

S.I. 01 of 2011

PUBLIC FINANCES ACT

(Cap 188 A)

Stabilization Fund Notice, 2011

In exercise of the powers conferred by section 8 of the Public Finances Act, the Vice-President and the Minister of Finance and Trade hereby makes the following Notice—

1. This Notice may be cited as the Stabilization Fund Notice, 2011. Citation

2. In this Notice— Interpretation

“Board” means the Board of the Fund established under paragraph 6;

“entity” means a government owned body or association of persons corporate or incorporated formed under the laws of Seychelles;

“Fund” means the Stabilization Fund established under paragraph 3;

“Members” means the members of the Board of the Stabilization Fund;

“Minister” means the Minister responsible for Finance and Trade.

3. There is hereby established a Fund to be known as the Stabilization Fund (hereinafter referred to as the “Fund”). Establishment of the Fund

4. The objects of the Fund are— Objects of the Board

(a) to assist an entity to manage their funds to be used principally to resist the effect of price

fluctuations on the domestic market resulting from external factors beyond the control of the authorities in Seychelles;

- (b) to lend money to an entity which directly import, wholesale or retail goods whose prices may be subject to large and sudden fluctuations driven primarily by external sources beyond the control of the authorities in Seychelles;
- (c) to assist an entity to manage funds in a financially sound manner to achieve the goals to resist price fluctuations in the domestic market.

Composition
of the Fund

5.(1) The Fund shall consist of—

- (a) any moneys appropriated to the Fund;
- (b) any money lawfully accruing to the Fund;
- (c) any money raised from activities organized with the approval of the Board;
- (d) such other money as may be paid into the Fund by any individual or organization.

Bank Account

(2) The Board shall open and maintain an account with the Treasury and all moneys of the Fund shall be paid into that account.

(3) Any withdrawal from the account for the purpose of the Fund shall require the signature of at least 2 Members approved by the Board.

Administration
of the Fund

6.(1) The Funds shall be administered by a Board consisting of—

- (a) A representative from the Ministry of Finance;

- (b) A representative from the Trade Division of the Ministry of Finance;
- (c) A representative from the National Statistical Bureau.

(2) The Members of the Board shall be appointed for a term of two years or such shorter period as the Minister may determine and shall be eligible for reappointment.

(3) The Minister shall appoint a Chairperson from amongst the Members of the Board.

7. The Members may —

- (a) at any time resign from office by giving notice in writing to the Minister;
- (b) be removed from office by the Minister on the recommendation of the Board, if the Member —
 - (i) has been absent from three consecutive meetings of the Board without permission of the Chairperson;
 - (ii) is otherwise unable or unfit to discharge the functions as a Member.

8.(1) The decision of the Board shall be taken by the majority vote of its Members.

Proceedings
of the Board

(2) Subject to paragraph (1), the Board may regulate its own meetings and proceedings.

9. The Board shall meet at such times and places and observe such rules of procedure provided more than three months shall not intervene between one meeting and the next meeting.

Staff of the
Board

10.(1) The Fund will be managed by an Administrator who may appoint employees as it may think necessary for purposes of implementing the objectives.

(2) The terms and conditions of the service of the employees shall be determined by the Board.

Accounts
and audit

11.(1) The Board shall keep proper books of account of the Fund and shall prepare in respect of each financial year a statements of account.

(2) The account of the Fund shall be audited under Article 158 of the Constitution.

MADE this 12th day of January, 2011.

**DANNY FAURE
VICE-PRESIDENT
AND
MINISTER OF FINANCE AND TRADE**
