

Government Notice No. 192 of 2024

THE EMPLOYMENT RELATIONS ACT

Regulations made by the Minister under sections 94 and 106 of the Employment Relations Act

1. These regulations may be cited as the Distributive Trades (Remuneration) (Amendment No. 2) Regulations 2024.
2. In these regulations –
“principal regulations” means the Distributive Trades (Remuneration) Regulations 2019.
3. Regulation 2 of the principal regulations is amended –
 - (a) in the definition of “employee”, in paragraph (b)(i)(B), by deleting the words “sections 5, 26, 32, 33, 34, 49, 50, 52, 53 and 54” and replacing them by the words “sections 5, 17A, 26, 32(1), (1A), (4), (5), (6)(a) and (7), 34, 49, 50, 51A, 52, 53, 54, 57, 59(7) and 120, in so far as they relate to that employee.”;
 - (b) by inserting, in the appropriate alphabetical order, the following new definition –
“Director-General” means the Director-General of the Mauritius Revenue Authority established under the Mauritius Revenue Authority Act;
4. Regulation 3 of the principal regulations is amended –
 - (a) by revoking paragraphs (3) and (3A) and replacing them by the following paragraphs –
 - (3) The rates specified in the Second Schedule include –

- (a) the appropriate national minimum wage payable under the National Minimum Wage Regulations 2017;
- (b) the additional remuneration payable under the Workers' Rights (Additional Remuneration) (2023) Regulations 2023;
- (c) the additional remuneration payable under the Workers' Rights (Additional Remuneration) (2024) Regulations 2024; and
- (d) subject to paragraph (3B), the amount of wage adjustment equivalent to the difference between –
 - (i) the monthly basic wage or salary for the month of December 2023, increased by 4,925 rupees; and
 - (ii) the monthly basic wage or salary for the month of January 2024, inclusive of the additional remuneration payable under the Workers' Rights (Additional Remuneration) (2024) Regulations 2024, specified in subparagraph (c).

(3A) Subject to paragraphs (3B) to (3F), an employee –

- (a) drawing a monthly basic wage or salary higher than the monthly basic wage or salary set out the Second Schedule; or

- (b) employed in a category or job occupation, in respect of which the monthly basic wage or salary is not set out in the Second Schedule,

shall, notwithstanding any annual increment to which he may be entitled, be paid an amount of wage adjustment equivalent to the difference between –

- (i) the monthly basic wage or salary for the month of December 2023 increased by 4,925 rupees; and
 - (ii) the monthly basic wage or salary for the month of January 2024 inclusive of the additional remuneration payable under the Workers' Rights (Additional Remuneration) (2024) Regulations 2024.
- (b) by inserting after paragraph (3A), the following new paragraphs –

(3B) Where the monthly basic wage or salary of an employee is not less than 20,000 rupees nor more than 50,000 rupees in December 2023, the employee shall be paid a monthly wage adjustment of 2,925 rupees as from the month of July 2024.

(3C) (a) Where the amount of wage increase granted by an employer or in accordance with a collective agreement, is equivalent to or higher than the amount to which an employee is entitled under paragraph (3)(d), (3A), (3B) or (3F), as the case may be, the employee shall retain his actual wage or salary.

- (b) Where an employer –
 - (i) has not paid his employee the wage adjustment; or
 - (ii) pays his employee an amount of wage adjustment which is less than the adjustment,

to which the employee is entitled under paragraph (3)(d), (3A), (3B) or (3F), the employer shall –

- (A) adjust the basic wage or salary of the employee not later than 30 September 2024; and
- (B) refund any arrears due for the months of July 2024 and August 2024 to the employee not later than 31 December 2024.

(3D) Paragraphs (3A) and (3B), shall not apply where, notwithstanding any annual increment to which an employee may be entitled, an employer has, as from the month of January 2024, granted an increase in the monthly basic wage or salary of the employee by an amount equivalent to or higher than 4,925 rupees inclusive of the additional remuneration payable under the Workers' Rights (Additional Remuneration) (2024) Regulations 2024, or 2,925 rupees.

(3E) (a) Where, in accordance with the entry requirements for any grade, occupation, job position or category, an employee possesses –

- (i) a Diploma or an equivalent qualification acceptable to the employer, the employee shall be paid a monthly basic wage or salary of not less than 23,000 rupees;
- (ii) at least a post-HSC first degree or an equivalent qualification acceptable to the employer, the employee shall be paid a monthly basic wage or salary of not less than 25,000 rupees.

(b) Where the monthly basic wage or salary of an employee, inclusive of the wage adjustment under paragraph (3)(d), (3A), (3B) or (3F) is less than the monthly basic wage or salary to which the employee may be entitled in this paragraph, the employer shall –

- (i) adjust the basic wage or salary of the employee not later than 30 September 2024; and
- (ii) refund any arrears due for the months of July 2024 and August 2024 to the employee not later than 31 December 2024.

(c) Notwithstanding subparagraph (a), where the monthly salary of an employee in post is, as at 1 July 2024, inclusive of the wage adjustment under paragraph (3)(d), (3A), (3B) or (3F), higher than the salary specified in that subparagraph, the employee shall, as from 1 July 2024, be entitled to the higher salary.

(d) In this paragraph –

“Diploma” means a 2-year post-HSC Diploma or a 3-year post-SC Diploma;

“equivalent qualification” means such qualification as the Higher Education Commission may determine to be equivalent;

“first degree” means a Bachelor’s Degree or a Bachelor’s Degree with Honours;

“HSC” means the Higher School Certificate or its equivalent;

“SC” means the School Certificate or its equivalent.

(3F)(a) For the purpose of computing the wage adjustment for a part-time employee –

(i) (A) drawing less than 20,000 rupees for the month of December 2023, the amount to be added in the basic wage or salary of the part-time employee for the month of December 2023 shall be computed in accordance with the following formula –

$\frac{4,925 \text{ rupees} \times N}{W}$

W

(B) the wage adjustment shall then be calculated as specified in paragraph (3A);

(ii) drawing not less than 20,000 rupees and not more than 50,000 rupees for the month of December 2023, the wage adjustment to be added in the basic wage or salary of the part-time employee shall be computed in accordance with the following formula –

$$\frac{2,925 \text{ rupees} \times N}{W}$$

(b) In this paragraph –

“N” means the number of hours worked per month by the part-time employee;

“W” means the number of hours worked per month of a full-time employee.

(3G) An employer shall, in respect of the month of July 2024 and thereafter –

(a) keep, in accordance with section 116 of the Workers’ Rights Act 2019, a separate record, in respect of each employee on his payroll system, of the monthly wage adjustment payable under these regulations; and

(b) provide a copy of the record to the Director-General in accordance with

section 7 of the Social Contribution and Social Benefits Act 2021.

5. The principal regulations are amended by revoking regulation 6 and replacing it by the following regulation –

6. The wages and terms and conditions of employment of a watchperson or security officer shall be governed by the Private Security Employees (Remuneration) Regulations 2019.

6. Regulations 7 and 9 of the principal regulations are revoked.

7. The First Schedule to the principal regulations is amended –

(a) in Part I, by revoking paragraphs 1 and 2;

(b) in Part II, in paragraph 7 –

(i) in subparagraph (1), by deleting the words “in every year, not later than 31 May,”;

(ii) by revoking subparagraph (2) and replacing it by the following subparagraph –

(2)(a) The uniforms and protective equipment referred to in this paragraph shall be provided by the employer when the employee first assumes duty and shall be renewed –

(i) every year, not later than 31 May, in respect of the items under subparagraph (1)(b) and (c);

(ii) as and when the items specified in subparagraph (1)(a) and (d), become unserviceable, but not later than 31 May of each year.

(b) An employee shall be entitled to the re-issue of the items under subparagraph (1)(b) and (c) by 31 May, where he has assumed duty for a period of more than 6 months prior to that date.

(iii) by adding the following new subparagraphs –

(3) Notwithstanding subparagraph (1), the uniforms and protective equipment shall be replaced by the employer as and when they become unserviceable.

(4) Notwithstanding the protective equipment granted under subparagraph (1), the employer shall abide by the provisions of the Occupational Safety and Health Act.

8. The Second Schedule to the principal regulations is revoked and replaced by the Second Schedule set out in the Schedule to these regulations.

9. The Distributive Trades (Remuneration) (Amendment) Regulations 2024 are revoked.

10. (1) Subject to paragraph (2), these regulations shall be deemed to have come into operation on 1 July 2024.

(2) Regulation 9 shall be deemed to have come into operation on 13 September 2024.

Made by the Minister on 24 September 2024.

SCHEDULE
[Regulation 8]

SECOND SCHEDULE
[Regulations 3 and 8]

A – COMMON CATEGORIES OF EMPLOYEES INVOLVED IN ANY TYPE OF TRADE		
PART I – ADMINISTRATIVE STAFF		
Category of employee	Year of service	Monthly basic wage (Rs)
Accounts Clerk Customs Clerk Storekeeper Correspondence Clerk Commercial Traveller	1 st year	18,314
	2 nd year	18,577
	3 rd year	18,786
	4 th year	18,885
	5 th year	19,111
	6 th year	19,336
	7 th year	19,572
	8 th year & thereafter	19,878
Clerk	1 st year	17,124
	2 nd year	17,348
	3 rd year	17,571
	4 th year	17,771
	5 th year	17,990
	6 th year	18,266
	7 th year	18,545
	8 th year & thereafter	18,786

Word-processing Operator	1 st year	17,100
	2 nd year	17,100
	3 rd year	17,279
	4 th year	17,504
	5 th year	17,706
	6 th year	17,923
	7 th year	18,202
	8 th year & thereafter	18,481
Receptionist/Telephonist	1 st year	16,800
	2 nd year	16,985
	3 rd year	17,100
	4 th year	17,301
	5 th year	17,520
	6 th year	17,716
	7 th year	17,911
	8 th year & thereafter	18,140
PART II – NON-ADMINISTRATIVE STAFF		
Category of employee	Year of service	Monthly basic wage (Rs)
Sales Demonstrator	1 st year	17,365
	2 nd year	17,571
	3 rd year	17,755
	4 th year	17,940
	5 th year	18,196

Sales Demonstrator	6 th year	18,400
	7 th year	18,658
	8 th year & thereafter	18,851
Salesperson	1 st year	17,100
	2 nd year	17,301
	3 rd year	17,520
	4 th year	17,716
	5 th year	17,911
	6 th year	18,140
	7 th year	18,365
	8 th year & thereafter	18,590
Driver grade I	1 st year	18,007
	2 nd year	18,229
	3 rd year	18,400
	4 th year	18,626
	5 th year	18,786
	6 th year	18,858
	7 th year	19,030
	8 th year & thereafter	19,202
Driver grade II	1 st year	17,711
	2 nd year	17,852
	3 rd year	17,995
	4 th year	18,196
	5 th year	18,357

Driver grade II	6 th year	18,560
	7 th year	18,722
	8 th year & thereafter	18,873
Driver grade III	1 st year	17,452
	2 nd year	17,598
	3 rd year	17,738
	4 th year	17,879
	5 th year	18,023
	6 th year	18,229
	7 th year	18,384
	8 th year & thereafter	18,582
Vehicle Assistant	1 st year	17,075
	2 nd year	17,100
	3 rd year	17,262
	4 th year	17,422
	5 th year	17,582
	6 th year	17,733
	7 th year	17,884
	8 th year & thereafter	18,096
Attendant	1 st year	16,500
	2 nd year	16,600
	3 rd year	16,700
	4 th year	16,800
	5 th year	16,900

Attendant	6 th year	17,015
	7 th year	17,100
	8 th year & thereafter	17,129
B – SPECIFIC CATEGORIES OF EMPLOYEES INVOLVED IN THE DISTRIBUTION, STORAGE AND SALES OF PETROLEUM PRODUCTS		
PART I – WHOLESALE TRADE		
Tanker Driver	1 st year	18,786
	2 nd year	18,858
	3 rd year	19,030
	4 th year	19,202
	5 th year	19,400
	6 th year	19,588
	7 th year	19,840
	8 th year & thereafter	19,928
Tanker Driver's Assistant	1 st year	16,645
	2 nd year	16,795
	3 rd year	16,945
	4 th year	17,095
	5 th year	17,100
	6 th year	17,100
	7 th year	17,100
	8 th year & thereafter	17,203
Cashier	1 st year	17,399
	2 nd year	17,609

	3 rd year	17,808
	4 th year	18,028
	5 th year	18,300
	6 th year	18,525
	7 th year	18,750
	8 th year & thereafter	18,975
PART II – RETAIL TRADE		
Lubricator Cleaner	1 st year	16,500
	2 nd year	16,600
	3 rd year	16,700
	4 th year	16,800
	5 th year	16,900
	6 th year	17,015
	7 th year	17,100
	8 th year & thereafter	17,187
Pump Attendant	1 st year	16,600
	2 nd year	16,700
	3 rd year	16,800
	4 th year	16,900
	5 th year	17,015
	6 th year	17,100
	7 th year	17,129
	8 th year & thereafter	17,255

Filling Station Assistant	1 st year	16,800
	2 nd year	16,900
	3 rd year	17,015
	4 th year	17,100
	5 th year	17,129
	6 th year	17,255
	7 th year	17,383
	8 th year & thereafter	17,497
Cashier	1 st year	17,075
	2 nd year	17,176
	3 rd year	17,399
	4 th year	17,609
	5 th year	17,808
	6 th year	18,028
	7 th year	18,300
	8 th year & thereafter	18,525

C. SPECIFIC CATEGORIES OF EMPLOYEES INVOLVED IN PHARMACEUTICAL TRADE		
PART I – WHOLESALE TRADE		
Cashier	1 st year	17,399
	2 nd year	17,609
	3 rd year	17,808
	4 th year	18,028
	5 th year	18,300
	6 th year	18,525
	7 th year	18,750
	8 th year & thereafter	18,975
PART II – RETAIL TRADE		
Pharmacy Technician	1 st year & thereafter	23,000
Cashier	1 st year	17,075
	2 nd year	17,176
	3 rd year	17,399
	4 th year	17,609
	5 th year	17,808
	6 th year	18,028
	7 th year	18,300
	8 th year & thereafter	18,525
Shop Assistant	1 st year	16,800
	2 nd year	16,975
	3 rd year	17,100

	4 th year	17,301
	5 th year	17,510
	6 th year	17,695
	7 th year	17,880
	8 th year & thereafter	18,065
D. SPECIFIC CATEGORIES OF EMPLOYEES INVOLVED IN OTHER TRADES		
PART I – SUPERMARKET		
Check-out Operator	1 st year	17,075
	2 nd year	17,176
	3 rd year	17,399
	4 th year	17,609
	5 th year	17,808
	6 th year	18,028
	7 th year	18,300
	8 th year & thereafter	18,525
Employé de rayon	1 st year	16,600
	2 nd year	16,700
	3 rd year	16,800
	4 th year	16,900
	5 th year	17,015
	6 th year	17,100
	7 th year	17,129
	8 th year & thereafter	17,255

Meat/Fish Packer	1 st year	16,800
	2 nd year	16,915
	3 rd year	17,030
	4 th year	17,100
	5 th year	17,176
	6 th year	17,309
	7 th year	17,452
	8 th year & thereafter	17,582
Cold Room Attendant	1 st year	17,273
	2 nd year	17,400
	3 rd year	17,525
	4 th year	17,650
	5 th year	17,775
	6 th year	17,900
	7 th year	18,035
	8 th year & thereafter	18,170

PART II – WHOLESALE TRADE OR WHOLESALE AND RETAIL TRADE		
Shop Assistant	1 st year	16,800
	2 nd year	16,975
	3 rd year	17,100
	4 th year	17,301
	5 th year	17,510
	6 th year	17,695

	7 th year	17,880
	8 th year & thereafter	18,065
Cashier	1 st year	17,399
	2 nd year	17,609
	3 rd year	17,808
	4 th year	18,028
	5 th year	18,300
	6 th year	18,525
	7 th year	18,750
	8 th year & thereafter	18,975
Cold Room Attendant	1 st year	17,273
	2 nd year	17,400
	3 rd year	17,525
	4 th year	17,650
	5 th year	17,775
	6 th year	17,900
	7 th year	18,035
	8 th year & thereafter	18,170
Pesticides Handler	1 st year	17,273
	2 nd year	17,400
	3 rd year	17,525
	4 th year	17,650
	5 th year	17,775
	6 th year	17,900

	7 th year	18,035
	8 th year & thereafter	18,170
PART III – RETAIL TRADE		
Cashier	1 st year	17,075
	2 nd year	17,176
	3 rd year	17,399
	4 th year	17,609
	5 th year	17,808
	6 th year	18,028
	7 th year	18,300
	8 th year & thereafter	18,525
Shop Assistant	1 st year	16,800
	2 nd year	16,975
	3 rd year	17,100
	4 th year	17,301
	5 th year	17,505
	6 th year	17,685
	7 th year	17,865
	8 th year & thereafter	18,045
Cold Room Attendant	1 st year	17,273
	2 nd year	17,400
	3 rd year	17,525
	4 th year	17,650
	5 th year	17,775

	6 th year	17,900
	7 th year	18,035
	8 th year & thereafter	18,170
