of a particular law, the Commission shall not have the power to —

- (a) change conjunctives and disjunctives in any written law;
- (b) omit any Schedule, map, picture, drawing, diagram or other object in any written law;
- (c) shorten or simplify any phrase or sentence in any written law.

(3) The Director may draft a Bill, under the supervision and direction of the Commission, to revise the Constitution, and such Bill shall, if the President approves, be introduced in the National Assembly.

SCHEDULE 3*(Section 29)*

CONSEQUENTIAL AMENDMENTS

1. The Digitization and Publication of Gazette Act, 2020, is amended as follows —

(a) in section 2 —

(i) by repealing the definition of “Law Revision Commissioner”;

(ii) by inserting in the proper alphabetical order, the following new definition —

“Director” means the Director of the Seychelles Law Commission appointed under the Law Commission Act, 2022;

(b) in section 7 by repealing the words “Law Revision Commissioner” and substituting therefor the word “Director”.

I certify that this is a correct copy of the Bill which was passed by the National Assembly on 12th July, 2022.



Mrs. Tania Isaac
Clerk to the National Assembly

S.I. 85 of 2022

INTERNATIONAL TRADE ZONE ACT

*(Cap 227)***International Trade Zone (Amendment of Schedule)
Regulations, 2022**

In exercise of the powers conferred by section 14 of the International Trade Zone Act, the Minister responsible for Finance makes the following regulations —

Citation and commencement

1. These Regulations may be cited as the International Trade Zone (Amendment of Schedule) Regulations, 2022 and shall be deemed to have come into operation on the 27th December 2019.

Amendment of S.I. 80 of 2019

2. The International Trade Zone (Amendment of Schedule) Regulations, 2019 are amended as follows —

- (a) by repealing regulation 3 and substituting it with the following new regulation —

“Special provision

3. A person who is the holder of a licence under the Act prior to the date of coming into effect of these Regulations —

- (a) whose licence expired after the coming into force of these Regulations; and
- (b) who has been issued with a similar licence under the Act, on or prior to 31st December, 2022,

shall, notwithstanding regulation 2, continue to enjoy any concession allowed to the holder of the licence until 31st December, 2022 under the Schedule as if the Schedule has not been amended.”

- (b) by inserting after regulation 3 the following new regulation —

“Exception

4. A person who is the holder of a licence under the Act after the date of coming into effect of these Regulations who was not a holder of a licence prior to the coming into force of these Regulations shall not be entitled to enjoy any concession provided for under regulation 3.”

MADE this 5th day of August, 2022.

**NAADIR HASSAN
MINISTER OF FINANCE,
NATIONAL PLANNING AND TRADE**
