



**MINISTRY OF FINANCE AND ECONOMIC DEVELOPMENT**  
**Procurement Policy Office**  
*Level 8, Emmanuel Anquetil Building,*  
*Port Louis, Mauritius*

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**Ref : F/PPO/4/1/Vol 10**

**Circular No. 7 of 2017**

**From: Director, Procurement Policy Office**

**To : Heads of Public Bodies**

**Amendments to Public Procurement (Regulations 2008)**

Public Bodies are hereby informed that Public Procurement (Regulations 2008) has been amended by way of Government Notice No. 209 of 2017 which is enclosed.

The updated version of Public Procurement (Regulations 2008) is available on the website of the Procurement Policy Office [ppo.govmu.org](http://ppo.govmu.org).

You are kindly requested to disseminate the content of this Circular to all those concerned within your organization.

**Procurement Policy Office**  
**30 November 2017**

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Government Notice No. 209 of 2017

**THE PUBLIC PROCUREMENT ACT**

**Regulations made by the Minister, on the recommendation of  
the Procurement Policy Office, under section 61 of  
the Public Procurement Act**

1. These regulations may be cited as the Public Procurement (Amendment No. 3) Regulations 2017.
2. In these regulations –  
“principal regulations” means the Public Procurement Regulations 2008.
3. The principal regulations are amended by inserting, after regulation 47, the following new regulation –
  - 47A. **Specific types of works contracts and estimated contract values**
    - (1) For the purpose of section 26B(1) of the Act, the specific types of works contracts, specified in the first column of the Sixth Schedule, which have an estimated contract value as specified in the second column of that Schedule, shall be reserved for microenterprises, small enterprises and medium enterprises.
    - (2) (a) Every public body shall, with the approval of the supervising officer of that public body, determine the contract value for the procurement of any specific type of works contract.  
(b) Any determination made under subparagraph (a) shall be based on an objective computation of the costs associated with that specific type of works contract.

- (3) A public body shall –
- (a) conduct procurement proceedings for any specific type of works contract in accordance with the Act and these regulations; and
  - (b) apply a margin of preference for any specific type of works contract.

(4) Where the value for a project of a specific type of works contract exceeds the estimated contract value, the public body shall not split that project into 2 or more projects with a view to bringing each project within the estimated contract value.

(5) A public body shall, not later than 31 January and 31 July of every financial year, submit electronically or otherwise, to the Policy Office, a half-yearly report of the specific types of works contracts with the following information –

- (a) details in respect of number of bidders invited to submit bids;
- (b) procurement methods used, including open advertising bidding or restricted bidding;
- (c) responses in terms of number of bids received; and
- (d) compliant bids and reasons for non-compliance.

4. The principal regulations are amended by adding the Sixth Schedule set out in the Schedule to these regulations.

Made by the Minister, on the recommendation of the Procurement Policy Office, on 27 September 2017.

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**SCHEDULE**  
[Regulation 4]

**SIXTH SCHEDULE**  
[Regulation 47A]

**SPECIFIC TYPE OF WORKS CONTRACTS AND  
ESTIMATED CONTRACT VALUE**

**Specific type of works contracts (Rs)**

Maintenance of roads and associated works Not exceeding 10 million

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