

Seychelles Ports Authority Act

The Seychelles Ports Authority is a state-owned enterprise established under the Seychelles Ports Authority Act, 2004, which was amended in 2024. As a state-owned enterprise, the Authority has a responsibility to also report to the Public Enterprises Commission, who provides a framework of governance, operations, performance monitoring and financial oversight of public enterprises.

Seychelles Ports Authority (Stevedoring and Terminal Handling Charges) Regulations is a subsidiary legislation existing under the Seychelles Ports Authority Act, which sets out the maximum charges for the operations and services carried out within the port for Stevedoring and Terminal handling.

With the Amendment Act in 2024, SPA has additional powers to:

- (a) acquire premises necessary or convenient for the exercise of its functions and for that purpose buy, take on lease or exchange, hire or otherwise acquire immovable property and interests, rights, concessions, grants, powers and privileges in respect of such property;
- (b) buy, take in exchange, hire or otherwise acquire movable property necessary or convenient for the exercise of its functions;
- (c) maintain, alter or improve property acquired by it;
- (d) mortgage or charge any assets or part of any assets, sell, exchange, lease, dispose of, turn to account or otherwise deal with any assets or part of any assets which are not required for the exercise of its functions for such consideration as the Board may determine;
- (e) draw, make, accept, endorse, discount, execute and issue for the purposes of its functions promissory notes, bills of exchange, bills of lading, securities and other negotiable or transferable instruments;
- (f) insure against losses, damages, risks and liabilities which may be incurred;
- (g) make contracts and enter into suretyships or give guarantees in connection with the exercise of its functions and modify or rescind such suretyships or guarantees;
- (h) enter into, renew, cancel or abandon arrangements with any government or authority, local or otherwise, that may seem conducive to the exercise of any of its functions and obtain from such government or authority, rights, privileges and concessions;
- (i) establish and administer such funds and reserves not specifically provided for in this Act as the Board may consider appropriate or necessary for the proper exercise of the Authority's functions;
- (j) pay remuneration and allowances and grant leave of absence;
- (k) construct dwellings, outbuildings, or improvements for use or occupation by its members of staff on land purchased, taken on lease, in exchange or otherwise acquired by the Authority;
- (l) provide such services and facilities as the Board considers proper and charge for such services and facilities such fees as the Board may determine;
- (m) grant leases, subleases or other interests or concessions in respect of land or buildings within the Port and its environs on such terms and conditions and subject to the payment of rent or other consideration as the Authority may think fit;
- (n) grant loans to employees of the Authority for purposes approved by the Authority;
- (o) provide training for employees of the Authority;
- (p) generally do anything that is calculated to facilitate, or is incidental or conducive to, the exercise of the Authority's functions under this Act or any other law.