

**EMPLOYMENT (NON-CITIZENS) (RESTRICTION) REGULATIONS  
1973**

1. These regulations may be cited as the Employment (Non- Citizens) (Restriction) Regulations 1973.

2. In these regulations,

“Act” means the Non-Citizens (Employment Restriction) Act.

“applicant” means a person applying for a work permit under regulation 3;

“employment agency” means an agency holding a licence issued under section 3(5) of the Recruitment of Workers Act.

3. Every application for a work permit shall –

- (a) be made in the form set out in the First Schedule;
- (b) be endorsed with the full name, office address and stamp of
  - (i) the employment agency involved in the recruitment of the applicant; or
  - (ii) the employer, where the recruitment is made directly by the employer;
- (c) be completed in the applicant’s own handwriting;
- (d) be accompanied by –
  - (i) an official copy of the applicant’s birth certificate;
  - (ii) a copy of the applicant’s contract of employment endorsed with the full name, office address and stamp of –
    - (A) the employment agency involved in his recruitment; or
    - (B) the employer where the recruitment is made directly by the employer;
  - (iii) such other documents as the Minister may require; and
  - (iv) except in the case of persons engaged in a religious institution or a charitable institution approved by the Minister, a fee of 500 rupees.

(Amended GN No. 226 of 2011)

4. Every work permit issued under section 4 of the Act shall be in the form set out in the Second Schedule and shall remain the property of the Government of Mauritius.

5. Every certificate issued to any person who is exempt from any of the provision of the Act shall be in the form set out in the Third Schedule.
6. Every authorization issued to an authorized person under section 5 of the Act shall be in the form set out in the Fourth Schedule.
7. If any change occurs in circumstances so as to affect the accuracy of any particulars furnished by any person under the Act for the purpose of procuring for himself or for any other person the grant of a work permit, the person who furnished the particulars shall, within fifteen days of the occurrence, notify the Minister in writing of the change.
8. There shall be kept at the Ministry for Employment a register, in a form approved by the Minister, of persons to whom or in respect of whom work permits have been issued.

FIRST SCHEDULE

(regulations3)

APPLICATION FOR WORK PERMIT

SECTION 1: TO BE FILLED AND SIGNED BY APPLICANT

1. Surname of applicant

2. Name:

3. Nationality: .....

4.1 Place of birth : .....

4.2 Date of Birth 

DD	MM	YEAR
<input type="text"/>	<input type="text"/>	<input type="text"/>

5. Sex: Male  Female:

6. Marital status: Single  Married  Divorced

7. Number of children:

8.1 Passport Number:

8.2 Date of issue 

DD	MM	YEAR
<input type="text"/>	<input type="text"/>	<input type="text"/>

8.3 Place of issue: .....

9. Home address: .....

10. Last place of residence: .....

11. Professional /academic qualifications (certified copies or photocopies to be attached)

.....  
 .....  
 .....

12. Particulars of persons intending to accompany applicant:

Name	Date of birth (DD-MM-YY)	Relationship	Occupation
(1)			
(2)			
(3)			
(4)			
(5)			

13. Profession or occupation in which applicant intends to engage in Mauritius (job profile to be attached) .....

14. Economic/Industrial activity of employer .....

FOR OFFICE USE

Nationality Code

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Qualification Code

<input type="text"/>	<input type="text"/>	<input type="text"/>
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Occupation Code

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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Industrial Code

<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
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SECTION 2: TO BE FILLED AND SIGNED BY EMPLOYER

1. This is to certify that..... Co Ltd proposes to employ Mr/Mrs/Miss.....of .....nationality in the capacity of .....in the establishment situated at..... on the terms and conditions mentioned in the enclosed contract of employment. The services of the applicant have been retained for the following reason/s.....

He / She will be accommodated.....

2. The Company undertakes that, in respect of the employment of Mr/Mrs/Miss .....

- (i) His/Her wages and conditions of employment will not be less favourable than prescribed in the laws of Mauritius;
- (ii) He/She will be accommodated to the satisfaction of the Government of Mauritius, represented by the Ministry of Health and the Fire Authorities.
- (iii) He/She will be provided with an air ticket to return to his/her home country on the termination of the contract of employment or for any cause whatsoever.

3. The Company also undertakes to provide on issue of the permit in respect of Mr /Mrs/ Miss .....a deposit in the amount prescribed.

4. A sum of Rs ..... as processing fees is enclosed.

5. A medical certificate in respect of Mr/Mrs/Miss..... is also attached.

*Signature* .....

*Name* .....

*Designation* .....

*Telephone number* .....

Date .....

*Seal of Company*

FAILURE TO COMPLY WITH ANY OF THE CONDITIONS MENTIONED AT PARA 2 ABOVE MAY LEAD THE MINISTRY TO TAKE ANY ACTION THAT MAY BE DEEMED NECESSARY.

{ Amended 11/1994, GN 191 of 1994 }

SECOND SCHEDULE  
(regulation 4)

WORK PERMIT

Mr/Mrs/Miss..... of ..... nationality and holder  
of passport No. .... issued in ..... has been authorized by the  
Minister for Employment to engage in the occupation of/take up employment as  
..... in Mauritius with .....  
Subject to the conditions specified hereunder.

.....  
Principal Assistant Secretary  
Ministry for Employment  
Port-Louis  
Mauritius

Date .....

CONDITIONS

- (1) This permit is valid for a period of ..... from the date of issue.
- (2) This permit is personal to the holder and is not transferable.
- (3) The holder is not permitted to seek or accept alternative employment while in Mauritius or to engage in any trade, art or gainful occupation.
- (4) The wife and /or dependent of the holder must not seek or accept any employment or engage in any trade, art or gainful occupation.
- (5) This permit shall be kept by the holder and produced to any authorized person on demand, or within three days after the demand, at such police station as may be specified by the authorized person at the time of the demand.
- (6) The Minister for Employment may at any time vary or cancel this permit.
- (7) In the event of any change of circumstances affecting the accuracy of particulars submitted at the time of applying for this permit the holder shall, within 15 days, notify particulars of such change to the Minister for Employment.

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THIRD SCHEDULE  
(regulation 5)

CERTIFICATE OF EXEMPTION

This is to certify that Mr/ Mrs/ Miss .....  
has been exempted by the Minister for Employment from the provisions of the Non- Citizens  
(Employment Restriction) Act unconditionally subject to the condition(s) prescribed below.

Date .....  
Principal Assistant Secretary  
Ministry for Employment

Condition of exemption (if any)

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FOURTH SCHEDULE  
(regulation 6)

CERTIFICATE OF AUTHORISATION

By virtue of the powers vested in me under section 5 of the Non-Citizens (Employment Restriction)  
Act, I hereby authorize Mr.....  
to exercise all necessary powers for the purpose of enforcing any of the provisions of the Act.

Date.....  
Minister for Employment