Economy Profile

Seychelles

# Doing Business 2020

Comparing Business Regulation in

190 Economies



## **Economy Profile of Seychelles**

Doing Business 2020 Indicators (in order of appearance in the document)

Starting a business	Procedures, time, cost and paid-in minimum capital to start a limited liability company		
Dealing with construction permits	Procedures, time and cost to complete all formalities to build a warehouse and the quality control and safety mechanisms in the construction permitting system		
Getting electricity	Procedures, time and cost to get connected to the electrical grid, and the reliability of the electricity supply and the transparency of tariffs		
Registering property	Procedures, time and cost to transfer a property and the quality of the land administration system		
Getting credit	Movable collateral laws and credit information systems		
Protecting minority investors	Minority shareholders' rights in related-party transactions and in corporate governance		
Paying taxes	Payments, time, total tax and contribution rate for a firm to comply with all tax regulations as well as postfiling processes		
Trading across borders	Time and cost to export the product of comparative advantage and import auto parts		
Enforcing contracts	Time and cost to resolve a commercial dispute and the quality of judicial processes		
Resolving insolvency	Time, cost, outcome and recovery rate for a commercial insolvency and the strength of the legal framework for insolvency		
Employing workers	Flexibility in employment regulation and redundancy cost		

## **About Doing Business**

The *Doing Business* project provides objective measures of business regulations and their enforcement across 190 economies and selected cities at the subnational and regional level.

The *Doing Business* project, launched in 2002, looks at domestic small and medium-size companies and measures the regulations applying to them through their life cycle.

Doing Business captures several important dimensions of the regulatory environment as it applies to local firms. It provides quantitative indicators on regulation for starting a business, dealing with construction permits, getting electricity, registering property, getting credit, protecting minority investors, paying taxes, trading across borders, enforcing contracts and resolving insolvency. Doing Business also measures features of employing workers. Although Doing Business does not present rankings of economies on the employing workers indicators or include the topic in the aggregate ease of doing business score or ranking on the ease of doing business, it does present the data for these indicators.

By gathering and analyzing comprehensive quantitative data to compare business regulation environments across economies and over time, *Doing Business* encourages economies to compete towards more efficient regulation; offers measurable benchmarks for reform; and serves as a resource for academics, journalists, private sector researchers and others interested in the business climate of each economy.

In addition, *Doing Business* offers detailed subnational studies, which exhaustively cover business regulation and reform in different cities and regions within a nation. These studies provide data on the ease of doing business, rank each location, and recommend reforms to improve performance in each of the indicator areas. Selected cities can compare their business regulations with other cities in the economy or region and with the 190 economies that *Doing Business* has ranked.

The first *Doing Business* study, published in 2003, covered 5 indicator sets and 133 economies. This year's study covers 11 indicator sets and 190 economies. Most indicator sets refer to a case scenario in the largest business city of each economy, except for 11 economies that have a population of more than 100 million as of 2013 (Bangladesh, Brazil, China, India, Indonesia, Japan, Mexico, Nigeria, Pakistan, the Russian Federation and the United States) where *Doing Business* also collected data for the second largest business city. The data for these 11 economies are a population-weighted average for the 2 largest business cities. The project has benefited from feedback from governments, academics, practitioners and reviewers. The initial goal remains: to provide an objective basis for understanding and improving the regulatory environment for business around the world.

To learn more about *Doing Business* please visit doingbusiness.org

## Ease of Doing Business in



Region	Sub-Saharan Africa
Income Category	High income
Population	96,762
City Covered	Victoria



DB RANK



## Rankings on Doing Business topics - Seychelles



## **Topic Scores**





















Starting a Business (rank)	147
Score of starting a business (0-100)	78.8
Procedures (number)	9
Time (days)	32
Cost (number)	12.5
Paid-in min. capital (% of income per capita)	0.0
Dealing with Construction Permits (rank)	106
Score of dealing with construction permits (0-100)	67.3
Procedures (number)	16
Time (days)	113
Cost (% of warehouse value)	0.3
Building quality control index (0-15)	6.0
Getting Electricity (rank)	104
Score of getting electricity (0-100)	71.3
Procedures (number)	5
Time (days)	52
Cost (% of income per capita)	343.8
Reliability of supply and transparency of tariff index (0-8)	3
Registering Property (rank)	65
Score of registering property (0-100)	70.8
Procedures (number)	4
Time (days)	33
Cost (% of property value)	7.0
Quality of the land administration index (0-30)	21.0

Getting Credit (rank)	144
Score of getting credit (0-100)	35.0
Strength of legal rights index (0-12)	2
Depth of credit information index (0-8)	5
Credit registry coverage (% of adults)	76.6
Credit bureau coverage (% of adults)	0.0
Protecting Minority Investors (rank)	143
Score of protecting minority investors (0-100)	34.0
Extent of disclosure index (0-10)	4.0
Extent of director liability index (0-10)	8.0
Ease of shareholder suits index (0-10)	5.0
Extent of shareholder rights index (0-6)	0.0
Extent of ownership and control index (0-7)	0.0
Extent of corporate transparency index (0-7)	0.0
Paying Taxes (rank)	36
Score of paying taxes (0-100)	84.7
Payments (number per year)	29
Time (hours per year)	85
Total tax and contribution rate (% of profit)	30.1
Postfiling index (0-100)	93.4

Trading across Borders (rank)	98
Score of trading across borders (0-100)	71.8
Time to export	
Documentary compliance (hours)	44
Border compliance (hours)	82
Cost to export	
Documentary compliance (USD)	115
Border compliance (USD)	332
Time to export	
Documentary compliance (hours)	33
Border compliance (hours)	97
Cost to export	
Documentary compliance (USD)	93
Border compliance (USD)	341
Enforcing Contracts (rank)	128
Score of enforcing contracts (0-100)	51.2
Time (days)	915
Cost (% of claim value)	15.4
Quality of judicial processes index (0-18)	6.5
Resolving Insolvency (rank)	75
Score of resolving insolvency (0-100)	52.2
Recovery rate (cents on the dollar)	38.8
Time (years)	2.0
Cost (% of estate)	11.0
Outcome (0 as piecemeal sale and 1 as going concern)	0
Strength of insolvency framework index (0-16)	10.0

## **=** Starting a Business

This topic measures the number of procedures, time, cost and paid-in minimum capital requirement for a small- to medium-sized limited liability company to start up and formally operate in each economy's largest business city.

To make the data comparable across 190 economies, *Doing Business* uses a standardized business that is 100% domestically owned, has start-up capital equivalent to 10 times the income per capita, engages in general industrial or commercial activities and employs between 10 and 50 people one month after the commencement of operations, all of whom are domestic nationals. Starting a Business considers two types of local limited liability companies that are identical in all aspects, except that one company is owned by 5 married women and the other by 5 married men. The ranking of economies on the ease of starting a business is determined by sorting their scores for starting a business. These scores are the simple average of the scores for each of the component indicators.

The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

# Procedures to legally start and formally operate a company (number)

- Preregistration (for example, name verification or reservation, notarization)
- Registration in the economy's largest business city
- Postregistration (for example, social security registration, company seal)
- Obtaining approval from spouse to start a business or to leave the home to register the company
- Obtaining any gender specific document for company registration and operation or national identification card

#### Time required to complete each procedure (calendar days)

- Does not include time spent gathering information
- Each procedure starts on a separate day (2 procedures cannot start on the same day)
- Procedures fully completed online are recorded as ½ day
- Procedure is considered completed once final document is received
- No prior contact with officials

# Cost required to complete each procedure (% of income per capita)

- Official costs only, no bribes
- No professional fees unless services required by law or commonly used in practice

## Paid-in minimum capital (% of income per capita)

 Funds deposited in a bank or with third party before registration or up to 3 months after incorporation

#### **Case study assumptions**

To make the data comparable across economies, several assumptions about the business and the procedures are used. It is assumed that any required information is readily available and that the entrepreneur will pay no bribes.

#### The business:

- -Is a limited liability company (or its legal equivalent). If there is more than one type of limited liability company in the economy, the limited liability form most common among domestic firms is chosen. Information on the most common form is obtained from incorporation lawyers or the statistical office.
- -Operates in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- -Performs general industrial or commercial activities such as the production or sale to the public of goods or services. The business does not perform foreign trade activities and does not handle products subject to a special tax regime, for example, liquor or tobacco. It is not using heavily polluting production processes.
- -Does not qualify for investment incentives or any special benefits.
- -Is 100% domestically owned.
- -Has five business owners, none of whom is a legal entity. One business owner holds 30% of the company shares, two owners have 20% of shares each, and two owners have 15% of shares each.
- -Is managed by one local director.
- -Has between 10 and 50 employees one month after the commencement of operations, all of them domestic nationals.
- -Has start-up capital of 10 times income per capita.
- -Has an estimated turnover of at least 100 times income per capita.
- -Leases the commercial plant or offices and is not a proprietor of real estate.
- -Has an annual lease for the office space equivalent to one income per capita.
- -Is in an office space of approximately 929 square meters (10,000 square feet).
- -Has a company deed that is 10 pages long.

## The owners:

- -Have reached the legal age of majority and are capable of making decisions as an adult. If there is no legal age of majority, they are assumed to be 30 years old.
- -Are in good health and have no criminal record.
- -Are married, the marriage is monogamous and registered with the authorities.
- -Where the answer differs according to the legal system applicable to the woman or man in question (as may be the case in economies where there is legal plurality), the answer used will be the one that applies to the majority of the population.

## **Starting a Business - Seychelles**

## **Standardized Company**

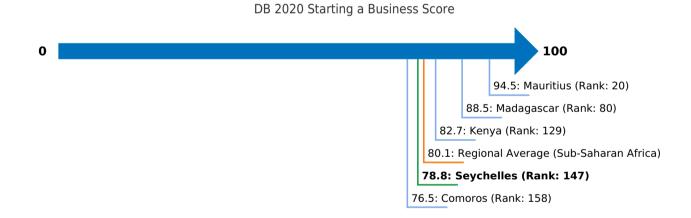
Legal form	Limited Liability Company
Paid-in minimum capital requirement	No minimum
City Covered	Victoria

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Procedure - Men (number)	9	7.4	4.9	1 (2 Economies)
Time - Men (days)	32	21.5	9.2	0.5 (New Zealand)
Cost - Men (% of income per capita)	12.5	36.3	3.0	0.0 (2 Economies)
Procedure - Women (number)	9	7.5	4.9	1 (2 Economies)
Time – Women (days)	32	21.6	9.2	0.5 (New Zealand)
Cost - Women (% of income per capita)	12.5	36.3	3.0	0.0 (2 Economies)
Paid-in min. capital (% of income per capita)	0.0	9.3	7.6	0.0 (120 Economies)

Figure - Starting a Business in Seychelles - Score

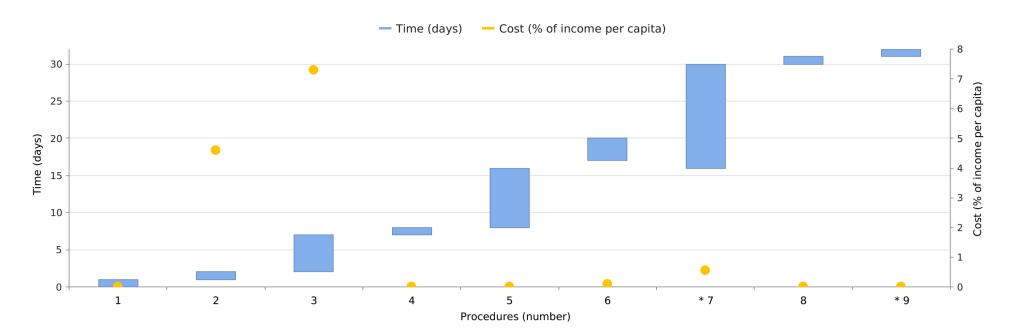


Figure - Starting a Business in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of starting a business is determined by sorting their scores for starting a business. These scores are the simple average of the scores for each of the component indicators.

Figure - Starting a Business in Seychelles - Procedure, Time and Cost



<sup>\*</sup>This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (http://doingbusiness.org/en/methodology). For details on the procedures reflected here, see the summary below.

## **Details - Starting a Business in Seychelles - Procedure, Time and Cost**

No.	Procedures	Time to Complete	Associated Costs
1	Verify the uniqueness of the proposed company name  Agency: Companies Division of Registrar General  Company owner can apply for name reservation either online or in person. If an entrepreneur applies online, an email is sent to the Company Registrar and the name will be reviewed and decision will be sent via e-mail within 2-3 days. An entrepreneur can also visit the Companies Division of the Registrar General in order to propose and register the company name. When the proposal is made in person it is either accepted or rejected on the spot by the Companies Division representative. Once acceptable name is selected, company name is reserved for 30 days for the first time, and can be extended for another 15 days.	1 day	no charge
2	Notarize the Memorandum of Association  Agency: Notary  Seychelles law does not require companies to notarize the Memorandum or Articles of Association, but most companies choose to do so in practice, before submitting their documents to the Registrar of Companies as part of the application for incorporation. Memorandum should be signed by all shareholders of the company and the number of shares held by each shareholder must be specified. The cost for this procedure varies by notary, starting at about SR 10,000.	1 day	SR 10,000
3	Deposit documents at the Companies Division of the Registrar General for stamp duty and registration fee assessment  Agency: Companies Division of Registrar General  Companies must submit the Memorandum and Articles of Association to the Companies Registry for stamp duty assessment. The process takes between 4 and 6 days on average, as the lawyer must first deposit the documents and then, the registrar would take several days to assess the submission and issue stamp duty and registration fee decision.  According to the Seventh Schedule of the Companies Ordinance Act of 2012, the fees for company registration with nominal share capital in excess of SCR 1,000,000 is 0.5% of nominal capital plus SCR 5000.  Fees for company registration with nominal share capital less than SCR 1,000,000 are as follows:  • For registration of company where the nominal share capital exceed SCR 5,000 but does not exceed SCR 25,000: SCR 1,500;  • For registration of a company where the nominal share capital exceed SCR 25,000 but does not exceed SCR 250,000: SCR 2,000;  • For registration of a company where the nominal share capital exceed SCR 250,000 but does not exceed SCR 250,000: SCR 2,000;  • For registration of a company where the nominal share capital exceed SCR 250,000 but does not exceed SCR 250,000: SCR 3,000.	4-6 days on average	see procedure details
4	Pay stamp duties and registration fees  Agency: Companies Division of Registrar General  Notaries or accountants retained by the company for the registration process pay the assessed stamp duty and the company registration fee as a lump sum at the Companies Registry. The cost of this procedure is rolled into notarization fees for preparing incorporation documents.	1 day	included in procedure 2
5	Obtain Certificate of Incorporation  Agency: Companies Division of Registrar General  Upon registration of the memorandum of a company, the Companies Division of Registrar General verifies the name of the company, the signature of lawyers, the date of registration and issues a certificate of incorporation as prescribed by the Companies Act. This process typically takes over 1 week.	8 days on average	no charge
6	File the particulars of the directors, company secretary, and the registered office Agency: Companies Division of Registrar General According to the Companies Ordinance, Part V, Articles 100 and 102, the company must file the particulars of its directors, secretary and registered office within 14 days of the appointment of directors. According to the Seventh Schedule of the Companies Ordinance Act of 2012, the fee is SR 100 per document. Entrepreneurs typically give notice of the particulars of all the directors and the secretary of the company together in one form. There is a separate form for particulars of registered office. Consequently the total cost would be SR 200 for both forms.	3 days on average	SR 100 per document

## **⇒** 7 **Obtain business license**

Agency: Seychelles Licensing Authority

Business license is required from the Seychelles Licensing Authority. To apply for a license, the following documents must be submitted:

- Proof of business address (ownership or lease agreement);
- Certificate of occupancy from the Planning Authority, if the premise is newly constructed.
- Certificate of change of use from the Planning Authority, if there is a change of use of the premises outside the class specified in the schedule to the Town & Country Planning (Use of classes) Regulations;
- Certificate of Incorporation and Memorandum of Association, if the applicant is a corporate body; or Certificate of Business Registration, if a business name is to be used to carry on the business.

The Licensing Authority would inspect the premises to verify the address and make sure the office space meets the necessary safety requirements for works. The Licensing Authority would also forward the application to the Fire Brigade and Planning Authority and these agencies would conduct a site inspection. The Planning Authority would assess the building standards while the Fire Brigade would assess the safety of the building. The business license fee is SCR 1,200 as of 7 May 2012. The license is renewed annually.

For certain sectors, companies must obtain approval by the investment authority. The approval is generally obtained before obtaining the license and takes about a month to obtain.

#### 8 Register for taxes at the Revenue Commission

Agency: Seychelles Revenue Commission

All new businesses must register with the Seychelles Revenue Commission within 14 days of commencing their business operations.

-A copy of their business license is required only if the commercial activity it is engaged in is considered to be a licensable activity under the Seychelles Licensing Act and Regulations (2010) -A copy of the Certificate of Incorporation, and the full name and ID of the Public Officer must be submitted.

## ⇒ 9 Register as an employer with the Pension Fund

Agency: Pension Fund

All new businesses must register as employers within 7 days of hiring an employee. As of January 2019, An employer must contribute 3% of salary toward social security payments (per employee) and an employee must contribute an additional 3%. Both contributions are calculated based on the employee's gross salary.

14 days on average (simultaneous with previous procedure)

SR 1,200 (for retail)

1 day no charge

1 day (simultaneous with no charge previous procedure)

**<sup>⇒</sup>**Takes place simultaneously with previous procedure.



## Dealing with Construction Permits

This topic tracks the procedures, time and cost to build a warehouse—including obtaining necessary the licenses and permits, submitting all required notifications, requesting and receiving all necessary inspections and obtaining utility connections. In addition, the Dealing with Construction Permits indicator measures the building quality control index, evaluating the quality of building regulations, the strength of quality control and safety mechanisms, liability and insurance regimes, and professional certification requirements. The most recent round of data collection was completed in May 2019. See the methodology for more information

#### What the indicators measure

#### Procedures to legally build a warehouse (number)

- Submitting all relevant documents and obtaining all necessary clearances, licenses, permits and certificates
- Submitting all required notifications and receiving all necessary inspections
- Obtaining utility connections for water and sewerage
- Registering and selling the warehouse after its completion

#### Time required to complete each procedure (calendar days)

- Does not include time spent gathering information
- Each procedure starts on a separate day—though procedures that can be fully completed online are an exception to this rule
- Procedure is considered completed once final document is received
- No prior contact with officials

## Cost required to complete each procedure (% of income per capita)

Official costs only, no bribes

#### **Building quality control index (0-15)**

- Quality of building regulations (0-2)
- Quality control before construction (0-1)
- Quality control during construction (0-3)
- Quality control after construction (0-3)
- Liability and insurance regimes (0-2)
- Professional certifications (0-4)

#### Case study assumptions

To make the data comparable across economies, several assumptions about the construction company, the warehouse project and the utility connections are used.

#### The construction company (BuildCo):

- Is a limited liability company (or its legal equivalent) and operates in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Is 100% domestically and privately owned; has five owners, none of whom is a legal entity. Has a licensed architect and a licensed engineer, both registered with the local association of architects or engineers. BuildCo is not assumed to have any other employees who are technical or licensed experts, such as geological or topographical experts.
- Owns the land on which the warehouse will be built and will sell the warehouse upon its completion.

#### The warehouse:

- Will be used for general storage activities, such as storage of books or stationery.
- Will have two stories, both above ground, with a total constructed area of approximately 1,300.6 square meters (14,000 square feet). Each floor will be 3 meters (9 feet, 10 inches) high and will be located on a land plot of approximately 929 square meters (10,000 square feet) that is 100% owned by BuildCo, and the warehouse is valued at 50 times income per capita.
- Will have complete architectural and technical plans prepared by a licensed architect. If preparation of the plans requires such steps as obtaining further documentation or getting prior approvals from external agencies, these are counted as procedures.
- Will take 30 weeks to construct (excluding all delays due to administrative and regulatory requirements).

#### The water and sewerage connections:

- Will be 150 meters (492 feet) from the existing water source and sewer tap. If there is no water delivery infrastructure in the economy, a borehole will be dug. If there is no sewerage infrastructure, a septic tank in the smallest size available will be installed or built.
- Will have an average water use of 662 liters (175 gallons) a day and an average wastewater flow of 568 liters (150 gallons) a day. Will have a peak water use of 1,325 liters (350 gallons) a day and a peak wastewater flow of 1,136 liters (300 gallons) a day.
- Will have a constant level of water demand and wastewater flow throughout the year; will be 1 inch in diameter for the water connection and 4 inches in diameter for the sewerage connection.

## **Dealing with Construction Permits - Seychelles**

#### **Standardized Warehouse**

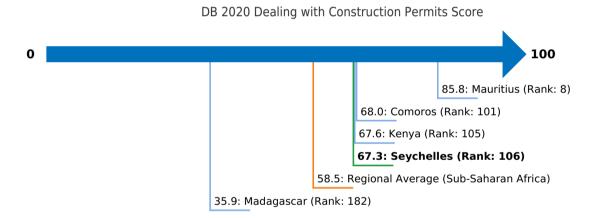
Estimated value of warehouse	SCR 10,896,015.90
City Covered	Victoria

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Procedures (number)	16	15.1	12.7	None in 2018/19
Time (days)	113	145.4	152.3	None in 2018/19
Cost (% of warehouse value)	0.3	8.9	1.5	None in 2018/19
Building quality control index (0-15)	6.0	8.9	11.6	15.0 (6 Economies)

Figure - Dealing with Construction Permits in Seychelles - Score

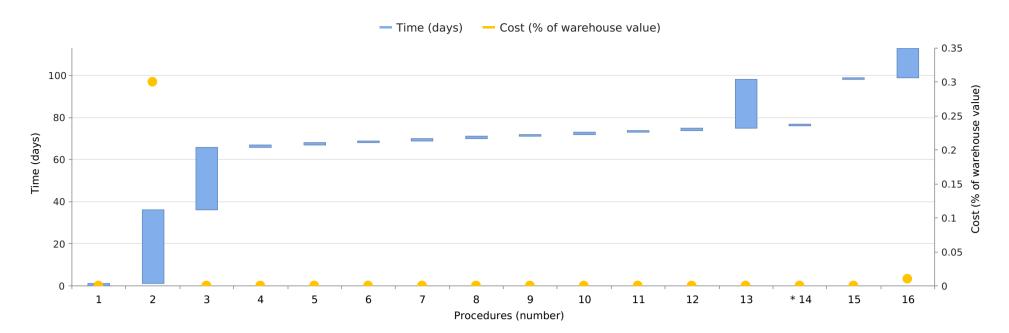


Figure - Dealing with Construction Permits in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of dealing with construction permits is determined by sorting their scores for dealing with construction permits. These scores are the simple average of the scores for each of the component indicators.

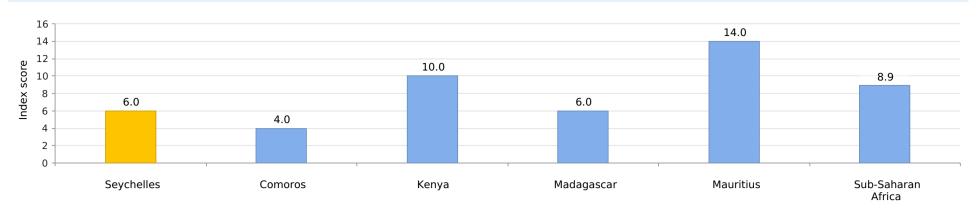
Figure - Dealing with Construction Permits in Seychelles - Procedure, Time and Cost



<sup>\*</sup>This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (http://doingbusiness.org/en/methodology). For details on the procedures reflected here, see the summary below.

Figure - Dealing with Construction Permits in Seychelles and comparator economies - Measure of Quality



Details - Dealing with Construction Permits in Seychelles - Procedure, Time and Cost

No.	Procedures	Time to Complete	Associated Costs
1	Request and obtain copy of property title and cadastral plan  Agency: Land Registry	1 day	SCR 100
2	Request and obtain detailed planning approval by Planning Authority	35 days	SCR 32,515

Request and obtain detailed planning approval by Planning Authority

Agency: Planning Authority

Required documentation:

- Architectural plans
- Subdivision form (eight copies), completed in full with all relevant sections completed, in accordance with the Land Survey Act
- Application for permit for custody/possession/use of containers on the site, if applicable.
- Application for environmental impact assessment (required for all projects)
- Declaration by agents and owners (original document)
- Title deed (not older than 6 months from the date of copy)
- Location plans
- Cadastral layout
- Site plan
- Plot reference
- Position of all existing features
- Position of waste water facilities
- Water and sewer services
- Electricity
- Calculation of fees

The cost of the approval processing would be SCR 32,515.00 (SCR 25.00 per sq. m.).

All plans are drawn up by the agent. A licensed agent (either an architect or a draughts person, depending on the size of the project) must lead the construction and obtain the approval of plans and occupancy permit. When applying for project approval with the Planning Authority, the licensed agent must verify that the information provided on the site plan is correct and accurate. Both the owner and agent take mutual responsibility to convey to each other that the conditions of the plans must be complied with. For buildings of about 250 sq. m. or more, an architect is required. The architect's fee depends on the firm, size of the project, and scope of work. Generally, about 2 -- 4% of the project value might be charged.

The permit application, along with all plans and required documentation can now be uploaded online, but hard copies must also be brought in to the Planning Office.

The plans are forwarded to the Ministry of Environment, the Ministry of Health the Public Utility Corporation (electricity provider), and the Fire Department (CFO), for approval, before being returned to the Planning Authority. Each agency must return their comments to the Planning Authority within 14 days, although this time limit is not always respected. The Planning Authority Board then meets every Friday to review the applications and issue the approvals.

No less than 48 hours before the start of construction, the builder must notify the Planning Authority, which monitors the construction work. A Planning Authority employee is assigned to the project for inspections and as a contact point in case of questions. Employees at the Planning Authority are divided by region. During the course of the construction, the builder must provide notification to the Planning Authority at certain stages (e.g., give written notice that the drain/sewer/septic tank is ready for inspection and provide at least 48 hours' notice before the commencement of concrete pouring). The Planning Authority usually, but not always, conducts inspections at those stages and also conducts additional inspections on a weekly basis (all of them unannounced, unless requested by the builder or the owner).

network and so an installation of a septic tank would not be required. The sewage connection is

done free of charge.

Doir	ng Business 2020	Seychelles		
15	Receive water and sewage ins Agency: Public Utilities Corpora The Public Utilities Corporation was sewage.	•	1 day	no charge
16	Receive water and sewage con Agency: Public Utilities Corpora		14 days	SCR 1,580

**式**Takes place simultaneously with previous procedure.

## **Details - Dealing with Construction Permits in Seychelles - Measure of Quality**

	Answer	Score
Building quality control index (0-15)		6.0
Quality of building regulations index (0-2)		2.0
How accessible are building laws and regulations in your economy? (0-1)	Available online; Free of charge.	1.0
Which requirements for obtaining a building permit are clearly specified in the building regulations or on any accessible website, brochure or pamphlet? (0-1)	List of required documents; Fees to be paid; Required preapprovals.	1.0
Quality control before construction index (0-1)		0.0
Which third-party entities are required by law to verify that the building plans are in compliance with existing building regulations? (0-1)	By law, there is no need to verify plans compliance.	0.0
Quality control during construction index (0-3)		1.0
What types of inspections (if any) are required by law to be carried out during construction? (0-2)	Unscheduled inspections; Inspections at various phases.	1.0
Do legally mandated inspections occur in practice during construction? (0-1)	Mandatory inspections are not always done in practice during construction; Mandatory inspections are done most of the time during construction.	0.0
Quality control after construction index (0-3)		3.0
Is there a final inspection required by law to verify that the building was built in accordance with the approved plans and regulations? (0-2)	Yes, final inspection is done by government agency.	2.0
Do legally mandated final inspections occur in practice? (0-1)	Final inspection always occurs in practice; Final inspection occurs most of the time.	1.0
Liability and insurance regimes index (0-2)		0.0
Which parties (if any) are held liable by law for structural flaws or problems in the building once it is in use (Latent Defect Liability or Decennial Liability)? (0-1)	No party is held liable under the law.	0.0
Which parties (if any) are required by law to obtain an insurance policy to cover possible structural flaws or problems in the building once it is in use (Latent Defect Liability Insurance or Decennial Insurance)? (0-1)	No party is required by law to obtain insurance .	0.0
Professional certifications index (0-4)		0.0
What are the qualification requirements for the professional responsible for verifying that the architectural plans or drawings are in compliance with existing building regulations? (0-2)	University degree in architecture or engineering.	0.0
What are the qualification requirements for the professional who supervises the construction on the ground? (0-2)	University degree in engineering, construction or construction management.	0.0

## ₹ G

## **Getting Electricity**

This topic measures the procedures, time and cost required for a business to obtain a permanent electricity connection for a newly constructed warehouse. Additionally, the reliability of supply and transparency of tariffs index measures reliability of supply, transparency of tariffs and the price of electricity. The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### Procedures to obtain an electricity connection (number)

- Submitting all relevant documents and obtaining all necessary clearances and permits
- Completing all required notifications and receiving all necessary inspections
- Obtaining external installation works and possibly purchasing material for these works
- Concluding any necessary supply contract and obtaining final supply

#### Time required to complete each procedure (calendar days)

- Is at least 1 calendar day
- Each procedure starts on a separate day
- Does not include time spent gathering information
- Reflects the time spent in practice, with little follow-up and no prior contact with officials

# Cost required to complete each procedure (% of income per capita)

- Official costs only, no bribes
- Value added tax excluded

#### The reliability of supply and transparency of tariffs index (0-8)

- Duration and frequency of power outages (0-3)
- Tools to monitor power outages (0-1)
- Tools to restore power supply (0-1)
- Regulatory monitoring of utilities' performance (0-1)
- Financial deterrents limiting outages (0-1)
- Transparency and accessibility of tariffs (0-1)

## Price of electricity (cents per kilowatt-hour)\*

 Price based on monthly bill for commercial warehouse in case study

\*Note: *Doing Business* measures the price of electricity, but it is not included in the ease of doing business score nor in the ranking on the ease of getting electricity.

#### Case study assumptions

To make the data comparable across economies, several assumptions about the warehouse, the electricity connection and the monthly consumption are used.

#### The warehouse:

- Is owned by a local entrepreneur and is used for storage of goods.
- Is located in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Is located in an area where similar warehouses are typically located and is in an area with no physical constraints. For example, the property is not near a railway.
- Is a new construction and is being connected to electricity for the first time.
- Has two stories with a total surface area of approximately 1,300.6 square meters (14,000 square feet). The plot of land on which it is built is 929 square meters (10,000 square feet).

#### The electricity connection:

- Is a permanent one with a three-phase, four-wire Y connection with a subscribed capacity of 140-kilo-volt-ampere (kVA) with a power factor of 1, when 1 kVA = 1 kilowatt (kW).
- Has a length of 150 meters. The connection is to either the low- or medium-voltage distribution network and is either overhead or underground, whichever is more common in the area where the warehouse is located and requires works that involve the crossing of a 10-meter road (such as by excavation or overhead lines) but are all carried out on public land. There is no crossing of other owners' private property because the warehouse has access to a road.
- Does not require work to install the internal wiring of the warehouse. This has already been completed up to and including the customer's service panel or switchboard and the meter base.

#### The monthly consumption:

- It is assumed that the warehouse operates 30 days a month from 9:00 a.m. to 5:00 p.m. (8 hours a day), with equipment utilized at 80% of capacity on average and that there are no electricity cuts (assumed for simplicity reasons) and the monthly energy consumption is 26,880 kilowatt-hours (kWh); hourly consumption is 112 kWh.
- If multiple electricity suppliers exist, the warehouse is served by the cheapest supplier.
- Tariffs effective in January of the current year are used for calculation of the price of electricity for the warehouse. Although January has 31 days, for calculation purposes only 30 days are used.

## **Getting Electricity - Seychelles**

#### **Standardized Connection**

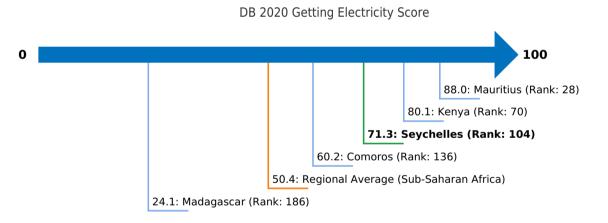
Name of utility	Public Utilities Corporation
Price of electricity (US cents per kWh)	32.1
City Covered	Victoria

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Procedures (number)	5	5.2	4.4	3 (28 Economies)
Time (days)	52	109.6	74.8	18 (3 Economies)
Cost (% of income per capita)	343.8	3,187.5	61.0	0.0 (3 Economies)
Reliability of supply and transparency of tariff index (0-8)	3	1.6	7.4	8 (26 Economies)

Figure - Getting Electricity in Seychelles - Score



Figure - Getting Electricity in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of getting electricity is determined by sorting their scores for getting electricity. These scores are the simple average of the scores for all the component indicators except the price of electricity.

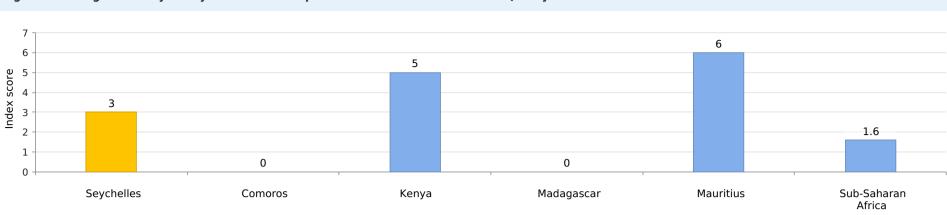


<sup>\*</sup>This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (http://doingbusiness.org/en/methodology). For details on the procedures

reflected here, see the summary below.

Figure - Getting Electricity in Seychelles and comparator economies - Measure of Quality



## **Details - Getting Electricity in Seychelles - Procedure, Time and Cost**

No.	Procedures	Time to Complete	Associated Costs
1	Submit application and await approval and estimate  Agency: Public Utilities Corporation  The customer submits an application for an electricity connection to the Public Utilities Corporation. The application can be submitted in person or by mail. The following documents should be attached to the application: I,D., site and location plans, details of the required load, any other relevant information the customer wants to include.  Public Utilities Corporation will survey the area and suggest for the best location of connection. If the location /site plan is correct and accessible, then there is no need for the applicant's representative to be present.  The application for the connection also includes an application for power supply. So if the application for connection is approved the customer automatically is bound by the supply agreement.  When the application is approved, the customer must complete and submit an electrical contractor notice form, which states the name of the contractor that will be hired to conduct the connection works, as well as the remuneration paid to the contractor. The connection fee is paid at the approval of the application.  In addition PUC requires the applicant/ electrical contractor to be present on site during the survey to respond to any relevant queries.	14 calendar days	SCR 26,351.88
<b> ⇒</b> 2	Receive site inspection for preparing estimate  Agency: Public Utilities Corporation  PUC carries out an external inspection in order to prepare an estimate of the works. A representative of the client is present as the time of the inspection.	1 calendar day	SCR 0
3	Obtain excavation permit  Agency: Land Transportation Division  Customer obtains an excavation permit at the Land Transportation Division	13 calendar days	SCR 0
<b>⇒</b> 4	Await and receive internal wiring inspection  Agency: Public Utilities Corporation  The internal wiring inspection is necessary and mentioned in the application approval letter. The inspector from the Public Utilities Corporation visits the site to check the internal wiring work as per the existing standards. There can be multiple inspections of the internal wiring during the entire wiring process and there is a final testing of the wiring after the Public Utility Corporation receives the completion certificate from the customer's electrical contractor. In a standard case there will be two inspections one of which after the wiring is completed. Someone from the applicant's party has to be present during the inspection.	7 calendar days	SCR 0
5	Await completion of external works and final connection  Agency: Public Utilities Corporation  Once the application approval is issued the Public Utilities Corporation prepares for the connection works and carries out the external works up to the metering point.  The meter installation is done at the same time with the final inspection and testing of the installation by the Public Utilities Corporation before they turn on the power. The power can be turned on only after the final inspection of the internal wiring.	25 calendar days	USD 51,750

**式**Takes place simultaneously with previous procedure.

## **Details - Getting Electricity in Seychelles - Measure of Quality**

	Answer
Reliability of supply and transparency of tariff index (0-8)	3
Total duration and frequency of outages per customer a year (0-3)	3
System average interruption duration index (SAIDI)	0.8
System average interruption frequency index (SAIFI)	0.2
What is the minimum outage time (in minutes) that the utility considers for the calculation of SAIDI/SAIFI	1.0
Mechanisms for monitoring outages (0-1)	0
Does the distribution utility use automated tools to monitor outages?	No
Mechanisms for restoring service (0-1)	0
Does the distribution utility use automated tools to restore service?	No
Regulatory monitoring (0-1)	0
Does a regulator—that is, an entity separate from the utility—monitor the utility's performance on reliability of supply?	No
Financial deterrents aimed at limiting outages (0-1)	0
Does the utility either pay compensation to customers or face fines by the regulator (or both) if outages exceed a certain cap?	No
Communication of tariffs and tariff changes (0-1)	0
Are effective tariffs available online?	Yes
Link to the website, if available online	www.puc.sc/services/com mercial-and-industrial- sector
Are customers notified of a change in tariff ahead of the billing cycle?	No

## Note:

If the duration and frequency of outages is 100 or less, the economy is eligible to score on the Reliability of supply and transparency of tariff index.

If the duration and frequency of outages is not available, or is over 100, the economy is not eligible to score on the index.

If the minimum outage time considered for SAIDI/SAIFI is over 5 minutes, the economy is not eligible to score on the index.



#### Registering Property

This topic examines the steps, time and cost involved in registering property, assuming a standardized case of an entrepreneur who wants to purchase land and a building that is already registered and free of title dispute. In addition, the topic also measures the quality of the land administration system in each economy. The quality of land administration index has five dimensions: reliability of infrastructure, transparency of information, geographic coverage, land dispute resolution, and equal access to property rights. The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### Procedures to legally transfer title on immovable property (number)

- Preregistration procedures (for example, checking for liens, notarizing sales agreement, paying property transfer taxes)
- Registration procedures in the economy's largest business city.
- Postregistration procedures (for example, filling title with municipality)

#### Time required to complete each procedure (calendar days)

- Does not include time spent gathering information
- Each procedure starts on a separate day though procedures that can be fully completed online are an exception to this rule
- Procedure is considered completed once final document is received
- No prior contact with officials

#### Cost required to complete each procedure (% of property value)

- Official costs only (such as administrative fees, duties and taxes).
- Value Added Tax, Capital Gains Tax and illicit payments are excluded

#### Quality of land administration index (0-30)

- Reliability of infrastructure index (0-8)
- Transparency of information index (0-6)
- Geographic coverage index (0-8)
- Land dispute resolution index (0-8)
- Equal access to property rights index (-2-0)

#### Case study assumptions

To make the data comparable across economies, several assumptions about the parties to the transaction, the property and the procedures are used.

#### The parties (buyer and seller):

- Are limited liability companies (or the legal equivalent).
- Are located in the periurban (that is, on the outskirts of the city but still within its official limits) area of the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Are 100% domestically and privately owned.
- Perform general commercial activities.

#### The property (fully owned by the seller):

- Has a value of 50 times income per capita, which equals the sale price.
- Is fully owned by the seller.
- Has no mortgages attached and has been under the same ownership for the past 10 years.
- Is registered in the land registry or cadastre, or both, and is free of title disputes.
- Is located in a periurban commercial zone (that is, on the outskirts of the city but still within its official limits), and no rezoning is required.
- Consists of land and a building. The land area is 557.4 square meters (6,000 square feet). A twostory warehouse of 929 square meters (10,000 square feet) is located on the land. The warehouse is 10 years old, is in good condition, has no heating system and complies with all safety standards, building codes and legal requirements. The property, consisting of land and building, will be transferred in its entirety.
- Will not be subject to renovations or additional construction following the purchase.
- Has no trees, natural water sources, natural reserves or historical monuments of any kind.
- Will not be used for special purposes, and no special permits, such as for residential use, industrial plants, waste storage or certain types of agricultural activities, are required.
- Has no occupants, and no other party holds a legal interest in it.

## **Registering Property - Seychelles**

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Procedures (number)	4	6.1	4.7	1 (5 Economies)
Time (days)	33	51.6	23.6	1 (2 Economies)
Cost (% of property value)	7.0	7.3	4.2	0.0 (Saudi Arabia)
Quality of the land administration index (0-30)	21.0	9.0	23.2	None in 2018/19

Figure - Registering Property in Seychelles - Score

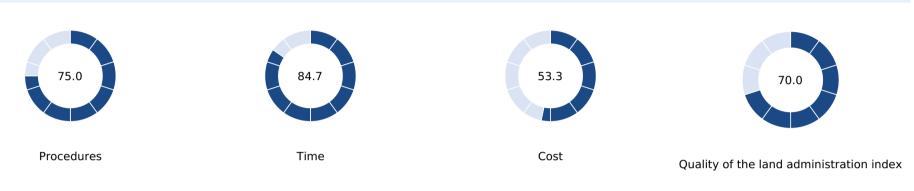
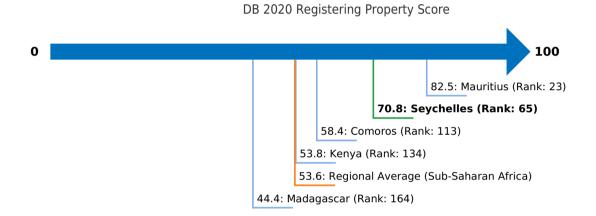
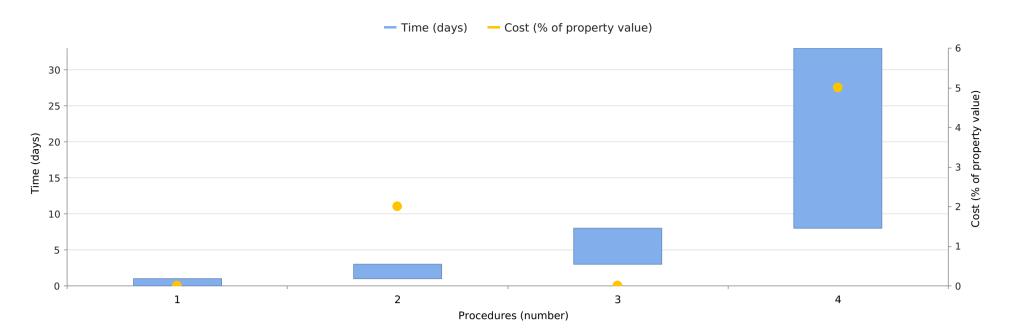


Figure - Registering Property in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of registering property is determined by sorting their scores for registering property. These scores are the simple average of the scores for each of the component indicators.

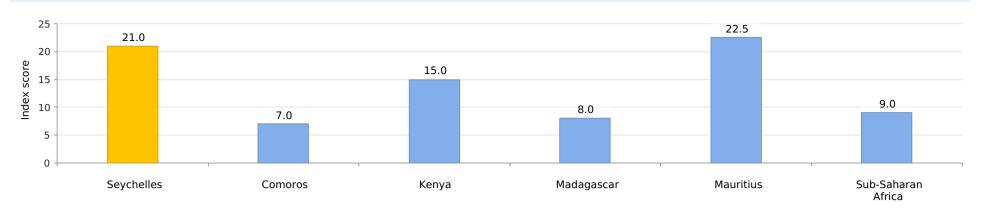
Figure - Registering Property in Seychelles - Procedure, Time and Cost



<sup>\*</sup>This symbol is shown beside procedure numbers that take place simultaneously with the previous procedure.

Note: Online procedures account for 0.5 days in the total time calculation. For economies that have a different procedure list for men and women, the graph shows the time for women. For more information on methodology, see the *Doing Business* website (http://doingbusiness.org/en/methodology). For details on the procedures reflected here, see the summary below.

Figure - Registering Property in Seychelles and comparator economies - Measure of Quality



**Details - Registering Property in Seychelles - Procedure, Time and Cost** 

No.	Procedures	Time to Complete	Associated Costs
1	Conduct a title search at the Property Registry  Agency: Property Registry  Parties verify that the title is free from encumbrances by filling a request slip of search addressed to one of the registries. After applying, a certificate of official search is obtained. Mahe has two registries: one for old and one for new land. The search in the new registry is done by parcel number.	1 day	SCR 100
2	Notary drafts and legalizes sale purchase agreement Agency: Notary  A notary is required by law to notarize the sale/purchase agreement. Parties make an appointment one day and usually visit the following day. Prior to drafting of the sales agreement, the buyer needs to grant (by resolution of the Board of Directors) a director or other representative the authority to buy the land at the agreed price, on behalf of the company. The seller has to do the same. Standard transfer agreements can be found in the Land Registration Act.	2 days	SCR 217,920.32; (2% of property value)
3	Deposit sales agreement with Stamp Duty Commission (property registry)  Agency: Stamp Duty Commission, Property registry  The notary deposits 3 original copies (one for the seller, one for the buyer and one for the notary). The documents have to be submitted within less than a month after the execution of the contract. If not, a validating duty (double of stamp duty, i.e. 10%) is charged. At the registry, the parcel number is checked, and the stamp duty calculated (5% of property value) and approved. After a senior filing registrar has reviewed the documents and value, the file is sent to the Registrar for review and approval. If there is any doubt about the accuracy of the value, which may happen in about 40% of cases, the documents are sent to the evaluation office at the Lands Office. The valuation office would subsequently re-assess the property value and transfer the documents back to the Registrar. The surveying and valuation take on average 1-2 months. Once the Registrar has approved, the notary returns for payment. He is either informed by phone or checks independently. This surveying and valuation would not apply to the transfer of the case study.	5 days	no charge
4	Pay registration fees to Stamp Duty Commission and register property title Agency: Stamp Duty Commission, Property registry  Once the stamp duty and fees are paid, the transfer is registered ('presentation of documents') and the documents stamped. The Registrar approves the transfer by signature, and the document is returned to the land section for dispatch. The legal time limit for registration (including approval of stamping) is 25 days.	25 days	SCR 544,900.8; (5% of property value + 100 SCR (Registration Fee))

**<sup>⇒</sup>**Takes place simultaneously with previous procedure.

## **Details - Registering Property in Seychelles - Measure of Quality**

	Answer	Score
Quality of the land administration index (0-30)		21.0
Reliability of infrastructure index (0-8)		6.0
Type of land registration system in the economy:	Dual system (Title & Deed)	
What is the institution in charge of immovable property registration?	The Companies and Land Registry	
In what format are past and newly issued land records kept at the immovable property registry of the largest business city of the economy —in a paper format or in a computerized format (scanned or fully digital)?	Paper	0.0
Is there a comprehensive and functional electronic database for checking for encumbrances (liens, mortgages, restrictions and the like)?	Yes	1.0
Institution in charge of the plans showing legal boundaries in the largest business city:	Survey Division, Ministry of Land Use and Housing	
In what format are past and newly issued cadastral plans kept at the mapping agency of the largest business city of the economy—in a paper format or in a computerized format (scanned or fully digital)?	Computer/Fully digital	2.0
Is there an electronic database for recording boundaries, checking plans and providing cadastral information (geographic information system)?	Yes	1.0
Is the information recorded by the immovable property registration agency and the cadastral or mapping agency kept in a single database, in different but linked databases or in separate databases?	Different databases but linked	1.0
Do the immovable property registration agency and cadastral or mapping agency use the same identification number for properties?	Yes	1.0
ransparency of information index (0-6)		5.0
Who is able to obtain information on land ownership at the agency in charge of immovable property registration in the largest business city?	Anyone who pays the official fee	1.0
Is the list of documents that are required to complete any type of property transaction made publicly available- and if so, how?	Yes, online	0.5
Link for online access:	Land Registration Act https://greybook.seylii .org/w/se/CAP107#!fr agment/zoupioToc385333499/BQC whgziBcwMYgK4DsD WszlQewE4BUBTAD wBdoAvbRABwEtsBa AfX2zgGYAOAVg-4AsATiEBKADTJspQ hACKiQrgCe0AORrx EOLmwAbPQGEkaa AEJkWwmFwIFS1Rq s2EAZTykAQqoBKA UQAZPwA1AEEAOU M-cVIwACNoUnZRUSA	
Is the applicable fee schedule for any type of property transaction at the agency in charge of immovable property registration in the largest business city made publicly available-and if so, how?	Yes, online	0.5

Doing Business 2020	Seychelles		
Link for online access:		Land Registration Act https://greybook.seylii .org/w/se/CAP107#!fr agment/zoupioToc385333516/BQC whgziBcwMYgK4DsD WszIQewE4BUBTAD wBdoAvbRABwEtsBa AfX2zgGYAOAVg-54BGAGwBKADTJsp QhACKiQrgCe0AORr xEOLmwAbPQGEka aAEJkWwmFwIFS1R qs2EAZTykAQqoBKA UQAZPwA1AEEAOU M-cVIwACNoUnZRUSA	
	able property registration agency formally commit to deliver a legally ty ownership within a specific timeframe –and if so, how does it	Yes, online	0.5
Link for online access:		http://www.luh.gov.sc/ default.aspx? PageId=47	
Is there a specific and independent m in charge of immovable property regis	nechanism for filing complaints about a problem that occurred at the agency stration?	Yes	1.0
Contact information:		http://www.luh.gov.sc/ default.aspx? PageId=54	
Are there publicly available official staregistration agency?	atistics tracking the number of transactions at the immovable property	No	0.0
Number of property transfers in the la	argest business city in 2018:		
Who is able to consult maps of land p	plots in the largest business city?	Anyone who pays the official fee	0.5
Is the applicable fee schedule for acc	cessing maps of land plots made publicly available—and if so, how?	Yes, online	0.5
Link for online access:		Land Registration Act https://greybook.seylii .org/w/se/CAP107#!fr agment/zoupioToc385333516/BQC whgziBcwMYgK4DsD WszlQewE4BUBTAD wBdoAvbRABwEtsBa AfX2zgGYAOAVg-54BGAGwBKADTJsp QhACKiQrgCe0AORr xEOLmwAbPQGEka aAEJkWwmFwIFS1R qs2EAZTykAQqoBKA UQAZPwA1AEEAOU M-cVIwACNoUnZRUSA	
Does the cadastral/mapping agency f if so, how does it communicate the se	formally specifies the timeframe to deliver an updated cadastral plan—and ervice standard?	No	0.0
Link for online access:			
Is there a specific and independent m cadastral or mapping agency?	nechanism for filing complaints about a problem that occurred at the	Yes	0.5
Contact information:		http://www.luh.gov.sc/ default.aspx? PageId=54	
Geographic coverage index (0-8)			4.0
Are all privately held land plots in the registry?	largest business city formally registered at the immovable property	Yes	2.0
Are all privately held land plots in the	economy formally registered at the immovable property registry?	No	0.0

Doing Business 2020	Seychelles		
Are all privately held land plots i	in the largest business city mapped?	Yes	2.0
Are all privately held land plots i	in the economy mapped?	No	0.0
Land dispute resolution index (0	)-8)		6.0
Does the law require that all propthem opposable to third parties?	perty sale transactions be registered at the immovable property registry to mak	re Yes	1.5
Legal basis:		Part II of The Land Registration Act	
Is the system of immovable prop	perty registration subject to a state or private guarantee?	Yes	0.5
Type of guarantee:		State guarantee	
Legal basis:		Art. 90, part X of The Land Registration Act	
	urt compensation mechanism to cover for losses incurred by parties who erty transaction based on erroneous information certified by the immovable	No	0.0
Legal basis:			
	control of legality of the documents necessary for a property transaction (e.g., cracts with requirements of the law)?	Yes	0.5
If yes, who is responsible for che	ecking the legality of the documents?	Registrar; Notary; Lawyer;	
Does the legal system require ve	erification of the identity of the parties to a property transaction?	Yes	0.5
If yes, who is responsible for veri	ifying the identity of the parties?	Registrar;	
Is there a national database to v	verify the accuracy of government issued identity documents?	Yes	1.0
	te in charge of a case involving a standard land dispute between two local or a property worth 50 times gross national income (GNI) per capita and located	Supreme Court	
How long does it take on averagappeal)?	e to obtain a decision from the first-instance court for such a case (without	Between 1 and 2 years	2.0
Are there publicly available statisticourt?	stics on the number of land disputes at the economy level in the first instance	No	0.0
Number of land disputes in the e	economy in 2018:		
Equal access to property rights i	index (-2-0)		0.0
Do unmarried men and unmarrie	ed women have equal ownership rights to property?	Yes	
Do married men and married wo	omen have equal ownership rights to property?	Yes	0.0

## Getting Credit

This topic explores two sets of issues—the strength of credit reporting systems and the effectiveness of collateral and bankruptcy laws in facilitating lending. The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### Strength of legal rights index (0-12)

- Rights of borrowers and lenders through collateral laws (0-10)
- Protection of secured creditors' rights through bankruptcy laws (0-2)

#### Depth of credit information index (0-8)

 Scope and accessibility of credit information distributed by credit bureaus and credit registries (0-8)

#### Credit bureau coverage (% of adults)

 Number of individuals and firms listed in largest credit bureau as a percentage of adult population

## Credit registry coverage (% of adults)

 Number of individuals and firms listed in credit registry as a percentage of adult population

#### **Case study assumptions**

Doing Business assesses the sharing of credit information and the legal rights of borrowers and lenders with respect to secured transactions through 2 sets of indicators. The depth of credit information index measures rules and practices affecting the coverage, scope and accessibility of credit information available through a credit registry or a credit bureau. The strength of legal rights index measures the degree to which collateral and bankruptcy laws protect the rights of borrowers and lenders and thus facilitate lending. For each economy it is first determined whether a unitary secured transactions system exists. Then two case scenarios, case A and case B, are used to determine how a nonpossessory security interest is created, publicized and enforced according to the law. Special emphasis is given to how the collateral registry operates (if registration of security interests is possible). The case scenarios involve a secured borrower, company ABC, and a secured lender, BizBank.

In some economies the legal framework for secured transactions will allow only case A or case B (not both) to apply. Both cases examine the same set of legal provisions relating to the use of movable collateral.

#### Several assumptions about the secured borrower (ABC) and lender (BizBank) are used:

- ABC is a domestic limited liability company (or its legal equivalent).
- ABC has up to 50 employees.
- ABC has its headquarters and only base of operations in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Both ABC and BizBank are 100% domestically owned.

The case scenarios also involve assumptions. In case A, as collateral for the loan, ABC grants BizBank a nonpossessory security interest in one category of movable assets, for example, its machinery or its inventory. ABC wants to keep both possession and ownership of the collateral. In economies where the law does not allow nonpossessory security interests in movable property, ABC and BizBank use a fiduciary transfer-of-title arrangement (or a similar substitute for nonpossessory security interests).

In case B, ABC grants BizBank a business charge, enterprise charge, floating charge or any charge that gives BizBank a security interest over ABC's combined movable assets (or as much of ABC's movable assets as possible). ABC keeps ownership and possession of the assets.

## **Getting Credit - Seychelles**

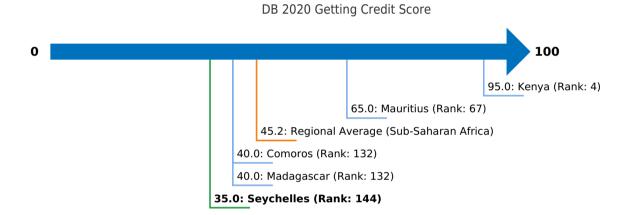
Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Strength of legal rights index (0-12)	2	5.1	6.1	12 (5 Economies)
Depth of credit information index (0-8)	5	3.9	6.8	8 (53 Economies)
Credit registry coverage (% of adults)	76.6	8.3	24.4	100.0 (2 Economies)
Credit bureau coverage (% of adults)	0.0	11.0	66.7	100.0 (14 Economies)

Figure - Getting Credit in Seychelles - Score



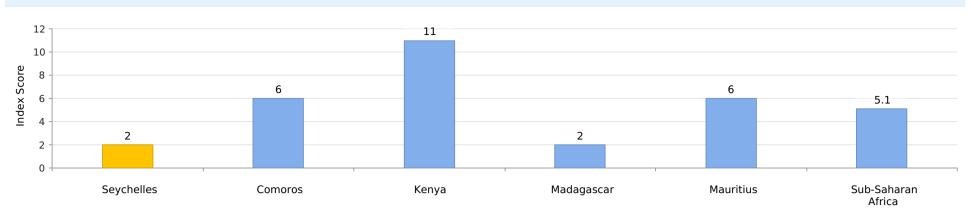
Score - Getting Credit

Figure - Getting Credit in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of getting credit is determined by sorting their scores for getting credit. These scores are the sum of the scores for the strength of legal rights index and the depth of credit information index.

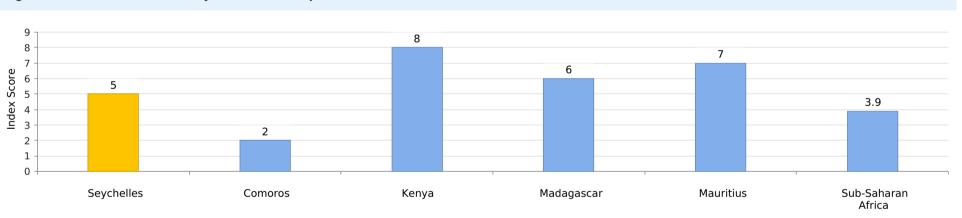
Figure - Legal Rights in Seychelles and comparator economies



## **Details - Legal Rights in Seychelles**

Strength of legal rights index (0-12)	2
Does an integrated or unified legal framework for secured transactions that extends to the creation, publicity and enforcement of functional equivator security interests in movable assets exist in the economy?	lents No
Does the law allow businesses to grant a non possessory security right in a single category of movable assets, without requiring a specific description of collateral?	otion No
Does the law allow businesses to grant a non possessory security right in substantially all of its assets, without requiring a specific description of collateral?	Yes
May a security right extend to future or after-acquired assets, and does it extend automatically to the products, proceeds and replacements of the original assets?	No
Is a general description of debts and obligations permitted in collateral agreements; can all types of debts and obligations be secured between pa and can the collateral agreement include a maximum amount for which the assets are encumbered?	rties; Yes
Is a collateral registry in operation for both incorporated and non-incorporated entities, that is unified geographically and by asset type, with an electronic database indexed by debtor's name?	No
Does a notice-based collateral registry exist in which all functional equivalents can be registered?	No
Does a modern collateral registry exist in which registrations, amendments, cancellations and searches can be performed online by any interested party?	d third No
Are secured creditors paid first (i.e. before tax claims and employee claims) when a debtor defaults outside an insolvency procedure?	No
Are secured creditors paid first (i.e. before tax claims and employee claims) when a business is liquidated?	No
Are secured creditors subject to an automatic stay on enforcement when a debtor enters a court-supervised reorganization procedure? Does the protect secured creditors' rights by providing clear grounds for relief from the stay and sets a time limit for it?	law No
Does the law allow parties to agree on out of court enforcement at the time a security interest is created? Does the law allow the secured creditor the collateral through public auction or private tender, as well as, for the secured creditor to keep the asset in satisfaction of the debt?	to sell No

Figure - Credit Information in Seychelles and comparator economies



## **Details - Credit Information in Seychelles**

Depth of credit information index (0-8)	Credit bureau	Credit registry	Score
Are data on both firms and individuals distributed?	No	Yes	1
Are both positive and negative credit data distributed?	No	Yes	1
Are data from retailers or utility companies - in addition to data from banks and financial institutions - distributed?	No	No	0
Are at least 2 years of historical data distributed? (Credit bureaus and registries that distribute more than 10 years of negative data or erase data on defaults as soon as they are repaid obtain a score of 0 for this component.)	No	No	0
Are data on loan amounts below 1% of income per capita distributed?	No	Yes	1
By law, do borrowers have the right to access their data in the credit bureau or credit registry?	No	Yes	1
Can banks and financial institutions access borrowers' credit information online (for example, through an online platform, a system-to-system connection or both)?	No	Yes	1
Are bureau or registry credit scores offered as a value-added service to help banks and financial institutions assess the creditworthiness of borrowers?	No	No	0

Note: An economy receives a score of 1 if there is a "yes" to either bureau or registry. If the credit bureau or registry is not operational or covers less than 5% of the adult population, the total score on the depth of credit information index is 0.

Coverage	Credit bureau	Credit registry
Number of individuals	0	44,728
Number of firms	0	6,224
Total	0	50,952
Percentage of adult population	0.0	76.6

## Protecting Minority Investors

This topic measures the strength of minority shareholder protections against misuse of corporate assets by directors for their personal gain as well as shareholder rights, governance safeguards and corporate transparency requirements that reduce the risk of abuse. The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

- Extent of disclosure index (0-10): Disclosure, review, and approval requirements for related-party transactions
- Extent of director liability index (0-10): Ability of minority shareholders to sue and hold interested directors liable for prejudicial related-party transactions; Available legal remedies (damages, disgorgement of profits, disqualification from managerial position(s) for one year or more, rescission of the transaction)
- Ease of shareholder suits index (0-10): Access to internal corporate documents; Evidence obtainable during trial and allocation of legal expenses
- Extent of conflict of interest regulation index (0-30): Sum of the extent of disclosure, extent of director liability and ease of shareholder suits indices
- Extent of shareholder rights index (0-6): Shareholders' rights and role in major corporate decisions
- Extent of ownership and control index (0-7): Governance safeguards protecting shareholders from undue board control and entrenchment
- Extent of corporate transparency index (0-7): Corporate transparency on ownership stakes, compensation, audits and financial prospects
- Extent of shareholder governance index (0-20): Sum of the extent of shareholders rights, extent of ownership and control and extent of corporate transparency indices
- Strength of minority investor protection index (0-50): Sum of the extent of conflict of interest regulation and extent of shareholder governance indices

#### Case study assumptions

To make the data comparable across economies, a case study uses several assumptions about the business and the transaction.

#### The business (Buyer):

- Is a publicly traded corporation listed on the economy's most important stock exchange.
- Has a board of directors and a chief executive officer (CEO) who may legally act on behalf of Buyer where permitted, even if this is not specifically required by law.
- Has a supervisory board in economies with a two-tier board system on which Mr. James appointed 60% of the shareholder-elected members.
- Has not adopted bylaws or articles of association that go beyond the minimum requirements. Does not follow codes, principles, recommendations or guidelines that are not mandatory.
- Is a manufacturing company with its own distribution network.

#### The transaction involves the following details:

- Mr. James owns 60% of Buyer, sits on Buyer's board of directors and elected two directors to Buyer's five-member board.
- Mr. James also owns 90% of Seller, a company that operates a chain of retail hardware stores. Seller recently closed a large number of its stores.
- Mr. James proposes that Buyer purchase Seller's unused fleet of trucks to expand Buyer's distribution of its food products, a proposal to which Buyer agrees. The price is equal to 10% of Buyer's assets and is higher than the market value.
- The proposed transaction is part of the company's principal activity and is not outside the authority of the company.
- Buyer enters into the transaction. All required approvals are obtained, and all required disclosures made—that is, the transaction was not entered into fraudulently.
- The transaction causes damages to Buyer. Shareholders sue Mr. James and the executives and directors that approved the transaction.

## **Protecting Minority Investors - Seychelles**

#### Stock exchange information

Stock exchange	
Stock exchange	
Stock exchange URL	
Listed firms with equity securities	0
City Covered	Victoria

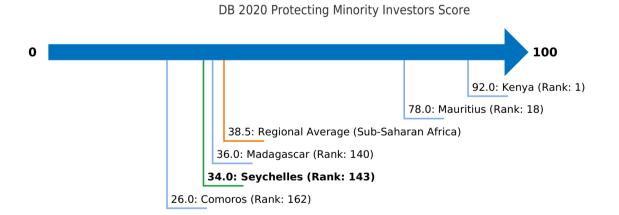
Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Extent of disclosure index (0-10)	4.0	5.5	6.5	10 (13 Economies)
Extent of director liability index (0-10)	8.0	3.5	5.3	10 (3 Economies)
Ease of shareholder suits index (0-10)	5.0	5.5	7.3	10 (Djibouti)
Extent of shareholder rights index (0-6)	0.0	1.8	4.7	6 (19 Economies)
Extent of ownership and control index (0-7)	0.0	1.4	4.5	7 (9 Economies)
Extent of corporate transparency index (0-7)	0.0	1.5	5.7	7 (13 Economies)

Figure - Protecting Minority in Seychelles - Score



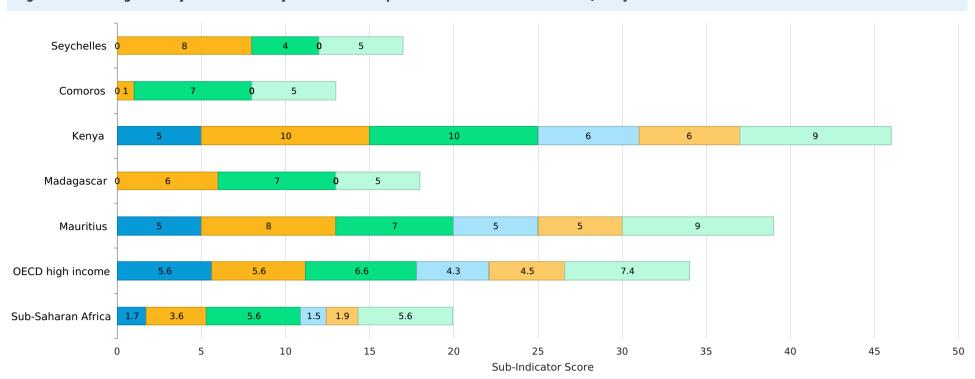
Score - Protecting Minority Investors

Figure - Protecting Minority Investors in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the strength of minority investor protections is determined by sorting their scores for protecting minority investors. These scores are the simple average of the scores for the extent of conflict of interest regulation index and the extent of shareholder governance index.

Figure - Protecting Minority Investors in Seychelles and comparator economies - Measure of Quality



Extent of corporate transparency index (0-7) — Extent of director liability index (0-10) — Extent of disclosure index (0-10) — Extent of ownership and control index (0-7) — Extent of shareholder rights index (0-6) — Ease of shareholder suits index (0-10)

## **Details - Protecting Minority Investors in Seychelles - Measure of Quality**

	Answer	Score
Extent of conflict of interest regulation index (0-30)		
Extent of disclosure index (0-10)		4.0
Whose decision is sufficient to approve the Buyer-Seller transaction? (0-3)	Shareholders or board of directors including interested parties	1.0
Must an external body review the terms of the transaction before it takes place? (0-1)	No	0.0
Must Mr. James disclose his conflict of interest to the board of directors? (0-2)	Full disclosure of all material facts	2.0
Must Buyer disclose the transaction in periodic filings (e.g. annual reports)? (0-2)	Disclosure on the transaction only	1.0
Must Buyer immediately disclose the transaction to the public? (0-2)	No disclosure obligation	0.0
Extent of director liability index (0-10)		8.0
Can shareholders representing 10% of Buyer's share capital sue for the damage the transaction caused to Buyer? (0-1)	Yes	1.0
Can shareholders hold Mr. James liable for the damage the transaction caused to Buyer? (0-2)	Liable if unfair or prejudicial	2.0
Can shareholders hold the other directors liable for the damage the transaction caused to Buyer? (0-2)	Liable if unfair or prejudicial	2.0
Must Mr. James pay damages for the harm caused to Buyer upon a successful claim by shareholders? (0-1)	Yes	1.0
Must Mr. James repay profits made from the transaction upon a successful claim by shareholders? (0-1)	Yes	1.0
Is Mr. James disqualified upon a successful claim by shareholders? (0-1)	No	0.0
Can a court void the transaction upon a successful claim by shareholders? (0-2)	Voidable if negligently concluded	1.0
Ease of shareholder suits index (0-10)		5.0
Before suing, can shareholders representing 10% of Buyer's share capital inspect the transaction documents? (0-1)	Yes	1.0
Can the plaintiff obtain any documents from the defendant and witnesses at trial? (0-3)	No	0.0
Can the plaintiff request categories of documents from the defendant without identifying specific ones? (0-1)	Yes	1.0
Can the plaintiff directly question the defendant and witnesses at trial? (0-2)	Yes	2.0
Is the level of proof required for civil suits lower than that of criminal cases? (0-1)	Yes	1.0
Can shareholder plaintiffs recover their legal expenses from the company? (0-2)	At the discretion of the court	0.0
Extent of shareholder governance index (0-20)		
Extent of shareholder rights index (0-6)		0.0
Does the sale of 51% of Buyer's assets require shareholder approval?	No	0.0
Can shareholders representing 10% of Buyer's share capital call for a meeting of shareholders?	Yes	1.0
Must Buyer obtain its shareholders' approval every time it issues new shares?	Yes	1.0
Do shareholders automatically receive preemption rights every time Buyer issues new shares?	No	0.0
Do shareholders elect and dismiss the external auditor?	Yes	1.0
Are changes to the rights of a class of shares only possible if the holders of the affected shares approve?	No	0.0
Extent of ownership and control index (0-7)		0.0

Doing Business 2020	Seychelles		
Is it forbidden to appoint the same	individual as CEO and chairperson of the board of directors?	No	0.0
Must the board of directors include	independent and nonexecutive board members?	No	0.0
Can shareholders remove members	of the board of directors without cause before the end of their term?	Yes	1.0
Must the board of directors include	a separate audit committee exclusively comprising board members?	No	0.0
Must a potential acquirer make a te	ender offer to all shareholders upon acquiring 50% of Buyer?	Yes	1.0
Must Buyer pay declared dividends	within a maximum period set by law?	No	0.0
Is a subsidiary prohibited from acqu	uiring shares issued by its parent company?	Yes	1.0
Extent of corporate transparency in	dex (0-7)		0.0
	rect beneficial ownership stakes representing 5%?	No	0.0
Must Buyer disclose direct and indir		No Yes	
Must Buyer disclose direct and india  Must Buyer disclose information abo	rect beneficial ownership stakes representing 5%? Out board members' primary employment and directorships in other		0.0
Must Buyer disclose direct and indirect Must Buyer disclose information about companies?  Must Buyer disclose the compensation	rect beneficial ownership stakes representing 5%? Out board members' primary employment and directorships in other	Yes	0.0
Must Buyer disclose direct and indirect Must Buyer disclose information about companies?  Must Buyer disclose the compensate Must a detailed notice of general metails.	rect beneficial ownership stakes representing 5%? Out board members' primary employment and directorships in other tion of individual managers?	Yes	0.0 1.0 1.0
Must Buyer disclose direct and indirect Must Buyer disclose information abordompanies?  Must Buyer disclose the compensate Must a detailed notice of general medical companies of the compensate Must a detailed notice of general medical compensat	rect beneficial ownership stakes representing 5%? Out board members' primary employment and directorships in other tion of individual managers? eeting be sent 21 days before the meeting?	Yes Yes No	0.0 1.0 1.0 0.0

## **[5]** Paying Taxes

This topic records the taxes and mandatory contributions that a medium-size company must pay or withhold in a given year, as well as the administrative burden of paying taxes and contributions and complying with postfiling procedures (VAT refund and tax audit). The most recent round of data collection for the project was completed in May 2019 covering for the Paying Taxes indicator calendar year 2018 (January 1, 2018 – December 31, 2018). See the methodology for more information.

#### What the indicators measure

# Tax payments for a manufacturing company in 2018 (number per year adjusted for electronic and joint filing and payment)

- Total number of taxes and contributions paid or withheld, including consumption taxes (value added tax, sales tax or goods and service tax)
- Method and frequency of filing and payment

#### Time required to comply with 3 major taxes (hours per year)

- Collecting information, computing tax payable
- Preparing separate tax accounting books, if required
- Completing tax return, filing with agencies
- Arranging payment or withholding

## Total tax and contribution rate (% of commercial profits)

- Profit or corporate income tax
- Social contributions, labor taxes paid by employer
- Property and property transfer taxes
- Dividend, capital gains, financial transactions taxes
- Waste collection, vehicle, road and other taxes

#### **Postfiling Index**

- Time to comply with VAT refund (hours)
- Time to obtain VAT refund (weeks)
- Time to comply with a corporate income tax correction (hours)
- Time to complete a corporate income tax correction (weeks)

#### Case study assumptions

Using a case scenario, *Doing Business* records taxes and mandatory contributions a medium size company must pay in a year, and measures the administrative burden of paying taxes, contributions and dealing with postfiling processes. Information is also compiled on frequency of filing and payments, time taken to comply with tax laws, time taken to comply with the requirements of postfiling processes and time waiting.

To make data comparable across economies, several assumptions are used:

- TaxpayerCo is a medium-size business that started operations on January 1, 2017. It produces ceramic flowerpots and sells them at retail. All taxes and contributions recorded are paid in the second year of operation (calendar year 2018). Taxes and mandatory contributions are measured at all levels of government.

#### The VAT refund process:

- In June 2018, TaxpayerCo. makes a large capital purchase: the value of the machine is 65 times income per capita of the economy. Sales are equally spread per month (1,050 times income per capita divided by 12) and cost of goods sold are equally expensed per month (875 times income per capita divided by 12). The machinery seller is registered for VAT and excess input VAT incurred in June will be fully recovered after four consecutive months if the VAT rate is the same for inputs, sales and the machine and the tax reporting period is every month. Input VAT will exceed Output VAT in June 2018.

#### The corporate income tax audit process:

- An error in calculation of income tax liability (for example, use of incorrect tax depreciation rates, or incorrectly treating an expense as tax deductible) leads to an incorrect income tax return and a corporate income tax underpayment. TaxpayerCo. discovered the error and voluntarily notified the tax authority. The value of the underpaid income tax liability is 5% of the corporate income tax liability due. TaxpayerCo. submits corrected information after the deadline for submitting the annual tax return, but within the tax assessment period.

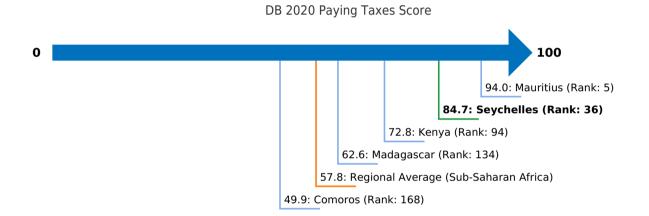
## **Paying Taxes - Seychelles**

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Payments (number per year)	29	36.6	10.3	3 (2 Economies)
Time (hours per year)	85	280.6	158.8	49 (3 Economies)
Total tax and contribution rate (% of profit)	30.1	47.3	39.9	26.1 (33 Economies)
Postfiling index (0-100)	93.4	54.7	86.7	None in 2018/19

Figure - Paying Taxes in Seychelles - Score

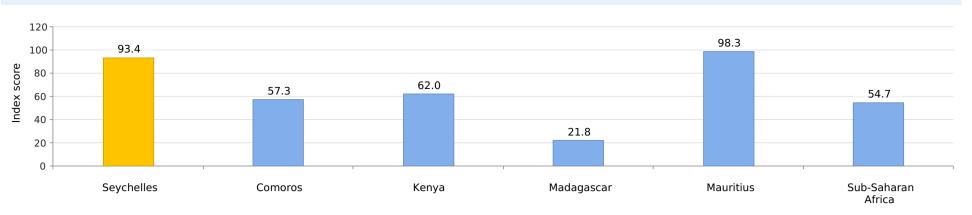


Figure - Paying Taxes in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of paying taxes is determined by sorting their scores for paying taxes. These scores are the simple average of the scores for each of the component indicators, with a threshold and a nonlinear transformation applied to one of the component indicators, the total tax and contribution rate. The threshold is defined as the total tax and contribution rate at the 15th percentile of the overall distribution for all years included in the analysis up to and including Doing Business 2015, which is 26.1%. All economies with a total tax and contribution rate below this threshold receive the same score as the economy at the threshold.

Figure - Paying Taxes in Seychelles and comparator economies - Measure of Quality



# **Details - Paying Taxes in Seychelles**

Tax or mandatory contribution	Payments (number)	Notes on Payments	Time (hours)	Statutory tax rate	Tax base	Total tax and contribution rate (% of profit)	Notes on TTCR
Business tax	13.0		37.0	25% on first SCR 1,000,000 and 30% on remaining	taxable profit	18.79	
Corporate Social Responsibility Tax	0.0	jointly		0.5%	turnover	8.84	
Employer Pension Fund contributions	12.0		36.0	2%	gross salaries	2.26	
Tax on interest income	1.0	withheld		5%	interest income	0.13	
Road tax	1.0			SCR 7,300	fixed fee depending on type of vehicle	0.08	
Municipal business license	1.0			various rates	fixed fee	0.06	
Fuel tax	1.0				included in the price of fuel	0.00	small amount
Employee Pension Fund contributions	0.0			2%	gross salaries	0.00	withheld
VAT	0.0	jointly	12.0	15%	value added	0.00	not included
Totals	29		85			30.1	

# **Details - Paying Taxes in Seychelles - Tax by Type**

Taxes by type	Answer
Profit tax (% of profit)	18.8
Labor tax and contributions (% of profit)	2.3
Other taxes (% of profit)	9.1

## **Details - Paying Taxes in Seychelles - Measure of Quality**

	Answer	Score
Postfiling index (0-100)		93.4
VAT refunds		
Does VAT exist?	Yes	
Does a VAT refund process exist per the case study?	Yes	
Restrictions on VAT refund process	none	
Percentage of cases exposed to a VAT audit (%)	0% - 24%	
Is there a mandatory carry forward period?	Yes	
Time to comply with VAT refund (hours)	0.0	100
Time to obtain VAT refund (weeks)	17.0	73.7
Corporate income tax audits		
Does corporate income tax exist?	Yes	
Percentage of cases exposed to a corporate income tax audit (%)	0% - 24%	
Time to comply with a corporate income tax correction (hours)	1.5	100
Time to complete a corporate income tax correction (weeks)	No tax audit per case study scenario	100

**Notes:** Names of taxes have been standardized. For instance income tax, profit tax, tax on company's income are all named corporate income tax in this table. The hours for VAT include all the VAT and sales taxes applicable.

The hours for Social Security include all the hours for labor taxes and mandatory contributions in general.

The postfiling index is the average of the scores on time to comply with VAT refund, time to obtain a VAT refund, time to comply with a corporate income tax correction and time to complete a corporate income tax correction.

N/A = Not applicable.

# Trading across Borders

Doing Business records the time and cost associated with the logistical process of exporting and importing goods. Doing Business measures the time and cost (excluding tariffs) associated with three sets of procedures—documentary compliance, border compliance and domestic transport—within the overall process of exporting or importing a shipment of goods. The most recent round of data collection for the project was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### **Documentary compliance**

- Obtaining, preparing and submitting documents during transport, clearance, inspections and port or border handling in origin economy
- Obtaining, preparing and submitting documents required by destination economy and any transit economies
- Covers all documents required by law and in practice, including electronic submissions of information

#### **Border compliance**

- Customs clearance and inspections
- Inspections by other agencies (if applied to more than 20% of shipments)
- Handling and inspections that take place at the economy's port or border

## **Domestic transport**

- Loading or unloading of the shipment at the warehouse or port/border
- Transport between warehouse and port/border
- Traffic delays and road police checks while shipment is en route

#### Case study assumptions

To make the data comparable across economies, a few assumptions are made about the traded goods and the transactions:

**Time:** Time is measured in hours, and 1 day is 24 hours (for example, 22 days are recorded as 22×24=528 hours). If customs clearance takes 7.5 hours, the data are recorded as is. Alternatively, suppose documents are submitted to a customs agency at 8:00a.m., are processed overnight and can be picked up at 8:00a.m. the next day. The time for customs clearance would be recorded as 24 hours because the actual procedure took 24 hours.

**Cost:** Insurance cost and informal payments for which no receipt is issued are excluded from the costs recorded. Costs are reported in U.S. dollars. Contributors are asked to convert local currency into U.S. dollars based on the exchange rate prevailing on the day they answer the questionnaire. Contributors are private sector experts in international trade logistics and are informed about exchange rates.

## Assumptions of the case study:

- For all 190 economies covered by *Doing Business*, it is assumed a shipment is in a warehouse in the largest business city of the exporting economy and travels to a warehouse in the largest business city of the importing economy.
- It is assumed each economy imports 15 metric tons of containerized auto parts (HS 8708) from its natural import partner—the economy from which it imports the largest value (price times quantity) of auto parts. It is assumed each economy exports the product of its comparative advantage (defined by the largest export value) to its natural export partner—the economy that is the largest purchaser of this product. Shipment value is assumed to be \$50,000.
- The mode of transport is the one most widely used for the chosen export or import product and the trading partner, as is the seaport or land border crossing.
- All electronic information submissions requested by any government agency in connection with the shipment are considered to be documents obtained, prepared and submitted during the export or import process.
- A port or border is a place (seaport or land border crossing) where merchandise can enter or leave an economy.
- Relevant government agencies include customs, port authorities, road police, border guards, standardization agencies, ministries or departments of agriculture or industry, national security agencies and any other government authorities.

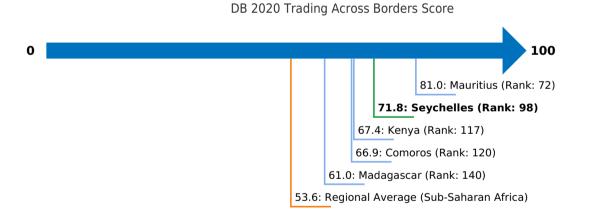
## **Trading across Borders - Seychelles**

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Time to export: Border compliance (hours)	82	97.1	12.7	1 (19 Economies)
Cost to export: Border compliance (USD)	332	603.1	136.8	0 (19 Economies)
Time to export: Documentary compliance (hours)	44	71.9	2.3	1 (26 Economies)
Cost to export: Documentary compliance (USD)	115	172.5	33.4	0 (20 Economies)
Time to import: Border compliance (hours)	97	126.2	8.5	1 (25 Economies)
Cost to import: Border compliance (USD)	341	690.6	98.1	0 (28 Economies)
Time to import: Documentary compliance (hours)	33	96.1	3.4	1 (30 Economies)
Cost to import: Documentary compliance (USD)	93	287.2	23.5	0 (30 Economies)

Figure - Trading across Borders in Seychelles - Score



Figure - Trading across Borders in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of trading across borders is determined by sorting their scores for trading across borders. These scores are the simple average of the scores for the time and cost for documentary compliance and border compliance to export and import.

Figure - Trading across Borders in Seychelles - Time and Cost



# **Details - Trading across Borders in Seychelles**

Characteristics	Export	Import
Product	HS 16 : Preparations of meat, of fish or of crustaceans, molluscs or other aquatic invertebrates	HS 8708: Parts and accessories of motor vehicles
Trade partner	France	France
Border	Victoria port	Victoria port
Distance (km)	2	2
Domestic transport time (hours)	3	4
Domestic transport cost (USD)	253	253

# **Details - Trading across Borders in Seychelles - Components of Border Compliance**

	Time to Complete (hours)	Associated Costs (USD)
Export: Clearance and inspections required by customs authorities	41.6	133.6
Export: Clearance and inspections required by agencies other than customs	14.2	0.0
Export: Port or border handling	72.0	198.6
Import: Clearance and inspections required by customs authorities	56.5	142.5
Import: Clearance and inspections required by agencies other than customs	0.0	0.0
Import: Port or border handling	87.0	198.1

## **Details - Trading across Borders in Seychelles - Trade Documents**

Export	Import
Bill of Export (EX 1)	Bill of lading
Bill of lading	Commercial invoice
Commercial invoice	Bill of entry/ customs declaration (IM4)
Export Certificate	Packing list
Packing list	Terminal handling receipts
Health Certificate	Import certificate
SOLAS certificate	SOLAS certificate

# **m** Enforcing Contracts

The enforcing contracts indicator measures the time and cost for resolving a commercial dispute through a local first-instance court, and the quality of judicial processes index, evaluating whether each economy has adopted a series of good practices that promote quality and efficiency in the court system. The most recent round of data collection was completed in May 2019. See the methodology for more information.

#### What the indicators measure

# Time required to enforce a contract through the courts (calendar days)

- Time to file and serve the case
- Time for trial and to obtain the judgment
- Time to enforce the judgment

# Cost required to enforce a contract through the courts (% of claim value)

- Average attorney fees
- Court costs
- Enforcement costs

#### Quality of judicial processes index (0-18)

- Court structure and proceedings (-1-5)
- Case management (0-6)
- Court automation (0-4)
- Alternative dispute resolution (0-3)

#### Case study assumptions

The dispute in the case study involves the breach of a sales contract between two domestic businesses. The case study assumes that the court hears an expert on the quality of the goods in dispute. This distinguishes the case from simple debt enforcement.

To make the data on the time and comparable across economies, several assumptions about the case are used:

- The dispute concerns a lawful transaction between two businesses (Seller and Buyer), both located in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- The Buyer orders custom-made furniture, then fails to pay alleging that the goods are not of adequate quality.
- The value of the dispute is 200% of the income per capita or the equivalent in local currency of USD 5,000, whichever is greater.
- The Seller sues the Buyer before the court with jurisdiction over commercial cases worth 200% of income per capita or \$5,000 whichever is greater.
- The Seller requests the pretrial attachment of the defendant's movable assets to secure the
- The claim is disputed on the merits because of Buyer's allegation that the quality of the goods was not adequate.
- The judge decides in favor of the seller; there is no appeal.
- The Seller enforces the judgment through a public sale of the Buyer's movable assets.

## **Enforcing Contracts - Seychelles**

## **Standardized Case**

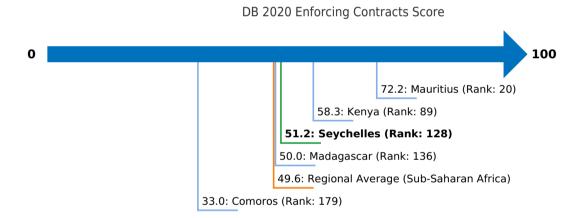
Claim value	SCR 392,317
Court name	Supreme Court (Commercial Division)
City Covered	Victoria

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Time (days)	915	654.9	589.6	120 (Singapore)
Cost (% of claim value)	15.4	41.6	21.5	0.1 (Bhutan)
Quality of judicial processes index (0-18)	6.5	6.9	11.7	None in 2018/19

Figure - Enforcing Contracts in Seychelles - Score



Figure - Enforcing Contracts in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of enforcing contracts is determined by sorting their scores for enforcing contracts. These scores are the simple average of the scores for each of the component indicators.

## Figure - Enforcing Contracts in Seychelles - Time and Cost

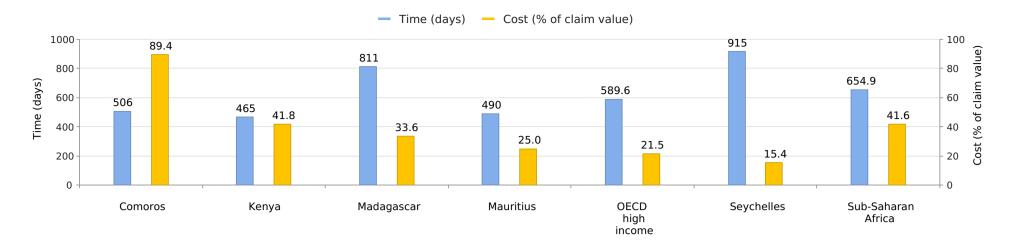
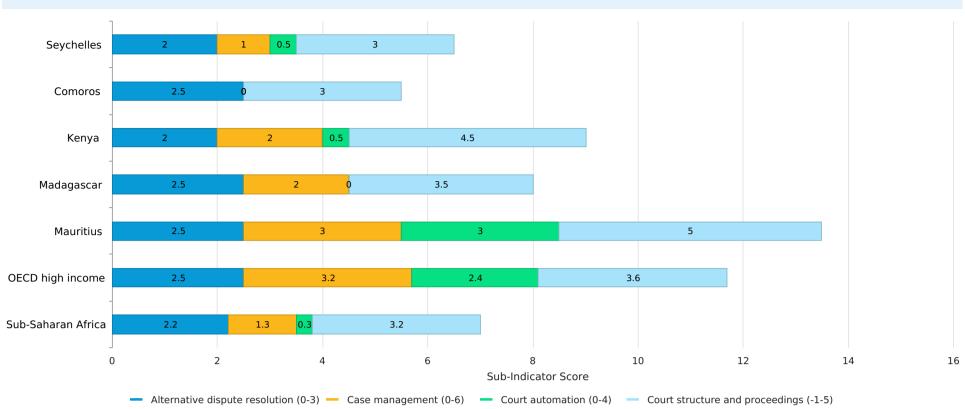


Figure - Enforcing Contracts in Seychelles and comparator economies - Measure of Quality



## **Details - Enforcing Contracts in Seychelles**

	Indicator
Time (days)	915
Filing and service	75
Trial and judgment	720
Enforcement of judgment	120
Cost (% of claim value)	15.4
Attorney fees	10
Court fees	3
Enforcement fees	2.4
Quality of judicial processes index (0-18)	6.5
Court structure and proceedings (-1-5)	3.0
Case management (0-6)	1.0
Court automation (0-4)	0.5
Alternative dispute resolution (0-3)	2.0

## **Details - Enforcing Contracts in Seychelles - Measure of Quality**

	Answer	Score
Quality of judicial processes index (0-18)		6.5
Court structure and proceedings (-1-5)		3.0
1. Is there a court or division of a court dedicated solely to hearing commercial cases?	Yes	1.5
2. Small claims court		0.0
2.a. Is there a small claims court or a fast-track procedure for small claims?	No	
2.b. If yes, is self-representation allowed?	n.a.	
3. Is pretrial attachment available?	Yes	1.0
4. Are new cases assigned randomly to judges?	Yes, but manual	0.5
5. Does a woman's testimony carry the same evidentiary weight in court as a man's?	Yes	0.0
Case management (0-6)		1.0
1. Time standards		0.0
1.a. Are there laws setting overall time standards for key court events in a civil case?	No	
1.b. If yes, are the time standards set for at least three court events?	n.a.	
1.c. Are these time standards respected in more than 50% of cases?	n.a.	
2. Adjournments		0.0
2.a. Does the law regulate the maximum number of adjournments that can be granted?	No	
2.b. Are adjournments limited to unforeseen and exceptional circumstances?	No	
2.c. If rules on adjournments exist, are they respected in more than 50% of cases?	n.a.	
3. Can two of the following four reports be generated about the competent court: (i) time to disposition report; (ii) clearance rate report; (iii) age of pending cases report; and (iv) single case progress report?	Yes	1.0
4. Is a pretrial conference among the case management techniques used before the competent court?	No	0.0
5. Are there any electronic case management tools in place within the competent court for use by judges?	No	0.0
6. Are there any electronic case management tools in place within the competent court for use by lawyers?	No	0.0
Court automation (0-4)		0.5
1. Can the initial complaint be filed electronically through a dedicated platform within the competent court?	No	0.0
2. Is it possible to carry out service of process electronically for claims filed before the competent court?	No	0.0
3. Can court fees be paid electronically within the competent court?	No	0.0
4. Publication of judgments		0.5
4.a Are judgments rendered in commercial cases at all levels made available to the general public through publication in official gazettes, in newspapers or on the internet or court website?	No	
4.b. Are judgments rendered in commercial cases at the appellate and supreme court level made available to the general public through publication in official gazettes, in newspapers or on the internet or court website?	Yes	
Alternative dispute resolution (0-3)		2.0
1. Arbitration		1.5
1.a. Is domestic commercial arbitration governed by a consolidated law or consolidated chapter or section of the applicable code of civil procedure encompassing substantially all its aspects?	Yes	
1.b. Are there any commercial disputes—aside from those that deal with public order or public policy—that cannot be submitted to arbitration?	No	
1.c. Are valid arbitration clauses or agreements usually enforced by the courts?	Yes	

Doing Business 2020	Seychelles		
2. Mediation/Conciliation			0.5
2.a. Is voluntary mediation	n or conciliation available?	Yes	
2.b. Are mediation, conciliation or both governed by a consolidated law or consolidated chapter or section of the applicable code of civil procedure encompassing substantially all their aspects (for example, definition, aim and scope of application, desig		No	
	entives for parties to attempt mediation or conciliation (i.e., if mediation or a refund of court filing fees, income tax credits or the like)?	No	



## Resolving Insolvency

Doing Business studies the time, cost and outcome of insolvency proceedings involving domestic legal entities. These variables are used to calculate the recovery rate, which is recorded as cents on the dollar recovered by secured creditors through reorganization, liquidation or debt enforcement (foreclosure or receivership) proceedings. To determine the present value of the amount recovered by creditors, Doing Business uses the lending rates from the International Monetary Fund, supplemented with data from central banks and the Economist Intelligence Unit. The most recent round of data collection was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### Time required to recover debt (years)

- Measured in calendar years
- Appeals and requests for extension are included

#### Cost required to recover debt (% of debtor's estate)

- Measured as percentage of estate value
- Court fees
- Fees of insolvency administrators
- Lawyers' fees
- Assessors' and auctioneers' fees
- Other related fees

#### Outcome

 Whether business continues operating as a going concern or business assets are sold piecemeal

## **Recovery rate for creditors**

- Measures the cents on the dollar recovered by secured creditors
- Outcome for the business (survival or not) determines the maximum value that can be recovered
- Official costs of the insolvency proceedings are deducted
- Depreciation of furniture is taken into account
- Present value of debt recovered

## Strength of insolvency framework index (0-16)

- Sum of the scores of four component indices:
- Commencement of proceedings index (0-3)
- Management of debtor's assets index (0-6)
- Reorganization proceedings index (0-3)
- Creditor participation index (0-4)

#### **Case study assumptions**

To make the data on the time, cost and outcome comparable across economies, several assumptions about the business and the case are used:

- A hotel located in the largest city (or cities) has 201 employees and 50 suppliers. The hotel experiences financial difficulties.
- The value of the hotel is 100% of the income per capita or the equivalent in local currency of USD 200,000, whichever is greater.
- The hotel has a loan from a domestic bank, secured by a mortgage over the hotel's real estate. The hotel cannot pay back the loan, but makes enough money to operate otherwise.

In addition, Doing Business evaluates the quality of legal framework applicable to judicial liquidation and reorganization proceedings and the extent to which best insolvency practices have been implemented in each economy covered.

## **Resolving Insolvency - Seychelles**

Indicator	Seychelles	Sub-Saharan Africa	OECD high income	Best Regulatory Performance
Recovery rate (cents on the dollar)	38.8	20.5	70.2	92.9 (Norway)
Time (years)	2.0	2.9	1.7	0.4 (Ireland)
Cost (% of estate)	11.0	22.8	9.3	1.0 (Norway)
Outcome (0 as piecemeal sale and 1 as going concern)	0			
Strength of insolvency framework index (0-16)	10.0	6.5	11.9	None in 2018/19

Figure - Resolving Insolvency in Seychelles - Score

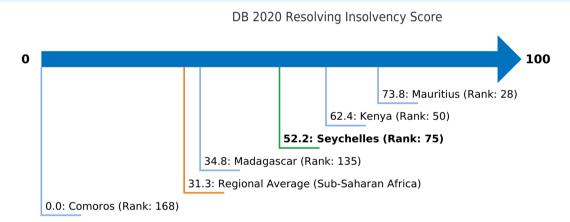


Recovery rate



Strength of insolvency framework index

Figure - Resolving Insolvency in Seychelles and comparator economies - Ranking and Score



Note: The ranking of economies on the ease of resolving insolvency is determined by sorting their scores for resolving insolvency. These scores are the simple average of the scores for the recovery rate and the strength of insolvency framework index.

Figure - Resolving Insolvency in Seychelles - Time and Cost

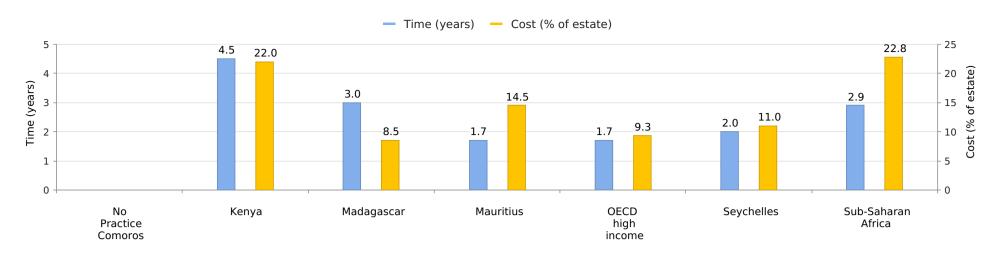
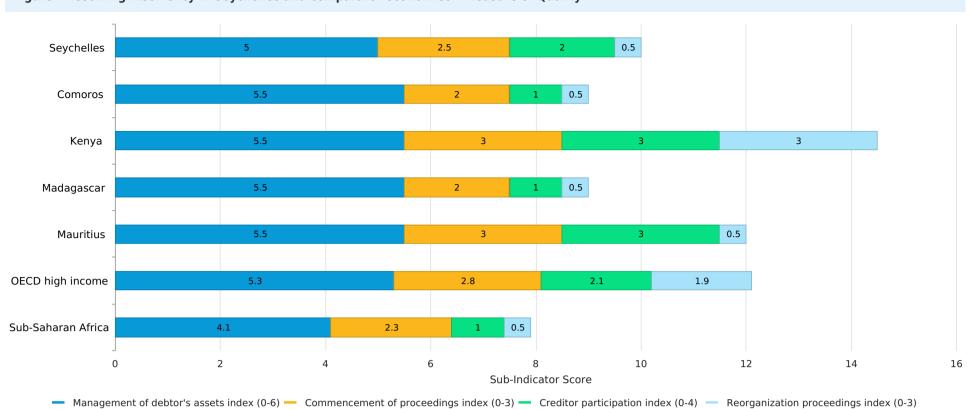
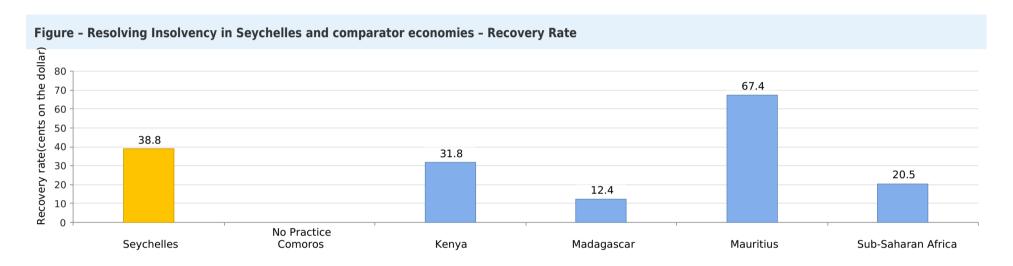


Figure - Resolving Insolvency in Seychelles and comparator economies - Measure of Quality



Note: Even if the economy's legal framework includes provisions related to insolvency proceedings (liquidation or reorganization), the economy receives 0 points for the strength of insolvency framework index, if time, cost and outcome indicators are recorded as "no practice."



# **Details - Resolving Insolvency in Seychelles**

Indicator	Answer	Score
Proceeding	foreclosure	Since Mirage cannot repay the money owed to BizBank, the bank will start foreclosure proceedings at the Supreme Court. At the end of the procedure, the hotel property will be sold and BizBank will recover at least a small sum of its credit.
Outcome	piecemeal sale	After Court's decision on Mirage's case, BizBank would gain possession of Mirage's assets and conduct piecemeal sale to recover at least a small sum of its credit. The hotel will stop operating.
Time (in years)	2.0	The foreclosure procedure until BizBank is repaid some or all of the money owed to it takes approximately up to 2 years. After the initial filling, the first notice of notification can take up to 3 months, then a second notice of publication will be sent 3 months later. Then, the court procedure and the sale of the hotel's assets could take up to 1,5 years due to the local context. Court proceedings are likely to experience delays and auctions are a lengthily process.
Cost (% of estate)	11.0	The costs associated with the case would amount to approximately 11% of the value of the debtor's estate. Main components of the costs include the attorney fees (around 10%) and court fees (1%).
Recovery rate (cents on the dollar)		38.8

## **Details - Resolving Insolvency in Seychelles - Measure of Quality**

	Answer	Score
Strength of insolvency framework index (0-16)		10.0
Commencement of proceedings index (0-3)		2.5
What procedures are available to a DEBTOR when commencing insolvency proceedings?	(a) Debtor may file for both liquidation and reorganization	1.0
Does the insolvency framework allow a CREDITOR to file for insolvency of the debtor?	(b) Yes, but a creditor may file for liquidation only	0.5
What basis for commencement of the insolvency proceedings is allowed under the insolvency framework? (a) Debtor is generally unable to pay its debts as they mature (b) The value of debtor's liabilities exceeds the value of its assets	(c) Both (a) and (b) options are available, but only one of them needs to be complied with	1.0
Management of debtor's assets index (0-6)		5.0
Does the insolvency framework allow the continuation of contracts supplying essential goods and services to the debtor?	No	0.0
Does the insolvency framework allow the rejection by the debtor of overly burdensome contracts?	Yes	1.0
Does the insolvency framework allow avoidance of preferential transactions?	Yes	1.0
Does the insolvency framework allow avoidance of undervalued transactions?	Yes	1.0
Does the insolvency framework provide for the possibility of the debtor obtaining credit after commencement of insolvency proceedings?	Yes	1.0
Does the insolvency framework assign priority to post-commencement credit?	(b) Yes over ordinary unsecured creditors but not over secured creditors	1.0
Reorganization proceedings index (0-3)		0.5
Which creditors vote on the proposed reorganization plan?	(a) All creditors	0.5
Does the insolvency framework require that dissenting creditors in reorganization receive at least as much as what they would obtain in a liquidation?	No	0.0
Are the creditors divided into classes for the purposes of voting on the reorganization plan, does each class vote separately and are creditors in the same class treated equally?	No	0.0
Creditor participation index (0-4)		2.0
Does the insolvency framework require approval by the creditors for selection or appointment of the insolvency representative?	Yes	1.0
Does the insolvency framework require approval by the creditors for sale of substantial assets of the debtor?	No	0.0
Does the insolvency framework provide that a creditor has the right to request information from the insolvency representative?	No	0.0
Does the insolvency framework provide that a creditor has the right to object to decisions accepting or rejecting creditors' claims?	Yes	1.0

**Note:** Even if the economy's legal framework includes provisions related to insolvency proceedings (liquidation or reorganization), the economy receives 0 points for the strength of insolvency framework index, if time, cost and outcome indicators are recorded as "no practice."

## **Employing Workers**

Doing Business presents detailed data for the employing workers indicators on the Doing Business website (http://www.doingbusiness.org). The study does not present rankings of economies on these indicators or include the topic in the aggregate ease of doing business score or ranking on the ease of doing business.

The most recent round of data collection was completed in May 2019. See the methodology for more information.

#### What the indicators measure

#### Hiring

(i) whether fixed-term contracts are prohibited for permanent tasks; (ii) maximum cumulative duration of fixed-term contracts; (iii) length of the maximum probationary period; (iv) minimum wage;(v) ratio of minimum wage to the average value added per worker.

#### **Working hours**

(i) maximum number of working days allowed per week; (ii) premiums for work: at night, on a weekly rest day and overtime; (iii) whether there are restrictions on work at night, work on a weekly rest day and for overtime work; (iv) length of paid annual leave.

#### **Redundancy rules**

(i) whether redundancy can be basis for terminating workers; (ii) whether employer needs to notify and/or get approval from third party to terminate 1 redundant worker and a group of 9 redundant workers; (iii) whether the law requires employer to reassign or retrain a worker before making worker redundant; (iv) whether priority rules apply for redundancies and reemployment.

#### **Redundancy cost**

(i) notice period for redundancy dismissal; (ii) severance payments, and (iii) penalties due when terminating a redundant worker. Data on the availability of unemployment protection for a worker with one year of employment is also collected.

#### **Case study assumptions**

To make the data comparable across economies, several assumptions about the worker and the business are used.

#### The worker:

- Is a cashier in a supermarket or grocery store, age 19, with one year of work experience.
- Is a full-time employee.
- Is not a member of the labor union, unless membership is mandatory.

## The business:

- Is a limited liability company (or the equivalent in the economy).
- Operates a supermarket or grocery store in the economy's largest business city. For 11 economies the data are also collected for the second largest business city.
- Has 60 employees.
- Is subject to collective bargaining agreements if such agreements cover more than 50% of the food retail sector and they apply even to firms that are not party to them.
- Abides by every law and regulation but does not grant workers more benefits than those mandated by law, regulation or (if applicable) collective bargaining agreements.

# **Employing Workers - Seychelles**

# **Details - Employing Workers in Seychelles**

	Answer
Hiring	
Fixed-term contracts prohibited for permanent tasks?	No
Maximum length of a single fixed-term contract (months)	No limit
Maximum length of fixed-term contracts, including renewals (months)	No limit
Minimum wage applicable to the worker assumed in the case study (US\$/month)	564.0
Ratio of minimum wage to value added per worker	0.3
Maximum length of probationary period (months)	6.0
Working hours	
Standard workday	8.0
Maximum number of working days per week	6.0
Premium for night work (% of hourly pay)	0.0
Premium for work on weekly rest day (% of hourly pay)	100.0
Premium for overtime work (% of hourly pay)	50.0
Restrictions on night work?	No
Restrictions on weekly holiday?	No
Restrictions on overtime work?	No
Paid annual leave for a worker with 1 year of tenure (working days)	21.0
Paid annual leave for a worker with 5 years of tenure (working days)	21.0
Paid annual leave for a worker with 10 years of tenure (working days)	21.0
Paid annual leave (average for workers with 1, 5 and 10 years of tenure, in working days)	21.0
Redundancy rules	
Dismissal due to redundancy allowed by law?	Yes
Third-party notification if one worker is dismissed?	Yes
Third-party approval if one worker is dismissed?	Yes
Third-party notification if nine workers are dismissed?	Yes
Third-party approval if nine workers are dismissed?	Yes
Retraining or reassignment obligation before redundancy?	No
Priority rules for redundancies?	No
Priority rules for reemployment?	No
Redundancy cost	
Notice period for redundancy dismissal for a worker with 1 year of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal for a worker with 5 years of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal for a worker with 10 years of tenure (weeks of salary)	4.3
Notice period for redundancy dismissal (average for workers with 1, 5 and 10 years of tenure, in weeks of salary)	4.3
Severance pay for redundancy dismissal for a worker with 1 year of tenure (weeks of salary)	1.4
Severance pay for redundancy dismissal for a worker with 5 years of tenure (weeks of salary)	7.1

Doing Business 2020	Seychelles	
Covered to the read in deep of disper-	and for a worker with 10 years of tonium (works of colors)	14.2
Severance pay for redundancy dismis	ssal for a worker with 10 years of tenure (weeks of salary)	14.3
Severance pay for redundancy dismissal (average for workers with 1, 5 and 10 years of tenure, in weeks of salary)		7.6
Unemployment protection after one y	ear of employment?	No

### **Business Reforms in Seychelles**

From May 2, 2018 to May 1, 2019, 115 economies implemented 294 business regulatory reforms across the 10 areas measured by Doing Business. Reforms inspired by Doing Business have been implemented by economies in all regions. The following are reforms implemented since Doing Business 2008.

 $\checkmark$  = Doing Business reform making it easier to do business. × = Change making it more difficult to do business.

#### DB2020

✓ Dealing with Construction Permits: Seychelles made obtaining construction permits faster by streamlining internal processes.

#### DB2018

- ✓ **Dealing with Construction Permits:** The Seychelles increased the transparency of dealing with construction permits by publishing construction industry regulations online free of charge.
- Registering Property: The Seychelles improved the quality of its land administration system by digitizing its maps and introducing a complaint mechanism.

#### DB2016

✓ **Getting Credit:** The Seychelles improved access to credit information by establishing a credit registry.

#### DB2015

- ✓ Paying Taxes: The Seychelles made paying taxes easier for companies by reducing the business tax rate applicable to income above 1 million Seychelles rupees (\$77,700) and by introducing a simplified new tax return allowing joint filing and payment of the business tax, VAT and corporate social responsibility tax. On the other hand, it increased employers' pension fund contribution rate.
- ✓ **Enforcing Contracts:** Seychelles made enforcing contracts easier by establishing a commercial court, implementing and refining its case management system, introducing court-annexed mediation, and addressing scheduling conflicts within the courts.
- Resolving Insolvency: The Seychelles made resolving insolvency easier by introducing a reorganization procedure, provisions on the avoidance of undervalued transactions and the possibility to request post-commencement financing during the reorganization.

## DB2014

X Paying Taxes: The Seychelles made paying taxes more complicated for companies by introducing a value added tax.

## DB2013

✓ **Getting Credit:** Seychelles improved access to credit information by adopting new regulations that provide for the establishment and operation of a credit registry database.

## DB2012

- ✓ Paying Taxes: The Seychelles made paying taxes less costly for firms by eliminating the social security tax.
- ✓ Trading across Borders: The Seychelles made trading across borders faster by introducing electronic submission of customs documents.
- × Enforcing Contracts: The Seychelles expanded the jurisdiction of the lower court, increasing the time required to enforce contracts.

## DB2011

✓ Paying Taxes: The Seychelles removed the tax-free threshold limit and lowered corporate income tax rates.

## DB2008

✓ Paying Taxes: The Seychelles made paying taxes less costly for companies by reducing the labor tax rate.

Doing Business 2020 is the 17th in a series
of annual studies investigating the regulations
that enhance business activity and those that
constrain it. It provides quantitative indicators covering
12 areas of the business environment in 190 economies. The
goal of the Doing Business series is to provide objective data for
use by governments in designing sound business regulatory policies
and to encourage research on the important dimensions of the regulatory
environment for firms.

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