

**EMPLOYMENT (NON-CITIZENS) (RESTRICTION) EXEMPTIONS
REGULATIONS 1970**

1. These regulations may be cited as the Employment (Non-Citizens) (Restriction) Exemptions Regulations 1970.
2. In these regulations, “Act” means the Non-Citizens (Employment Restriction) Act.
3. Any non-citizen who -
 - (a) is a member of a class described in Part I of the Appendix; or
 - (b) is, subject to regulation 5, a member of a class described in Part II of the Appendix,shall be exempt from section 3(1) of the Act.
4. Any person who _
 - (a) has in his employment any non-citizen who is a member of a class described in Part I of the Appendix; or
 - (b) has, subject to regulation 5, in his employment any non-citizen who is a member of a class described in Part II of the Appendix,shall be exempt from section 3(3) of the Act in respect of that employment.
5. The exemption granted under regulations 3 (b) and 4 shall apply only in respect of that occupation or employment, as the case may be, as is directly referable to membership of the class of which the non-citizen, in respect of whose occupation or employment exemption applies, is a member.

Appendix
(regulations 3 and 4)

PART I

1. Spouses of citizens of Mauritius and, until remarriage, the surviving spouses of citizens of Mauritius.
(Amended 01/2001, GN 03 of 2001 }
2. Foreign Students aged 16 or more who are working on a part-time basis for a maximum of 20 hours per week and who are studying for a course of a duration of at least one academic year, in –
 - (a) private universities and other institutions offering post-secondary education in Mauritius, which are registered and accredited with the Tertiary Education Commission;
 - (b) tertiary education institutions specified in the Schedule to the Tertiary Education Commission Act; or

- (c) technical and vocational institutions registered and accredited with the Mauritius Qualifications Authority.
(Amended GN 61 of 2013)

PART II

1. Heads of mission and members of the mission as defined in the Diplomatic Relations Act.
2. Consular officers and consular employees as defined in the Consular Relations Act, and all persons upon whom there have been conferred the like immunity from suit and legal process and the like inviolability of official archives as are accorded to consular officers of a foreign power under that Act.
3. Persons in the employment in Mauritius of any of the following bodies-
 - (a) the British Council;
 - (b) the United Kingdom Atomic Energy Authority;
 - (c) the United States Peace Corps.
4. Persons employed in any Ministry or Department of the Government of Mauritius.
5. Persons employed with the prior approval of the Government of Mauritius by any body incorporated or regulated directly by statute.
6. Persons in the employment in Mauritius of the United Nations Organisation, any of its specialized agencies or of any other inter-governmental organization of which Mauritius is a member.
7. Persons employed by the University of Mauritius as academic staff.
8. Persons employed in Mauritius, or on any ship registered in Mauritius, in pursuance of any agreement or treaty entered into with the Government of Mauritius.
9. Persons employed on foreign registered ships, when such ships are in Mauritius waters, except for persons employed on dredges and tugs operating within Mauritius waters, as defined in the Maritime Zones Act 2005.
- 9A. Persons employed on board ships and fishing vessels registered under the Merchant Shipping Act, other than foreign fishers employed on bank line fishing vessels registered under the Merchant Shipping Act.
10. Persons under contract of employment to join a foreign registered ship in Mauritius.
{Amended 01/2009, GN03 of 2009}
11. Persons employed by the owners or operators of aircraft (being aircraft operated on a scheduled international air service and calling at Mauritius) to perform duties on such aircraft during the flight thereof.

12. Directors, inspectors and auditors of any company, association, organization or body (incorporated or established whether in Mauritius or elsewhere) which either-
 - (a) operates in Mauritius; or
 - (b) controls any company, association, organization or body (incorporated or established whether in Mauritius or elsewhere) which operates in Mauritius,but so that exemption in respect of any such person by virtue of this class shall cease after the expiration of ninety days spent in Mauritius by that person, whether continuously or not, in any one calendar year.
{Amended 10/1996, GN 115 of 1996}
13. Writers (including journalists), broadcasters, sculptors and painters (excluding industrial painters) and film shooting crews, but so that exemption in respect of any such person by virtue of this class shall cease after the expiration of ninety days spent in Mauritius by that person, whether continuously or not, in any one calendar year.
{Amended 01/2009, GN03 of 2009}
- 13A Models and professional entertainers including theatre, motion picture, radio or television artistes, and musicians, but so that the exemption in respect of any such person by virtue of this class is for the purposes of public shows, or public broadcast, and shall cease after the expiration of ninety days spent in Mauritius by that person, whether continuously or not, in any one calendar year.
{Amended 01/2009, GN03 of 2009}
14. Persons who visit Mauritius, on behalf of a principal abroad, in connection with the appointing of, or for the purpose of having business consultations with, a local business agent or a local distributor, but so that exemption in respect of any such person by virtue of this class shall cease after the expiration of ninety days spent in Mauritius by that person, whether continuously or not, in any one calendar year.
{Amended 10/1996, GN 115 of 1996}
15. Persons who visit Mauritius to inspect the plant, machinery or equipment of any factory or other industrial works, or to give technical advice on the operation of any local undertaking, business or enterprise of whatever kind, but so that exemption in respect of any such person by virtue of this class shall cease after the expiration of ninety days spent in Mauritius by that person, whether continuously or not in any one calendar year.
{Amended 10/1996, GN 115 of 1996}