

Mauritius

Women, Business and the Law 2020 presents an index covering 190 economies and structured around the life cycle of a working woman. In total, 35 questions are scored across the eight indicators. Overall scores are then calculated by taking the average of each indicator, with 100 representing the highest possible score. Data refer to the laws and regulations that are applicable to the main business city (Port Louis). Different rules may apply in other jurisdictions so local legislation should be reviewed. Based on this approach, **Mauritius scores 91.9 out of 100**. The overall score for Mauritius is higher than the regional average observed across Sub-Saharan Africa (69.9).

Mauritius - Scores for Women, Business and the Law 2020



Relative Strengths

When it comes to constraints on freedom of movement, laws affecting women's decisions to work, laws affecting women's pay, constraints related to marriage, constraints on women's starting and running a business, and gender differences in property and inheritance, Mauritius gets a perfect score.

Areas for Improvement

However, when it comes to laws affecting women's work after having children, and laws affecting the size of a women's pension, Mauritius could consider reforms to improve legal equality for women.

For example, one of the lowest scores for Mauritius is on the indicator related to laws affecting women's work after having children (the WBL2020 Parenthood Indicator). To improve on the Parenthood Indicator, Mauritius may wish to consider making the government administer 100% of maternity leave benefits, and making paid parental leave available.

Recent Reforms (2018-2019)

No reforms impacting the WBL2020 indicators have been observed during the past two years.



	QUESTION	ANSWER	LEGAL BASIS
Mobility	Can a woman choose where to live in the same way as a man?	Yes	Code Civil, Art. 215
	Can a woman travel outside her home in the same way as a man?	Yes	No restrictions could be located
	Can a woman apply for a passport in the same way as a man?	Yes	Passport Act, Art. 3(1); Passport application form
	Can a woman travel outside the country in the same way as a man?	Yes	No restrictions could be located
Workplace	Can a woman get a job in the same way as a man?	Yes	No restrictions could be located
	Does the law prohibit discrimination in employment based on gender?	Yes	Employment Rights Act, Sec. 4
	Is there legislation on sexual harassment in employment?	Yes	Criminal Code, Sec. 254(1); Employment Rights Act 2008, Sec. 54(1)(a); Equal Opportunities Act 2008, Secs. 25 and 26
	Are there criminal penalties or civil remedies for sexual harassment in employment?	Yes	<i>Criminal:</i> Employment Rights Act 2008, Sec. 54(2); Equal Opportunities Act 2008, Sec. 26(11); <i>Criminal Code</i> , Sec. 254(1) <i>Civil:</i> Equal Opportunities Act 2008, Sec. 35(c)(2)
Pay	Does the law mandate equal remuneration for work of equal value?	Yes	Employment Rights Act, Art. 20
	Can women work the same night hours as men?	Yes	No restrictions could be located
	Can women work in jobs dangerous in the same way as men?	Yes	Jobs deemed hazardous: No restrictions could be located Jobs deemed arduous: No restrictions could be located Jobs deemed morally inappropriate: No restrictions could be located
	Are women able to work in the same industries as men?	Yes	Mining: No restrictions could be located Construction: No restrictions could be located Factories: No restrictions could be located Agriculture: No restrictions could be located Energy: No restrictions could be located Water: No restrictions could be located Transportation: No restrictions could be located Other: No restrictions could be located
Marriage	Is there no legal provision that requires a married woman to obey her husband?	Yes	No applicable provisions could be located
	Can a woman be head of household in the same way as a man?	Yes	No restrictions could be located
	Is there legislation specifically addressing domestic violence?	Yes	Protection from Domestic Violence Act; The Protection from Domestic Violence (Amendment) Act 2016
	Can a woman obtain a judgment of divorce in the same way as a man?	Yes	No restrictions could be located
Parenthood	Does a woman have the same rights to remarry as a man?	Yes	No restrictions could be located
	Is paid leave of at least 14 weeks available to mothers?	Yes	Employment Rights Act, Art. 30(1)
	Does the government pay 100% of maternity leave benefits?	No	Employment Rights Act, Art. 30
	Is there paid paternity leave?	Yes	Employment Rights Act, Art. 31
Entrepreneur.	Is there paid parental leave?	No	No applicable provisions could be located
	Is dismissal of pregnant workers prohibited?	Yes	Employment Rights Act, Art. 38
	Does the law prohibit discrimination in access to credit based on gender?	Yes	Equal Opportunity Act 2008, Arts. 2 and 18
	Can a woman sign a contract in the same way as a man?	Yes	Code Civil, Art. 1123
Assets	Can a woman register a business in the same way as a man?	Yes	No restrictions could be located
	Can a woman open a bank account in the same way as man?	Yes	Code Civil, Art. 217
	Do men and women have equal ownership rights to immovable property?	Yes	Code Civil, Arts. 1403, 1421, 1424 et 1428
	Do sons and daughters have equal rights to inherit assets from their parents?	Yes	Code Civil, Arts. 731, 745 et 757
Pension	Do female and male surviving spouses have equal rights to inherit assets?	Yes	Code Civil, Arts. 731, 767 et 768
	Does the law grant spouses equal administrative authority over assets during marriage?	Yes	Code Civil, Arts. 1421, 1424 et 1428
	Does the law provide for the valuation of nonmonetary contributions?	Yes	Code Civil, Arts. 1393 et 1400-1403
	Are the ages at which men and women can retire with full pension benefits equal?	Yes	Women: National Pensions Act, Art. 2 and Ninth Schedule Men: National Pensions Act, Art. 2 and Ninth Schedule
	Are the ages at which men and women can retire with partial pension benefits equal?	Yes	Women: National Pensions Act, Art. 20(1)(b) Men: National Pensions Act, Art. 20(1)(b)
	Are the mandatory retirement ages for men and women equal?	Yes	Women: Employment Rights Act, Art. 49 Men: Employment Rights Act, Art. 49
	Are periods of absence due to child care accounted for in pension benefits?	No	No applicable provisions could be located

