

THE BANKING ACT

**Regulations made by the Bank of Mauritius with the approval
of the Minister under sections 5(4)(h), 8, 12(4), 14(2)(b)
and (5) of the Banking Act**

1. These regulations may be cited as the Banking (Processing and Licence Fees) (Amendment) Regulations 2009.
2. In these regulations –

"principal regulations" means the Banking (Processing and Licence Fees) Regulations 2007.
3. Regulation 4 of the principal regulations is amended –
 - (a) in paragraph (3)(a), by adding after the word “Schedule”, the words “for its principal place of business”;
 - (b) by inserting after subparagraph (a), the following new subparagraph –
 - (aa) (i) Subject to subparagraph (b)(ii), where the central bank approves an application of a bank for the opening of any other place of business, the bank shall, at the time the approval is given, pay the fixed fee specified in Part I of the Schedule for every other place of business, on a pro-rated basis calculated as from the date of the approval to the next 30 June.
 - (ii) The fixed fee payable by a bank, in respect of its other places of business, shall, irrespective of the number of other places of business approved by the central bank, not exceed Rs 1 million.
4. Regulation 6 of the principal regulations is amended –
 - (a) in paragraph (4)(a), by deleting the words “pay the annual licence fee referred to in paragraph (2)” and replacing them by the words “pay the fixed fee specified in Part III of the Schedule for its principal place of business”;
 - (b) by inserting after subparagraph (a), the following new subparagraph –
 - (aa) (i) Subject to subparagraph (b)(ii), where the central bank approves an application by a foreign exchange dealer or money changer for the opening of any other place of business, the foreign exchange dealer or the money changer, as the case may be, shall, at the time the approval is given, pay the fixed fee specified in Part III of the Schedule for every other place of business, on a pro-rated basis calculated as from the date of the approval up to the next 30 June.

- (ii) The fixed fee payable by a foreign exchange dealer or money changer, as the case may be, in respect of its other places of business, shall, irrespective of the number of other places of business approved by the central bank, not exceed Rs 500,000.

- 5. The Schedule to the principal regulations is revoked and is replaced by the Schedule to these regulations.
- 6. These regulations shall be deemed to have come into operation on 1 July 2009.

Made by the Bank of Mauritius with the approval of the Minister on 20 November 2009.

SCHEDULE

[Regulations 3, 4, 5, 6 and 7]

PART I**BANKING LICENCE**

	Rs
Processing fee	90,000
Fixed fee in respect of –	
(a) the principal place of business	1,000,000
(b) every other place of business	50,000

PART II**DEPOSIT-TAKING BUSINESS LICENCE**

	Rs
Fixed fee	500,000

PART III**FOREIGN EXCHANGE DEALER LICENCE**

	Rs
Processing fee	25,000
Fixed fee in respect of –	
(a) the principal place of business	300,000
(b) every other place of business	25,000

MONEY-CHANGER LICENCE

	Rs
Processing fee	10,000
Fixed fee in respect of –	
(a) the principal place of business	150,000
(b) every other place of business	25,000

PART IV**FORMULA**

$$\text{Fee (in Rs)} = \left[\frac{\text{3-year average gross operating income of the institution}}{\text{Aggregate 3-year average operating income of banks and NBDTIs}} \right] \times \text{Rs}1.75 \text{ mn}$$
$$+ \left[\frac{\text{3-year average total assets of the institution}}{\text{Aggregate 3-year average total assets of banks and NBDTIs}} \right] \times \text{Rs}0.75 \text{ mn}$$

Where “NBDTIs” means non-bank deposit taking institutions.