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REPUBLIC OF SEYCHELLES

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GENERAL NOTICES

No. 1028 of 2023

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 **National Sports Council** hereby designates **Mr. Gilly Jean** as the Information Officer for **National Sports Council** replacing **Mr. Alain Alcindor**.

Dated this: 18th day of September, 2023.

Name of Head of Information Holder: **Marc Arisol (Mr.)**

Designation: **Chief Executive Officer**

Organisation Name: **National Sports Council**

Contact Details of Information Officer

Office Telephone: 2728976

Email: gilly.jean@nsc.sc
gillyjean@hotmail.com

No. 1029 of 2022

EXAMINATION FOR ADMISSION OF ATTORNEY-AT-LAW

LEGAL PRACTITIONERS ACT

(Cap 111)

The above-mentioned **Examination** shall be held from **20th November** to **01st December 2023** at the Palais de Justice. All eligible candidates wishing to sit the **Examinations** should register with the Registrar of the Supreme Court not later than **20th October 2023**.

Signed at Ile Du Port this 18th day of September 2023.

**Juliana Esticot (Mrs.)
REGISTRAR
SUPREME COURT**

The examinations for admission for Attorney-At-Law in terms of section 5(1)(a)(v) and section 20 of the Legal Practitioner's Act shall be held on the following dates at 9am at the Palais de Justice:

| | |
|---|---|
| Monday 20 th November 2023 | Paper 1: Civil Code of Seychelles Book II and Book III |
| Tuesday 21 st November 2023 | Paper 2: Seychelles Code of Civil Procedure |
| Thursday 23 rd November 2023 | Paper 3: (i) Immovable property (Judicial Sales) Act (ii) The Immovable Property (Transfer Restriction) Act (iii) The Land Registration Act (iv) The Mortgage and Registrations Act |
| Friday 24 th November 2023 | Paper 4: (i) Penal Code (ii) Criminal Procedure Code |
| Monday 27 th November 2023 | Paper 5: General Principles of Law of Evidence |
| Tuesday 28 th November 2023 | Paper 6: Commercial Code/Company Law |
| Thursday 30 th November 2023 | Paper 7: Civil Code of Seychelles Book I and all law to be read as part thereof |
| Friday 01 st December 2023 | Paper 8: Constitutional and Administrative Law |

Candidates who intend to sit the examinations shall apply to the Registrar of the Supreme Court before **20th October 2023** enclosing a certified copy of their certificate of completion of a qualifying degree in law, and payment of an examination fee of SCR 5000.00 (five thousand rupees).

No application will be accepted after 20th October 2022.

No. 1030 of 2023

Curatelle Act

(Section 23 (8)(b))

Notice of Confirmation of Executrix

Notice is hereby given that on the 3rd day of May 2023, the Curator confirmed Noella Jeannine Claire Durup of Sans Soucis, Mahe, Seychelles, NIN: 959-1085-1-0-58, as the executrix of the succession of the deceased Louis Athanase Hugues Durup also known as Hughes Durup, Hugh Durup and Hugues Durup, under section 23 of the Curatelle Act.

Dated this 3rd day of **May, 2023**.

CURATOR

No. 1031 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 3rd day of May 2023, the Curator appointed Nathalie Rita Maillet of Beau Vallon, Mahe, Seychelles, NIN: 982-0982-1-0-79 and Dorina Maria Verlaque of Beau Vallon, Mahe, Seychelles, NIN: 991-1170-1-0-13, as the joint executrix of the succession of the deceased Doris Veronique Maillet born Verlaque, under section 23 of the Curatelle Act.

Dated this 3rd day of **May, 2023**.

CURATOR

No. 1032 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 3rd day of May 2023, the Curator appointed Louissette Paulette Ernest of Anse Boileau, Mahe, Seychelles, NIN: 974-0091-2-0-13, as the executrix of the succession of the deceased Paul Joseph Frederick Ernest also known as Paul Joseph Frederic Ernest and Paul Ernest, under section 23 of the Curatelle Act.

Dated this 3rd day of **May, 2023**.

CURATOR

No. 1033 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 14th day of June 2023, the Curator appointed Elistela Elizabeth Leon nee Benoit of La Gogue, Mahe, Seychelles, NIN: 960-0098-1-0-34, as the executrix of the succession of the deceased Philippe Leon also known as Philip Leon, under section 23 of the Curatelle Act.

Dated this 14th day of **June, 2023**.

CURATOR

No. 1034 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executor

Notice is hereby given that on the 14th day of June 2023, the Curator appointed Aubray Marc Lucas of Turtle Bay, Mahe, Seychelles, NIN: 960-0756-1-1-69, as the executor of the succession of the deceased Marc Lucas, under section 23 of the Curatelle Act.

Dated this 14th day of **June, 2023**.

CURATOR

No. 1035 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 14th day of June 2023, the Curator appointed Samantha Carole Carola of St. Louis, Mahe, Seychelles, NIN: 985-1568-1-0-75, as the executrix of the succession of the deceased Stephen Gilbert Carola, under section 23 of the Curatelle Act.

Dated this 14th day of **June, 2023**.

CURATOR

No. 1036 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executor

Notice is hereby given that on the 19th day of July 2023, the Curator appointed France Fremint of St Louis, Mahe, Seychelles, NIN: 944-0054-2-1-63, as the executor of the

succession of the deceased Inese Freminot nee Finesse also known as Inese Finesse, under section 23 of the Curatelle Act.

Dated this 19th day of July, 2023.

CURATOR

No. 1037 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 26th day of July 2023, the Curator appointed Nicky Rose-Mary Charles of Anse Aux Pins, Mahe, Seychelles, NIN: 988-0161-1-0-0, as the executrix of the succession of the deceased Kelven Georges Francois Charles also known as Kelvin Charles and Kelven Charles, under section 23 of the Curatelle Act.

Dated this 26th day of July, 2023.

CURATOR

No. 1038 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Joint Executrix

Notice is hereby given that on the 26th day of July 2023, the Curator appointed Marie Lena Phyllis Confait of Bel Ombre, Mahe, Seychelles, NIN: 950-0188-1-0-34 and Brenda Patricia Confait of Anse Royale, Mahe, Seychelles, NIN: 970-0835-1-0-90, as the joint executrix of the succession of the deceased Patrick Hensley Confait also known as Patrick Patrice Confait, under section 23 of the Curatelle Act.

Dated this 26th day of July, 2023.

CURATOR

No. 1039 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 26th day of July 2023, the Curator appointed Stella Marie-Elaine Louise nee Hortere of Port Launay, NIN: 964-0300-2-0-79, as the executrix of the succession of the deceased Jean Gabriel Louise also known as Jean Louise, under section 23 of the Curatelle Act.

Dated this 26th day of July, 2023.

CURATOR

No. 1040 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executor

Notice is hereby given that on the 2nd day of August 2023, the Curator appointed Brad Joseph Jude Larue of Pointe Larue, Mahe, Seychelles, NIN: 997-0154-1-1-38, as the executor of the succession of the deceased Franky Yvon Innocent Larue also known as Franky Larue, under

section 23 of the Curatelle Act.

Dated this 2nd day of **August, 2023**.

CURATOR

No. 1041 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 2nd day of August 2023, the Curator appointed Barbara Emmeline Michelette Azemia of Glacis, Mahe, Seychelles, NIN: 977-0962-1-0-78, as the executrix of the succession of the deceased Marie-Andree Paulette Azemia, under section 23 of the Curatelle Act.

Dated this 2nd day of **August, 2023**.

CURATOR

No. 1042 of 2023

Curatelle Act

(Section 23 (8)(b))

Notice of Confirmation of Executor

Notice is hereby given that on the 9th day of August 2023, the Curator confirmed Ralph Richard Soomery of Nageon Estate, Pointe Larue, Mahe, Seychelles, NIN: 976-0836-1-1-62, as the executor of the succession of the deceased Flora Rita Seth Fernandes also known as Flora Soomery Seth, under section 23 of the Curatelle Act.

Dated this 9th day of **August, 2023**.

CURATOR

No. 1043 of 2023

Curatelle Act

(Section 23)

Notice of Appointment of Executrix

Notice is hereby given that on the 9th day of August 2023, the Curator appointed Jennifer Rita Katty Samson also known as Katty Melanie of Brillant, Mahe, Seychelles, NIN: 975-0664-1-0-03, as the executrix of the succession of the deceased Eddy Stewart Belle, under section 23 of the Curatelle Act.

Dated this 9th day of **August, 2023**.

CURATOR

No. 1044 of 2023

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 **Equipro Solutions Ltd - No. 157689** has been struck off the register with effect from **06th September, 2021**.

Financial Services Authority

No. 1045 of 2023

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 **15th September, 2023**.

| <u>Company Name</u> | <u>IBC No.</u> |
|------------------------------------|----------------|
| ACE CHEMICAL HOLDING CORP. | 142195 |
| Block Entertainment Limited | 233802 |
| Future Block Limited | 233803 |
| Colin Fitzpatrick Consultants Ltd. | 232702 |
| Map Treasury International Ltd | 210673 |
| Mapminds International Ltd | 210550 |
| Transaction Mercantile Limited | 105272 |
| SF Global Account Ltd | 226947 |
| Kamuy Hokkaido Ltd | 232626 |

Financial Services Authority

No. 1046 of 2023

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 **4th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|-------------------------|----------------|
| Anchor Developments Ltd | 67084 |
| Legend Cove Limited | 67086 |

Financial Services Authority

No. 1047 of 2023

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 **5th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|--|----------------|
| PURA TRADING LIMITED | 134850 |
| SKYLAND INTERNATIONAL GROUP CO., LIMITED | 198283 |
| MOUNT SUCCESS INTERNATIONAL LIMITED | 30920 |
| RICH PROSPER TRADING CO., LTD | 216206 |

Financial Services Authority

No. 1048 of 2023

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 **CuCa Service Ltd. - No. 213309** has been struck off the register owing to dissolution, with effect from **06th September, 2023** in accordance with Section 297(3)(a) of the Act.

Financial Services Authority

No. 1049 of 2023

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 **8th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|--|-----------------------|
| WAVE HIGH INTERNATIONAL INC. | 73374 |
| Eios-pe-services Limited | 171954 |
| JADESTONE DEVELOPMENT LIMITED | 152073 |
| UCHANCE CO., LTD. 友创有限公司 | 152073 |
| JOY TOP INTERNATIONAL LIMITED 展拓國際有限公司 | 160243 |

Financial Services Authority

No. 1050 of 2023

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 **11th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|-------------------------------|-----------------------|
| L&Y VISION LTD | 139621 |
| Happy Honor Limited | 127317 |
| Corncastle Management Limited | 191537 |
| Chain Partners Ltd | 207774 |
| Maruti Associates Limited | 225006 |
| NEOLUX PARTNERS LTD. | 153499 |
| Sense Enterprise Co., Ltd. | 208418 |
| Prairie Holdings Limited | 150214 |

Financial Services Authority

No. 1051 of 2023

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 **ELITE NETWORK LIMITED - No. 85313** has been struck off the register owing to dissolution, with effect from **12th September, 2023** in accordance with Section 297(3)(a) of the Act.

Financial Services Authority

No. 1052 of 2023

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 **Tango Development Ltd - No. 205438** has been struck off the register owing to dissolution, with effect from **13th September, 2023** in accordance with Section 297(3)(a) of the Act.

Financial Services Authority

No. 1053 of 2023

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 **14th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|-------------------------------------|----------------|
| Accoutir Online Operations Ltd | 226765 |
| HEXAGON GLOBAL LIMITED | 232698 |
| WEALTH ISLAND HOLDINGS LIMITED | 224830 |
| Great Fortune International Limited | 156452 |
| Verlota Holding Ltd. | 215088 |
| Verao Ltd. | 215089 |
| Manollo Holding Ltd. | 215090 |
| Gegatech Intl Limited | 223399 |
| OMC International Group Inc. | 131834 |

Financial Services Authority

No. 1054 of 2023

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 **15th September, 2023** in accordance with Section 297(3)(a) of the Act.

| <u>Company Name</u> | <u>IBC No.</u> |
|---|----------------|
| HANGZHOU JINLONG OPTICAL CABLE CO., LTD | 194744 |
| NOVA FORTUNE UNITED TECHNOLOGY LTD. | 208638 |
| Digital Reach Plus Ltd | 209155 |
| APP2DATE LIMITED | 153674 |
| LEXINGTON INTERNATIONAL INVESTMENTS LIMITED | 3556 |
| HAUBERK SECURITY CONSULTANCY LTD | 228048 |
| Esparon group limited | 134046 |

Financial Services Authority

No. 1055 of 2023

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

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

of

**AHHJ Retail Store Holdings Limited
Company No.: 213558**

AHHJ Retail Store Holdings Limited (the “Company”), incorporated under the Act with IBC Registration No. 213558

I, MS. LU, HUI-CHIN of 9F., No. 183, Sec. 2, Lin’ an Rd., North Dist., Tainan City 704, 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 20th day of September, 2023.

**MS. LU, HUI-CHIN
LIQUIDATOR**

No. 1056 of 2023

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

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

of

**BREEZE WAY CO., LTD.
Company No.: 177601**

BREEZE WAY CO., LTD. (the “Company”), incorporated under the Act with IBC Registration No. 177601

I, HUANG, HSIAO-WEN of 11F, NO. 127, SEC. 1, XINNAN RD., LUZHU DIST., TAOYUAN CITY 33858, 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 21st day of September, 2023.

**HUANG, HSIAO-WEN
LIQUIDATOR**

No. 1057 of 2023

NOTICE

Notice is hereby given in pursuance of Section 96 of the Civil Status Act (Cap. 34) that the Chief Officer of the Civil Status has granted the under noted applications made under section 94 of Cap. 34.

Ms. Julia Albert, authorized to change his son's name from Halim Albert to Halim Kareem Salah Aly Tantawy.

Ms. Katrina Boulle, authorized to change her daughter's name from Natifa Petrina Paul to Katrina Jane Boulle.

Mr. John Peter Pool, authorized to change his name from John Peter Pool to John Peter Hill.

Mr. Jean Remy L. Hardy, authorized to change his name from Jean Remy Lonnie Hardy to Jean Remy Lonnie Hardy Columbres.

Ms. Anna-Belle Cadeau, authorized to change his son's name from Adam Adrian Danny(jr) Dubel to Adam Adrian Danny Dubel-Cadeau.

N. Flore
For: Chief Officer of the Civil Status

No. 1058 of 2023

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Sebastian Hakim Dupres to Sebastian Hakim Uzice 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. Sebastian Dupres
C/o Maryse Confiance
Seychelles Defence Forces
Bel Eau, P.O Box 363

No. 1059 of 2023

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 Rashid Rahim Robin Casquette to Rashid Rahim Robin Dogley 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 Rodney Dogley
Fairview
La Misere
Mahe

No. 1060 of 2023

CHANGE OF NAME

Notice is hereby given that I have applied to the Chief Officer of the Civil Status to change my name from Marie Therese Gisele Jacques to Marie Therese Giselle Jacques 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. Essack
P.O. Box 1256
Mahe

EMPLOYMENT (AMENDMENT) BILL, 2023

(Bill No. 16 of 2023)

**EXPLANATORY STATEMENT OF THE OBJECTS OF AND
REASONS FOR THE BILL**

The object of this Bill to provide for special provision for payment of Thirteenth Month Pay to workers for the year 2023, 2024 and 2025.

Dated this 25th day of September, 2023.

**PATRICIA FRANCOURT
MINISTER OF EMPLOYMENT
AND SOCIAL AFFAIRS**

EMPLOYMENT (AMENDMENT) BILL, 2023

(Bill No. 16 of 2023)

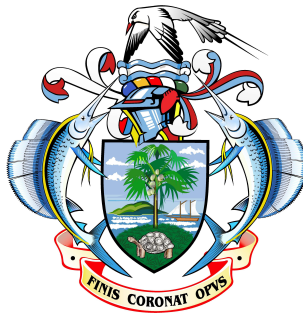
ARRANGEMENT OF SECTIONS

Sections

1. Short title
2. Amendment of section 46C
3. Amendment of section 46D
4. Amendment of section 76

EMPLOYMENT (AMENDMENT) BILL, 2023

(Bill No. 16 of 2023)



A BILL

FOR

AN ACT TO AMEND THE EMPLOYMENT ACT, (CAP. 69).

ENACTED by the President and the National Assembly.

Short title

1. This Act may be cited as the Employment (Amendment) Act, 2023, amending the Employment Act, (Cap 69) (hereinafter the “principal Act”).

Amendment of Section 46C

2. The principal Act is amended in section 46C as follows —

- (a) in subsection (1) by inserting after the words “this section” the words “and section 46D”;
- (b) by deleting the words “and” immediately after the definition of “corresponding year” and inserting immediately after the following definitions —

“period of service” means the period that a worker has been in employment with the employer during the corresponding year;

“prescribed salary” means the amount prescribed by the Minister under section 46C(10)(c); and”;

- (c) in subsection (3) by repealing the word “The” the first time it appears and substituting therefor the words “Except where provided otherwise, the ”;
- (d) by repealing subsection (4)(a) and renumbering paragraphs (b) and (c) as paragraphs (a) and (b) respectively;
- (e) by repealing the word “employee” in subsection 4(b) and substituting therefor the word “worker”;
- (f) in subsection 5 by repealing the word “overseas” and substituting therefor the word “full-time”;
- (g) by repealing subsection (6) and substituting therefor the following subsections as (6), (7) and (8) and renumbering subsection (7) as (9) and (8) as (10) —

“(6) A worker who has been employed with an employer for a period less than 12 months in a corresponding year and who on 31 December of the corresponding year is not on probation shall be paid

thirteenth month pay in proportion to the period of service inclusive of the probationary period.

(7) Notwithstanding anything to the contrary in section 46D and this section, a worker receiving less than the prescribed salary who is employed with an employer in the course of the years 2024 and 2025 and who ceases employment prior to 31 December of the corresponding year shall be paid thirteenth month pay under section 46D(4)(b)(i) in proportion to the period of service inclusive of the probationary period, where applicable, upon cessation of employment unless —

- (a) the worker was on probation and the worker terminated his employment during probationary period;
- (b) the worker was on probation and his employment was terminated on grounds of unsatisfactory performance;
- (c) the worker's employment was terminated on grounds of serious disciplinary offence.

(8) Where a worker who is eligible for thirteenth month pay has been in detention by order of a competent court or has served a term of imprisonment during the corresponding year, the period of detention or imprisonment shall be deducted from the 13th month pay.”;

- (h) by repealing subsection (9), (10), (11), and (12).

Amendment of Section 46D

3. The principal Act is amended in section 46D —

- (a) by repealing subsection 46D(1) and (2) and substituting therefor the following —

“Thirteenth month pay for the years 2023, 2024 and 2025

46D.(1) Notwithstanding section 46C(4) of the principal Act the amount of thirteenth month pay payable by an employer under section 46C in respect of years 2023, 2024 and 2025 shall be payable to a worker in accordance with the provisions of this section.

(2) Except for the calculation of thirteenth month pay under subsection (4), section 46C shall apply to thirteenth month pay under Section 46C and this section”.

- (b) by repealing subsection (6) and substituting therefor the following subsection —

“(6) Except where an employer agrees in writing to pay or pays a worker thirteenth month pay equal to the monthly salary of the worker referred to in section 46C of the principal Act, an employer shall in writing indicate any deductions made under subsection (4) and notify the worker of the amount due and payable to the worker under subsection (4)”.

- (c) by repealing subsection (7) and substituting therefor the following subsection —

“(7) Where performance appraisal applies in respect of thirteenth month pay and an employer does not have a performance appraisal system in place before the expiration of the corresponding year, or fails to conduct performance appraisal of the worker on or before 31 January of the year following the expiration of the corresponding year, the employer shall be liable to pay the worker thirteenth month pay equal to the monthly salary of the worker referred to in section 46C of the Act or in proportion to the period of service, as the case may be”.

- (d) by repealing subsection (9) and substituting therefor the following subsection —

“(9) Notwithstanding anything to the contrary in section 46C and subsections (1) to (8) —

- (a) an employer may pay to the employer’s Seychellois worker whose monthly salary is less than the prescribed salary and who does not qualify for a thirteenth month pay under this Act, a thirteenth month pay in accordance with subsections (2), (3), (4), (5), (6), (7) and (8).
- (b) an employer may pay to the employer's Seychellois worker whose monthly salary is in excess of the prescribed salary thirteenth month pay in accordance with subsections (2), (3), (4), (5), (6), (7) and (8) subject that the amount of the thirteenth month pay in excess of the prescribed salary shall not be exempt emolument under the Income and Non-Monetary Benefits Tax (Cap 273)”.
- (c) in subsection (10) by repealing the word “The” the first time it appears and substituting therefor the words “Subject to subsection (9)(b),” ;

Amendment of section 76

4. Section 76 of the principal Act is amended in subsection 2 by inserting after item “(d)” the following —

- “(dd) fails to pay the thirteenth month pay under section 46C or 46D;”.

S.I. 66 of 2023

COMMUNICATIONS ACT

(Act 3 of 2023)

Communications Act (Commencement) Notice, 2023

In Exercise of the powers conferred by section 1 of the Communications Act, 2023 the Vice-President, being the Minister responsible for broadcasting and electronic communications makes the following notice —

Citation

1. This notice may be cited as the Communications Act (Commencement) Notice, 2023.

Commencement of Act 3 of 2023

2. The Communications Act, 2023 shall come into operation on the 1st day of October, 2023.

MADE this 20th day of September, 2023.

**AHMED AFIF
VICE-PRESIDENT**
