

S.I. 56 of 2023

POSTAL SECTOR ACT, 2010

*(Cap. 174)***Postal Sector (Clearance of Courier Goods and Door-to-Door Delivery) Regulations, 2023**

In exercise of the powers conferred by section 24 read with section 46 of the Postal Sector Act, 2010, the Minister responsible for the postal sector, hereby makes the following regulations —

Citation and commencement

1. These Regulations may be cited as the Postal Sector (Clearance of Courier Goods and Door-to-Door Delivery) Regulations, 2023 and shall come into operation on 1st of September 2023.

Interpretation

2. In these regulations, unless the context otherwise requires —

“clear” means the custom clearance of postal articles;

“courier way-bill” means a document which specify and indicate the arrival of the list of postal articles sent through international courier;

“door to door delivery” means the delivery by a courier service provider of postal articles from their premises to the location specified on the courier way-bill or the transport label or to a location authorised by the customer;

“entity” means a body corporate, a public body, consulars and diplomatic missions;

“express service” means time sensitive service that specifies a delivery timeframe.

Notice to customer

3. A courier service provider shall, within a reasonable time upon receipt of a postal article, notify the customer of the arrival of the postal article.

Clearance of postal articles

4.(1) A courier service provider shall, upon request of an entity, clear the goods on behalf of the entity upon receiving the required payment unless otherwise agreed by the parties.

(2) For postal articles other than for an entity, a courier service provider shall clear the goods on their behalf upon receiving the required payment unless otherwise agreed by the parties.

Door-to-Door delivery

5.(1) Subject to regulation 4(1), a courier service provider shall, provide door-to-door delivery of the postal article at no cost.

(2) Subject to regulation 4(2), all courier services shall, deliver the postal articles at no cost to the customer.

Public Postal Operator

6. Sections 3, 4 and 5 shall apply to express service of a postal article sent through the Public Postal Operator.

Limitations

7.(1) Upon failure to deliver door-to-door of the postal article at no fault of the courier service provider or Public Postal Operator, the customer shall collect the postal article from the premises of the courier service provider or Public Postal Operator.

(2) Any other costs or fees stipulated under any other regulations not directly attributed to the securing of the postal articles may be passed on to the consumer by the courier service provider or the Public Postal Operator.

Offences

8. Unless otherwise justified, a courier service provider or the Public Postal Operator that —

- (a) fails to notify a customer under regulation 3;
- (b) refuses to clear the goods of a customer under regulation 4;
- (c) refuses to deliver the goods of a customer under regulation 5,

commits an offence and is liable on conviction to a fine not exceeding SCR50,000.

MADE this 14th day of August 2023.

**NAADIR HASSAN
MINISTER OF FINANCE,
NATIONAL PLANNING AND TRADE**
