

**Public Health (Prohibition on Advertisement, Sponsorship and Restriction on
Sale and Consumption in Public Places of Alcoholic Drinks) (Amendment)
Regulations 2021**

GN No. 151 of 2021

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THE PUBLIC HEALTH ACT

**Regulations made by the Minister under section 193 of
the Public Health Act**

1. These regulations may be cited as the **Public Health (Prohibition on Advertisement, Sponsorship and Restriction on Sale and Consumption in Public Places of Alcoholic Drinks) (Amendment) Regulations 2021**.

2. In these regulations —

"principal regulations" means the Public Health (Prohibition on Advertisement, Sponsorship and Restriction on Sale and Consumption in Public Places of Alcoholic Drinks) Regulations 2008.

3. Regulation 2 of the principal regulations is amended —

(a) by deleting the definition of "alcoholic drink" and replacing it by the following definition —

"alcoholic drink" means a drink having an alcoholic strength exceeding 0.5 per cent of alcohol by volume;

(b) in the definition of "public place", by revoking paragraph (b) and replacing it by the following paragraph —

(b) includes a workplace, health institution, educational institution, sports complex, public fair, public concert and public conveyance; but

(c) by inserting, in the appropriate alphabetical order, the following new definitions —

"advertise" —

(a) means to publicise any drawn, still or moving picture, sign, symbol, trade mark, manufacturer's name, logo, brand name, other visual image or message or audible message; but and

(b) includes to make any commercial communication through media or by any other means;

"promote" —

- (a) means any act intended to, or likely to, encourage, directly or indirectly, the purchase or use, or to create an awareness; but and
- (b) includes the offer or supply of an alcoholic drink free of charge, at a discounted price, as a prize, pursuant to a lottery or otherwise;
- (d) by adding the following new definition, the full stop at the end of the definition of "spirit cooler" being deleted and replaced by a semicolon —
"sponsorship" means any form of contribution to any event, activity or individual with the aim, effect, or likely effect, of promoting an alcoholic drink or consumption of an alcoholic drink, directly or indirectly.

4. Regulation 3 of the principal regulations is revoked and replaced by the following regulation —

3. No person shall —

- (a) advertise or cause to be advertised —
 - (i) an alcoholic drink for its sale or consumption;
 - (ii) a trade mark, manufacturer's name, logo or brand name associated with any alcoholic drink;
 - (iii) any such other thing associated with an alcoholic drink;
- (b) promote or cause to promote —
 - (i) the sale or consumption of an alcoholic drink;
 - (ii) a trademark, manufacturer's name, logo or brand name associated with an alcoholic drink;
 - (iii) any such other thing associated with an alcoholic drink.

5. Regulation 4 of the principal regulations is revoked and replaced by the following regulation —

4. No person shall offer any sponsorship or form of sponsorship in relation to —

- (a) an alcoholic drink;
- (b) a trademark, manufacturer's name, logo or brand name associated with an alcoholic drink;

(c) any such other thing associated with an alcoholic drink.

6. Regulation 5 of the principal regulations is amended, in paragraph (2), by adding the following new subparagraph, the full stop at the end of subparagraph (b) being deleted and replaced by a semicolon —

(c) no person under the age of 21 years shall, during opening hours, consume an alcoholic drink on the business premises of an on-licence for the sale of alcoholic drinks.

7 Regulation 5A of the principal regulations is revoked and replaced by the following regulation —

5A. (1) No person shall sell, offer to sell, distribute or cause to be distributed, free of charge, any alcoholic drink, in a public place, to a person aged under 21 years.

(2) No person aged under 21 years shall be in possession of an alcoholic drink in a public place.

(3) No person shall sell an alcoholic drink on credit on the business premises of an on-licence or off-licence for the sale of alcoholic drinks.

8. These regulations shall come into operation on 6 July 2021.

Made by the Minister on 6 July 2021.
