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Government Notice No. 163 of 2007.

Nos. 163-167

**THE CONSUMER PROTECTION  
(PRICE AND SUPPLIES CONTROL) ACT**

**Regulations made by the Minister under section 35 of the  
Consumer Protection (Price and Supplies Control) Act**

1. These regulations may be cited as the Consumer Protection (Control of Price of Petroleum Products) (Amendment) Regulations 2007.

2. In these regulations –

“principal regulations” means the Consumer Protection (Control of Price of Petroleum Products) Regulations 2004.

3. Regulation 2 of the principal regulations is amended in paragraph (2) –

(a) by deleting subparagraph (a)(i) and replacing it by the following subparagraph –

(i) the C.I.F. price per litre of any petroleum product calculated in Mauritian rupees for the preceding quarter;

(b) in subparagraph (a)(vii), by deleting the word “gain” and replacing by the words “gain/loss”;

(c) by deleting sub-paragraph (b).

4. Regulation 3 of the principal regulations is amended by deleting the words “,Third Schedule or Fourth Schedule” and replacing them by the words “or Third Schedule”.

5. Regulation 4 of the principal regulations is amended by deleting paragraph (b) and replacing it by the following paragraph –

(b) compute the wholesale and retail price of Mogas and Gas Oil, and the transfer price of Fuel Oil.

6. Regulation 5 of the principal regulations is amended –

(a) by deleting paragraph (2) and replacing it by the following paragraph –

(2) For the purpose of calculating the items referred to in section (2)(a)(iii) to (viii) in respect of any quarter, the estimated quantity of a petroleum product shall be taken to be one quarter of the total quantity of such petroleum product that is contracted to be imported during the contract year specified in the contract for the importation of the petroleum product.

(b) in paragraph (5) –

(i) by deleting subparagraph (a) and replacing it by the following subparagraph –

(a) Any gain/loss on hedging in respect of the preceding quarter shall represent the savings or loss, as the case may be, made as a result of hedging that is being passed on to the consumers.

(ii) in subparagraph (c), by deleting the word “gain” and replacing it by the words “gain/loss”.

7. Regulation 7 of the principal regulations is revoked and replaced by the following regulation –

7. (1) Subject to paragraphs (2) to (4), the Corporation shall consider any adjustment in the retail price of petroleum product where the percentage of such adjustment is within the range of 2.5 to 20.0 percent.

(2) Any price adjustment below 2.5 percent shall be carried forward and shall be considered for the purpose of determining the price of petroleum product in the succeeding quarter.

- (3) For any price adjustment beyond 20.0 percent, a maximum price increase or decrease of 20.0 percent, as the case may be, shall be considered.
- (4) Any excess of 20.0 percent shall be carried forward as an additional charge in the determination of the basic value for the succeeding quarter.
- (5) For the purpose of determining the retail price of petroleum product, the retail price shall be rounded to the nearest higher multiple of 5 cents.

**8.** Regulations 8A and 8B of the principal regulations are revoked.

**9.** Regulation 10 of the principal regulations is amended by deleting the words "wholesale price and retail price" wherever they appear and replacing them by the words "wholesale price, retail price or transfer price, as the case may be,".

**10.** Regulation 11 of the principal regulations is amended in paragraph (c) by deleting the words "retail and wholesale prices," and replacing them by the words "wholesale and retail prices of Mogas and Gas Oil, and the transfer price of Fuel Oil".

**11.** The First Schedule to the principal regulations is amended by deleting item 4.

**12.** The principal regulations are amended by revoking the Fourth Schedule.

**13.** These regulations shall come into operation on 1 October 2007.

Made by the Minister on 28<sup>th</sup> September, 2007.