BERMUDA

COST OF LIVING (ESSENTIAL COMMODITIES) REGULATIONS 2022

BR 125 / 2022

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SCHEDULE
ESSENTIAL COMMODITIES

The Minister responsible for consumer affairs, in exercise of the power conferred by section 10E of the Cost of Living Commission Act 1974 and after consulting the Cost of Living Commission, makes the following Regulations:

Citation

1 These Regulations may be cited as the Cost of Living (Essential Commodities) Regulations 2022.

Interpretation

2 In these Regulations—

"Act" means the Cost of Living Commission Act 1974;

"essential commodities" means the essential commodities referred to in regulation 3 and listed in the Schedule to these Regulations.

List of essential commodities

3 For the purposes of Part IIIA of the Act, the essential commodities are the essential commodities listed in the Schedule to these Regulations.

Business undertakings to furnish information

4 (1) Pursuant to sections 6 and 10B of the Act, the Commission may, by notice in writing, require a business undertaking that sells or otherwise deals in any essential commodity listed in the Schedule to these Regulations to furnish the Commission with information, as provided in paragraph (2), in relation to such essential commodity as the Commission shall direct.

(2) The information to be furnished to the Commission shall be information pertaining to—

(a) the place or places an essential commodity is sourced from, including the name and address of any other business undertaking which supplied the essential commodity to the business undertaking that is furnishing the Commission with information;

(b) the cost of the essential commodity from each place it is sourced from;

(c) all other costs associated with stocking the essential commodity;

(d) the quantities of the essential commodity purchased for the business undertaking on a monthly basis or at such other period as is applicable for the business undertaking in the 12 months prior to the date the information is provided by the business undertaking to the Commission;

(e) the price at which the essential commodity has been sold to customers in Bermuda in the 12 months prior to the date the information is provided by the business undertaking to the Commission;

(f) the time frame expected to apply to the current price of the essential commodity;

(g) such other information relating to an essential commodity as the Commission may require in the notice sent to the business undertaking.

Time frame for furnishing information to Commission

5 (1) The information requested by the Commission under regulation 4 shall be furnished to the Commission no later than five business days after the date of receipt by the business undertaking of the notice requesting the information.

(2) A business undertaking unable to furnish to the Commission the information required within the time frame stated in paragraph (1) shall—

(a) state in writing the reasons for its inability to furnish the information within the time required; and

(b) request additional time, which shall not exceed five business days, to furnish to the Commission the information required.

Formatting style for furnishing of information

6 (1) The Commission may, in the notice requiring information under regulation 4, specify the formatting style to be used for furnishing of the information.

(2) Subject to paragraph (3), each business undertaking shall meet the costs of furnishing the information in the formatting style specified.

(3) A business undertaking that cannot provide the information in the formatting style specified may request assistance from the Commission concerning furnishing the information in the formatting style specified.

(4) A business undertaking requesting assistance from the Commission as provided under paragraph (3) shall—

(a) make the request for assistance in writing; and

(b) state in the request for assistance the reasons for its inability to furnish the information in the formatting style specified.

(5) Where the Commission is satisfied that the business undertaking seeking assistance has—

(a) given adequate reasons for its inability to furnish the information as required; and

(b) demonstrated that it employed all the means at its disposal to comply with the requirement to furnish the information,

the Commission may assist the business undertaking in furnishing the information in the formatting style specified.

Electronic mail for furnishing information

7 (1) The Commission may, in the notice requiring information under regulation 4, specify the electronic mail to be used for furnishing the information.

(2) Subject to paragraph (3), each business undertaking shall meet the costs of furnishing the information using the electronic mail specified.

(3) A business undertaking referred to in regulation 6(3) may request assistance from the Commission concerning furnishing the information using the electronic mail specified.

Commission may require regular real-time price information

7A (1) Without prejudice to the foregoing provisions, the Commission may by separate notice in writing require a business undertaking that sells or otherwise deals in any essential commodity listed in the Schedule to these Regulations to regularly furnish the Commission with any price changes for that essential commodity and to require such information within a period not exceeding 24 hours from the change in price.

(2) A notice issued under paragraph (1) shall require such price information to be furnished via—

(a) electronic mail;

(b) secure electronic data transmission;

(c) digital web-based data entry using systems provided by the Commission; or

(d) any other electronic or digital means as the Commission considers appropriate.

(3) When issuing a notice under this regulation, the Commission shall—

(a) take into consideration the size and capacity of the business undertaking to whom the notice applies;

(b) where necessary, offer technical guidance and assistance specific to the means by which the information is required to be furnished to the Commission; and

(c) give the business undertaking a reasonable period of time within which to adopt the requisite electronic or digital means for furnishing price information.

[Regulation 7A inserted by BR 51 / 2026 reg. 2 effective 8 May 2026]

Digital web-based application platform for furnishing real-time price information

7B (1) In the case of any notice to which regulation 7A(2)(c) applies, the Commission shall specify in that notice—

(a) the digital web-based application platform to be used for the furnishing of price information;

(b) that the price information furnished will appear on a secured shared digital database for real-time public access; and

(c) any additional information about the operation and functionality of the digital web-based application platform as the Commission considers necessary.

(2) Subject to paragraph (3), a business undertaking to whom this regulation applies shall meet the costs of furnishing price information using the digital web-based application platform specified.

(3) A business undertaking that cannot provide price information by means of a digital web-based application platform may—

(a) request assistance from the Commission in writing; and

(b) state in the request for assistance the reasons for its inability to furnish the information by the means specified.

(4) Where the Commission is satisfied that the business undertaking requesting assistance under paragraph (3) has—

(a) given adequate reasons for its inability to furnish the information as required; and

(b) demonstrated that it employed all the means at its disposal to comply with the requirement to furnish the information,

the Commission may assist the business undertaking in furnishing the information or enable the information to be furnished by other means under regulation 7A(2).

[Regulation 7B inserted by BR 51 / 2026 reg. 2 effective 8 May 2026]

Publishing of price information on essential commodities

8 The Commission shall publish information on the prices of essential commodities on a weekly basis or such shorter period, including in real-time, and in such manner as the Commission may determine as appropriate, including by way of a secured shared digital database with real-time public access for the purpose of notifying members of the public.

[Regulation 8 revoked and replaced by BR 51 / 2026 reg. 3 effective 8 May 2026]

SCHEDULE

(regulation 3)

ESSENTIAL COMMODITIES

The essential commodities to which these Regulations apply are as follows—

1 **Fresh produce**

Apples, Avocados, Bananas, Beans, Berries, Carrots, Grapes, Green Beans (canned and fresh), Lemons, Limes, Mixed greens, Onions, Oranges, Potatoes, Pumpkin, Sweet potatoes

2 **Meats**

Canned Tuna, Chicken, Deli Meats, Frozen Fish, Frozen Turkey Parts, Ground Beef, Ground Turkey

3 **Eggs and Dairy**

Eggs, Butter, Canned Milk, Cheese, Cottage Cheese, Milk, Yogurt

4 **Bakery, Cereal and Grains**

Bread, Corn Flakes, Crackers, Flour, Hot cereals (Quaker Oats, cornmeal and Cream of Wheat), Muesli, Oats, Pasta, Quinoa, Rice, Rice Krispies

5 **Pantry Staples**

Baking soda, Canned Vegetables, Chickpeas, Jam, Lentils, Nuts, Oil, Peanut Butter, Pepper, Salt, Soups, Spaghetti Sauce, Stock

6 **Infant Nutrition and Care**

Baby food, Baby wipes, Children's Medicines, Formula, Napkins and Napkin Liners for Babies (Diapers), breast pumps (and/or any parts or attachments thereof)

7 **Household Cleaning and Hygiene**

Bath Soap, Bleach, Dish Detergent, Laundry Detergent, Lotion, Paper Products, Sanitary Towels (Pads) and Tampons, Soap, Toothpaste

[Schedule revoked and replaced by BR 51 / 2026 reg. 4 effective 8 May 2026; Schedule amended by BR 104 / 2026 reg. 2 effective 24 September 2026]

Made this 17th day of November 2022

Attorney General and Minister of Legal Affairs and Constitutional Reform

[Operative Date: 18 November 2022]

[Amended by:
BR 51 / 2026
BR 104 / 2026]