
Government Notice No. 180 of 2021

THE COPYRIGHT ACT

**Regulations made by the Minister under section 57
of the Copyright Act**

1. These regulations may be cited as the Copyright (Fees) (Amendment) Regulations 2021.
2. In these regulations –
“principal regulations” means the Copyright (Fees) Regulations 2020.
3. Regulation 2 of the principal regulations is amended by inserting, in the appropriate alphabetical order, the following new definition –
“net income” means the aggregate income that remains after deducting all allowable deductions from the gross income;
4. Regulation 4 of the principal regulations is revoked and replaced by the following regulation –
 4. Every user of a work shall pay to the Society, the copyright fee in respect of a financial year, by 15 July at latest of the next financial year.
5. The Schedule to the principal regulations is amended –
 - (a) by revoking Part I and replacing it by Part I set out in the Schedule to these regulations;
 - (b) by revoking Part II and replacing it by Part II set out in the Schedule to these regulations;

(c) in Part III –

- (i) in respect of items 1 and 2, in the third column, by deleting the following words –
 2.5% of gross annual revenue
 and replacing it by the following words –
 3.5% of net income
- (ii) by deleting item 4 and its corresponding entries and replacing it by the following item and its corresponding entries –

4.	Subscription and/or internet providers – Subscription Broadcasting Authority and/or the Information and Communication Technologies Authority	Television service holder of Television Licence from (Broadcasting)	1% of total subscription fees collected
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(d) in Part IV –

- (i) by deleting item 6 and its corresponding entries and replacing it by the following item and its corresponding entries –

6. Aircraft (Air Mauritius) –

(a)	Airbus A319-100	27,040	per airbus
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(b) Airbus A330-200	135,000	per airbus
(c) Airbus A340-300	135,000	per airbus
(d) Airbus A330NEO	135,000	per airbus
(e) Airbus A350-900	135,000	per airbus

(ii) by deleting items 8 and 9 and its corresponding entries and replacing them by the following items and their corresponding entries –

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|-----------|--------------------------------------|-------|--------------|
| 8. | Live music performance in restaurant | 2,500 | per
month |
| 9. | Live music performance in hotel | 6,000 | per
month |

6. (1) Subject to paragraph (2), these regulations shall be deemed to have come into operation on 1 July 2021.

(2) (a) Regulation 5(b) shall, in respect of the Island of Rodrigues, be deemed to have come into operation on 1 July 2021.

(b) Regulation 5(b) shall, in respect of item 2, come into operation on 1 July 2022.

(3) Regulation 5(d) shall come into operation on 1 July 2022.

Made by the Minister on 23 July 2021.

SCHEDULE
[Regulations 2, 3, 4 and 5]

COPYRIGHT FEES

PART I*

	(Rs)
1. Hypermarket	27,500
2. Supermarket	12,500

**Only 50% of the fees shall be applicable for Rodrigues*

PART II

	(Rs cs)
1. Users of work holding a licence issued by the Gambling Regulatory Authority –	
(a) casino licence	100,000
(b) hotel casino operator licence (per licensed premise)	30,000
(c) gaming house “A”	100,000
(d) gaming house “B”	6,000
(e) bookmaker licence for conducting fixed odd betting on local races – at the racecourse	10,000
(f) bookmaker licence for conducting fixed odd betting on local races – through remote communication (in respect of the principal place of business)	50,000
(g) bookmaker licence for conducting fixed odd betting on local races – through remote communication (in respect of every other place at which facilities are provided)	5,000

(h)	bookmaker licence for conducting fixed odds betting on any football matches taking place outside Mauritius other than a local race (in respect of the principal place of business)	50,000
(i)	bookmaker licence for conducting fixed odds betting on any football matches taking place outside Mauritius other than a local race (in respect of every other additional place of business)	5,000
(j)	totalisator operator licence for operating at the racecourse	30,000
(k)	totalisator operator licence for operating outside the racecourse (in respect of each place of business)	5,000
(l)	totalisator operator licence for operating outside the racecourse (in respect of the principal place of business)	5,000
(m)	totalisator operator licence for operating through remote communication at such place outside the racecourse as may be approved by the Gambling Regulatory Authority (in respect of every other place at which facilities are provided)	5,000
(n)	totalisator operator licence for conducting local race inter-totalisator betting	50,000
(o)	totalisator operator licence for conducting foreign race inter-totalisator betting	50,000
(p)	horse racing organiser licence	70,000
(q)	licence to operator of Mauritius National Lottery	100,000

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|-----|---|-------|
| (r) | limited payout machine operator licence | 3,000 |
| (s) | amusement machine operator licence | 3,000 |

2. Users of work holding a licence issued by the Tourism Authority –

(a) domaine –

- | | | | |
|------|------------------------|-------|---|
| (i) | not exceeding 25 rooms | 1.00 | per room per day based on occupancy rate of the user of work for the preceding year |
| (ii) | no accommodation | 7,500 | |

(b) guesthouse –

- | | | | |
|-------|---|------|---|
| (i) | Type A – above 50 rooms | 2.50 | per room per day based on occupancy rate of the user of work for the preceding year |
| (ii) | Type B – more than 10 but not exceeding 50 rooms | 1.50 | per room per day based on occupancy rate of the user of work for the preceding year |
| (iii) | Type C – not less than 2 but not exceeding 10 rooms | 1.00 | per room per day based on occupancy rate of the user of work for the preceding year |

(c) hotel –

- | | | | |
|-----|--------------------------|------|---|
| (i) | Type A – above 200 rooms | 6.50 | per room per day based on occupancy rate of the user of work for the preceding year |
|-----|--------------------------|------|---|

(ii)	Type B – more than 100 but not exceeding 200 rooms	6.00	per room per day based on occupancy rate of the user of work for the preceding year
(iii)	Type C – more than 50 but not exceeding 100 rooms	4.98	per room per day based on occupancy rate of the user of work for the preceding year
(iv)	Type D – not less than 10 but not exceeding 50 rooms	4.10	per room per day based on occupancy rate of the user of work for the preceding year
(d)	tourist residence –		
(i)	Type A – above 50 rooms	2.50	per room per day based on occupancy rate of the user of work for the preceding year
(ii)	Type B – more than 10 but not exceeding 50 rooms	1.50	per room per day based on occupancy rate of the user of work for the preceding year
(iii)	Type C – up to 10 rooms	1.00	per room per day based on occupancy rate of the user of work for the preceding year
(e)	Nightclub	50,000	
(f)	Private club	8,000	
(g)	Pub	7,500	

- (h) Restaurant –
 - (i) up to 40 covers 2,000
 - (ii) above 40 covers 5,000
 - (i) Pleasure craft (for commercial purpose) –
 - (i) not more than 6 metres 1,500
 - (ii) more than 6 metres but not more than 12 metres 3,000
 - (iii) more than 12 metres but not more than 20 metres 4,500
 - (iv) more than 20 metres 7,500
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