

OFFICIAL GAZETTE

REPUBLIC OF SEYCHELLES

EXTRAORDINARY

Published by Authority of the Government

Vol. XLVI Friday 23rd April 2021 No. 34

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GENERAL NOTICES

Gazette Notices No. 290 of 2021 - 291 of 2021 are published by Order.

GAZETTE SUPPLEMENTS

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34	Excise Tax (Amendment of Schedule 1) Regulations, 2021. (S.I. 32 of 2021)	8.00
	Secured Transactions (Filing of Notice of Security Interest) Regulations, 2021. (S.I. 33 of 2021)	40.00
	Secured Transactions Act, 2015 (Commencement) Notice, 2021. (S.I. 34 of 2021)	4.00
	Central Bank (Purchasable Aggregate Value of Government Securities) Notice, 2021. (S.I. 35 of 2021)	4.00

No. 290 of 2021

Environment Protection Act

(Cap 71)

Appeals Board

In the exercise of the powers conferred by section 73(3) of the Environment Protection Act, 2016, the President has appointed the following persons to the Appeals Board —

Mr. Jude Florentine	 Chairperson
Mr. Victor Pool	 Member
Mr. Rodney Quatre	 Member
Mr. Shane Emilie	 Member
Ms. Angelique Pouponneau	 Member

to be members for a period of 3 years from the 15th February, 2021.

Dated this 20th day of April, 2021.

WAVEL RAMKALAWAN PRESIDENT No. 291 of 2021

EMPLOYMENT ACT

(Cap 69)

Employment Advisory Board

In exercise of the powers conferred by section 73 and paragraph 2 of Schedule 3 of the Employment Act, the Minister responsible for Employment appoints the following persons to be members of the Employment Advisory Board —

Mrs. Carmen Cesar Mr. Andy Julie Mr. Pascal Marie Mrs. Winnie Roseline Mrs. Esther Boniface Mr. Roy Bristol Ms. Evelyne Almeida

for a period of two years.

Dated this 22nd day of April, 2021.

PATRICIA FRANCOURT MINISTER OF EMPLOYMENT AND SOCIAL AFFAIRS

S.I. 32 of 2021

EXCISE TAX ACT

(Cap 264)

Excise Tax (Amendment of Schedule 1) Regulations, 2021

In exercise of the powers conferred by section 22 of the Excise Tax Act, the Minister of Finance, makes the following regulations —

Citation

1. These regulations may be cited as the Excise Tax (Amendment of Schedule 1) Regulations, 2021.

Amendment of S.I. 106 of 2009 as last amended by S.I. 163 of 2020

2. The Excise Tax (Amendment of Schedule 1 and 2) Regulations, 2009, are hereby amended by repealing in Schedule 1, HS Codes "8704.2141", "8704.2149", "8704.2190", "8704.2290", "8704.2390", "8704.3141", "8704.3149", "8704.3190", "8704.3290", "8704.9090" and entries relating thereto and substituting therefor the following HS Codes and entries, respectively —

Column 1 Column 2 Column Column **Tariff Item Description of Excisable Goods** Taxable Excise HS Code Base Tax Rate Motor vehicles for the transport for goods Plug-in hybrid electric with compression-ignition 8704.2141 No. 10% internal combustion piston engine (diesel or semi-diesel) <5 tonnes 8704.2149 Other hybrid motor vehicle with compression-ignition No. 12.5% internal combustion piston engine (diesel or semidiesel)< 5 tonnes 8704.2190 Other with compression-ignition internal combustion No. 2.5% piston engine (diesel or semi-diesel) <5 tonnes

8704.2290	Other with compression-ignition internal combustion piston engine (diesel or semi-diesel) g.w.v > 5 < 20	No.	25%
	tonnes		
8704.2390	Other with compression-ignition internal combustion piston engine (diesel or semi-diesel) g.v.w >20 tonnes	No.	25%
8704.3141	Plug-in hybrid electric with spark-ignition internal combustion piston engine <5 tonnes	No.	10%
8704.3149	Other hybrid motor vehicle with spark-ignition internal combustion piston engine g.v.w <5 tonnes	No.	12.5%
8704.3190	Other motor vehicles with spark-ignition internal combustion piston engine <5 tonnes	No.	25%
8704.3290	Other with spark-ignition internal combustion piston engine g.v.w >5 tonnes	No.	25%
8704.9090	Other motor vehicles for the transport of goods	No.	25%

MADE this 20th day of April, 2021.

NAADIR HASSAN MINISTER OF FINANCE, ECONOMIC PLANNING AND TRADE

S.I. 33 of 2021

SECURED TRANSACTIONS ACT, 2015

(Act 11 of 2015)

SECURED TRANSACTIONS (FILING OF NOTICES OF SECURITY INTEREST) REGULATIONS, 2021

ARRANGEMENT OF REGULATIONS

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PART II - FILING OF A NOTICE

- 3. Use of identification number and password
- 4. Provision of filing service
- 5. Mode of payment
- 6. Duties and responsibilities of Registrar General
- 7. Identification of notice
- 8. Notice filed to be considered as conclusive proof
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- 10. Electronic search services available free of charge
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SCHEDULE 4

S.I. 33 of 2021

SECURED TRANSACTIONS ACT, 2015

(Act 11 of 2015)

Secured Transactions (Filing of Notice of Security Interest) Regulations, 2021

In exercise of the powers conferred by section 53 read with section 29 of the Secured Transactions Act, 2015 the Minister responsible for Finance makes the following regulations —

PART I - PRELIMINARY

Citation

1. These regulations may be cited as the Secured Transactions (Filing of Notice of Security Interest) Regulations, 2021 and shall come into operation on 3rd May, 2021.

Interpretation

- 2. In these regulations, unless the context otherwise requires
 - "Act" means the Secured Transactions Act, 2015(Act 11 of 2015);
 - "collateral database" means the collateral database registry established and maintained by the Registrar General under section 29 (1) of the Act;
 - "filing service" means the filing of an initial notice of security interest, filing of a notice of amendment, filing of a notice of continuation or filing of a notice of termination;
 - "migration process" means the process of moving information from the physical register to the collateral database.

PART II - FILING OF NOTICE

Use of identification number and password

3.(1) The Registrar General shall assign to a secured party an identification number and password for filing of notices.

- (2) A secured party shall use the identification number and password assigned under subregulation (1) to access the collateral database.
- (3) A secured party shall file an initial notice of security interest by providing the information required under section 31 of the Act.

Provision of filing service

4. Where a fee is required for a filing service, the filing service requested shall not be provided except upon payment of fees prescribed under regulation 15.

Mode of payment

- **5.**(1) Payment of fees for a filing service shall be made either electronically or at the office of the Registrar General.
- (2) A person shall pay the filing fees within 30 days after submitting the information under regulation 3(3).
- (3) The submitted information shall not be available on the system if payment has not been made within the period specified under subregulation (2).

Duties and responsibility of Registrar General

- **6.**(1) The Registrar General may accept or refuse to accept a notice for filing in accordance with section 37 of the Act.
- (2) Where the Registrar General accepts to file a notice, the Registrar General shall not be responsible for determining the adequacy, sufficiency, authenticity or validity of the notice or any information contained in the notice.
- (3) The Registrar General shall not change, alter or add to any information received under regulation 3(3).
- (4) The Registrar General shall remove an initial notice from the collateral database, where —

- (a) the initial notice is no longer effective; or
- (b) the Registrar General has received a request to terminate the initial notice by the secured party who effected it.

Identification of notice

7. Each notice filed shall be separately identifiable by date and time of effectiveness.

Notice filed to be considered as conclusive proof

8. A notice filed using the assigned user identification number and password shall be conclusively deemed to have been effected by the secured party to whom the user identification number and password have been assigned by the Registrar General.

Amendment and cancellations

9. All amendments and cancellations relating to filing of notices shall be indexed in a manner that associates them with the filing number.

PART III - SEARCHING OF THE COLLATERAL DATABASE

Electronic search services available free of charge

10. The electronic search services of the collateral database shall be freely available and shall not be subject to payment of a fee.

Search of collateral database

- 11. A person may conduct a search of the collateral database for any notices and request the information relating to
 - (a) the filing number;
 - (b) the identifying numbers and name of the debtor;
 - (c) the vehicle or serial numbered equipment; or
 - (d) the secured party.

Communication of the results of the search

12.(1) The Registrar General shall upon a request under regulation 11, communicate to the person conducting the search all the information specified in section 39 (1) of the Act in the form specified in Schedule 1.

Notice for the possible existence of a security interest

13. The Registrar General shall, give notice of the possible existence of the security interest in collateral database under section 29 (1) of the Act in the form specified in Schedule 2.

Certificate of effective notices and other records and certified reports of result

14. The Registrar General shall issue a certificate of each notice and other records in the collateral database and a certified report of the results of a search under section under section 39(2) of the Act in the form specified in Schedule 3.

PART IV - FEES

Applicable charges and fees

15. A person filing a notice shall pay the fees specified in Schedule 4.

PART V - MISCELLANEOUS

Duty of secured party

- **16.**(1) The secured party shall ensure that correct information are provided and inputted into the collateral database during or after the migration process.
- (2) The Registrar shall not be liable for any failure on the part of the secured party to provide or input correct information into the collateral database during or after the migration process.

Action taken in good faith

17. The Registrar General shall not be liable to any action, suit or

proceedings for or in respect of any act or matter in good faith done or omitted to be done under these regulations.

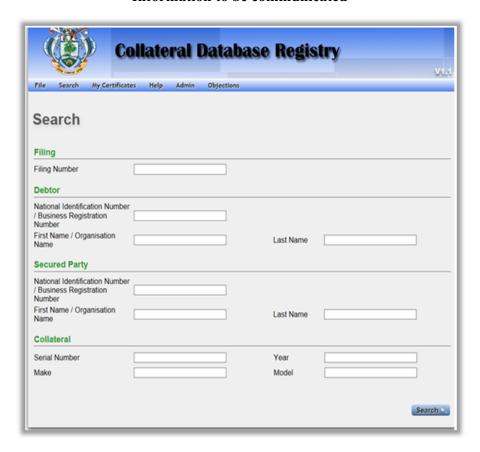
Rectification

18. The Registrar General may rectify any error or omission not materially affecting the interests of any proprietor that occurred during the migration process.

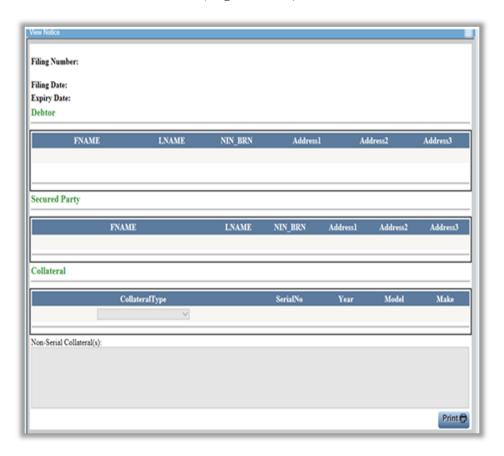
SCHEDULE 1

(Regulation 12)

Information to be communicated



(Regulation 13)



(Regulation 14)

(A) Certificate of Effective Notices





(Regulation 15)

Type of Notice	Fee for filing	
(a) Initial notice of security interest	SCR500	
(b) Notice of amendment	SCR500	
(c) Notice of continuation	SCR500	
(d) Notice of termination	SCR500	

MADE this 22nd day of April, 2021.

NAADIR HASSAN MINISTER OF FINANCE, ECONOMIC PLANNING AND TRADE

S.I. 34 of 2021

SECURED TRANSACTIONS ACT, 2015

(Act 11 of 2015)

Secured Transactions Act, 2015 (Commencement) Notice, 2021

In exercise of the powers conferred by section 1 of the Secured Transactions Act, 2015, the Minister responsible for finance makes the following notice —

Citation

1. This notice may be cited as the Secured Transactions Act, 2015 (Commencement) Notice, 2021.

Commencement of Act 11 of 2015

2. The Secured Transactions Act, 2015 shall come into operation on the 3rd May, 2021.

MADE this 22nd day of April, 2021.

NAADIR HASSAN MINISTER OF FINANCE, ECONOMIC PLANNING AND TRADE

S.I. 35 of 2021

CENTRAL BANK OF SEYCHELLES

(Act 12 of 2004)

Central Bank (Purchasable Aggregate Value of Government Securities) Notice, 2021

In exercise of the powers conferred by section 41(4) of the Central Bank of Seychelles Act, 2004, the Central Bank, in consultation with the Minister responsible for finance, makes the following notice —

Citation

1. This notice may be cited as the Central Bank (Purchasable Aggregate Value of Government Securities) Notice, 2021.

Maximum aggregate value of treasury bills or Government security purchasable or acquirable

2. The aggregate value of the treasury bills or other securities issued or guaranteed by Government, that may be purchased or acquired by the Central Bank of Seychelles in 2021, shall not, at any time, exceed SCR750 million.

MADE this 22nd day of April, 2021.

CAROLINE ABEL
GOVERNOR

S.I. 34 of 2021

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(Act 11 of 2015)

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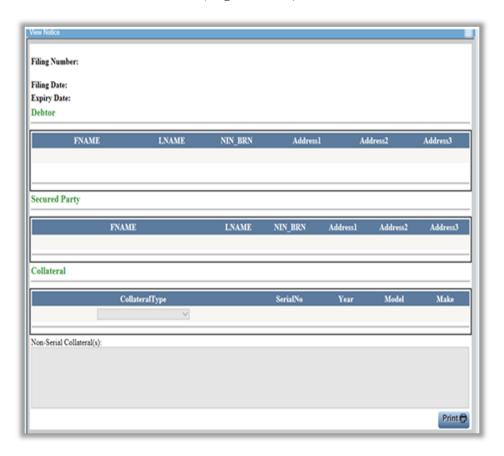
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(Regulation 15)

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