Waggaa 29 ffaa..... Lak. 10/2013
፳፱ኛ ዓመት........ቁጥር..........10/2013
29th year .... No. 10/2021

Caffee Mootummaa Naannoo Oromiyaa
በኦሮሚያ ብሔራዊ ክልላዊ መንግስት ጨፌ ኦሮሚያ
'Caffee' of Oromia National Regional State

Finfinnee,......Guraandhala 21 Bara 2013
ፊንፊኔ፣.................የካቲት 21 ቀን 2ሺ.13 ዓ.ም
Finfine,.........................February 28, 2021

MAGALATA OROMIYAA
L µ E p ‰ Z M¨ ¦
MEGELETA OROMIA

Gatiin Tokkoo .... Qarshii 3
የአ¿«è ”¶ .... ብር 3
Unit Price .... Birr 3

To'annoo Caffee Mootummaa Naannoo Oromiyaatiin Kan Bahe
I‰ZM¦ ብሔራዊ ŒGF” L¿·Rr
በጨፌ ኦሮሚያ °mf}r £'»

Lak. S. Poostaa 21383-1000
£Þ.Q.e¼Y 21383-1000
P.O.Box 21383-1000

QABIYYEE

Labsii Lak. 237/2013

Labsii Bulchiinsa Hojiiwwan Misooma Albuudaa Naannoo Oromiyaa Lakkoofsa 223/2012 Fooyyessuuf Bahe, Labsii Lakkoofsa 237/2013 ....Fuula 1

ማውጫ

አዋጅ ቁጥር 237/2013

የኦሮሚያ ክልል የማዕድን ልማት ሥራዎች አስተዳደር አዋጅ ቁጥር 223/2012 ለማሻሻል የወጣ አዋጅ ቁጥር 237/2013 ....ገጽ 1

CONTENT

Proclamation No. 236/2021

Proclamation No. 237/2021, A Proclamation to Amend Oromia Region Mineral Development Operations Administration Proclamation No. 223/2020 ....Page 1

Labsii Bulchiinsa Hojiiwwan Misooma Albuudaa Naannoo Oromiyaa Lakkoofsa 223/2012 Fooyyessuuf Bahe, Labsii Lakkoofsa 237/2013

Hanqinaalee tumaa seeraa Labsii Bulchiinsa Hojiiwwan Misooma Albuudaa Naannoo Oromiyaa Lakkoofsa 223/2012 keessatti mul'atan furuuf Labsicha foyyeessuun barbaachisaa ta'ee waan argameef;

Akkaataa Heeraa Mootummaa Naannoo Oromiyaa Fooyya'ee Bahe, Labsii Lakkoofsa 46/1994 Keewwata 49 (3) (a) tiin kan kanatti aanu labsamee jira.

1. **Mata Duree Gabaabaa**

Labsiin kun "Fooyyaa'iinsa Labsii Bulchiinsa Hojiiwwan Misooma Albuudaa Naannoo Oromiyaa, Lakkoofsa 237/2013" jedhamee waamamuu ni danda'a.

የኦሮሚያ ክልል የማዕድን ልማት ሥራዎች አስተዳደር አዋጅ ቁጥር 223/2012 ለማሻሻል የወጣ አዋጅ ቁጥር 237/2013

በኦሮሚያ ክልል የማዕድን ልማት ሥራዎች አስተዳደር አዋጅ ቁጥር 223/2012 ውስጥ የሚስተዋሉትን የሕግ ድንጋጌ ጉድለቶች ለመፍታት አዋጁን ማሻሻል አስፈላጊ ሆኖ በመገኘቱ፤

ተሻሽሎ በወጣው የኦሮሚያ ክልል ህገ መንግሥት አዋጅ ቁጥር 46/1994 አንቀጽ 49 (3) (ሀ) መሠረት የሚከተለው ታውጇል፡፡

1. **አጭር ርዕስ**

ይህ አዋጅ "የኦሮሚያ ክልል የማዕድን ልማት ሥራዎች አስተዳደር ማሻሻያ አዋጅ ቁጥር 237/2013" ተብሎ ሊጠቀስ ይችላል፡፡

Proclamation No. 237/2021, A Proclamation to Amend Oromia Region Mineral Development Operations Administration Proclamation No. 223/2020

WHEREAS it has become necessary to amend Oromia Region Mineral Development Operations Administration Proclamation No. 223/2020 to avoid the legislative limitations observed in the proclamation.

NOW, THEREFORE, in accordance with Article 49 (3) (a) of Oromia Regional State Revised Constitution, Proclamation No. 46/2001, it is hereby proclaimed as follows:

1. **Short Title**

This proclamation may be cited as "Oromia Region Mineral Development Operations Administration Amendment Proclamation, No. 237/2021"

2. Fooyya'iinsa

Labsii Bulchiinsa Hojiiwwan Misooma Albuudaa Naannoo Oromiyaa Lakkoofsa 223/2012 Keewwata 48tti aanee Keewwatni haaraan 49 fi 50 akka armaan gadiitti dabalamanii Keewwatootni itti aanan waljalaa siiqanii kan dubbifaman ta'a.

49' Hundeeffamaa fi Ittiwaamama Boordii Hojiiwwan Misooma Albuudaa

1) Boordiin hojiiwwan misooma albuudaa olaantummaan hogganu kanaan booda "Boordii" jedhamee kan waamamu Labsii kanaan hundeeffamee jira.
2) Ittiwaamamni Boordichaa Pirezidaantii Mootummaa Naannichaatiif ta'a.
3) Baay'inni miseensotaa fi sirni walgahii Boordichaa Dambii bahuun kan murtaa'u ta'a.

50' Aangoo fi Hojii Boordii

Boordichi aangoo fi hojii armaan gadii ni qabaata:

1) Imaammataa fi seerotni hojiiwwan misooma albuudaa hojiirra ooluu isaanii ni hordofa; ni to'ata; bakka hanqinni jirutti tarkaanfii sirreeffamaa ni fudhata;
2) Karoora hojii misooma albuudaa Abbaa Taayitichaatiin dhiyaatuuf xiinxalee ni mirkaneessa; raawwii isaa ni hordofa;
3) Gabaasa raawwii hojiiwwan misooma albuudaa Abbaa Taayitichaatiin dhiyaatuuf ni gamaaggama; ni raggaasa; kallattii ni kaa'a;
4) Hojii misooma albuudaatiin walqabatee walqunnamtii Abbaan Taayitichaa qaamolee biraa waliin taasisu seera qabeessummaa isaa ni hordofa; bakka hanqinni jirutti tarkaanfii sirreeffamaa ni fudhata;
5) Seektarri Albuudaa Naanichaa akka hammayya'uu fi dorgomaa akka ta'u ni deeggara; qo'annoo fi qorannoowwan seektaricha bu'aa qabeessa taasisan akka gaggeeffamanii fi hojiirra oolan ni taasisa;

2. ማሻሻያ

የኦሮሚያ ክልል የማዕድን ልማት ሥራዎች አስተዳደር አዋጅ ቁጥር 223/2012 ከአንቀጽ 48 ቀጥሎ አዲስ አንቀጽ 49 እና 50 እንደሚከተለው ተጨምረው ቀጣይ አንቀጾች ተሸጋሽገው የሚነበቡ ይሆናል፡፡

49' የማዕድን ልማት ሥራዎች ቦርድ መመስረት እና ተጠሪነት

1) የማዕድን ልማት ሥራዎችን በበላይነት የሚመራ ቦርድ ከዚህ በኋላ "ቦርድ" ተብሎ የሚጠራ በዚህ አዋጅ ተመስርቷል፡፡
2) የቦርዱ ተጠሪነት ለክልሉ መንግስት ፕሬዝዳንት ይሆናል፡፡
3) የቦርዱ አባላት ብዛት እና የስብሰባ ስነሥርዓት በሚወጣው ደንብ ይወሰናል፡፡

50' የቦርዱ ሥልጣንና ተግባር

ቦርዱ የሚከተለው ሥልጣንና ተግባር ይኖረዋል፡-

1) የማዕድን ልማት ሥራዎች ፖሊሲዎች እና ሕጎች በሥራ ላይ መዋላቸውን ይከታተላል፤ ይቆጣጠራል፤ ጉድለት ባለበት የእርምት እርምጃ ይወስዳል፡፡
2) በባለሥልጣኑ የቀረበለትን የማዕድን ልማት የሥራ ዕቅድ በመተንተን ያጸድቃል፤ አፈጻጸሙን ይከታተላል፤
3) በባለሥልጣኑ የሚቀርብለትን የማዕድን ልማት ሥራዎች አፈፃፀም ሪፖርት ይገመግማል፤ ያፀድቃል፤ አቅጣጫ ያስቀምጣል፤
4) ባለሥልጣኑ ከማዕድን ልማት ሥራዎች ጋር ተያይዞ ከሌሎች አካላት ጋር የሚያደርገው ግንኙነት ሕጋዊነትን ይከታተላል፤ ጉድለት ባለበት የእርምት እርምጃ ይወስዳል፤
5) የክልሉ የማዕድን ዘርፍ እንዲዘምን እና ተወዳዳሪ እንዲሆን ይደግፋል፤ ዘርፉን ውጤታማ የሚያደርጉ ጥናትና ምርምሮች እንዲካሄዱና ሥራ ላይ እንዲውሉ ያደርጋል፤

2. Amendment

Following Article 48 of Oromia Region Mineral Development Operations Administration Proclamation Number 223/2020, new Article 49 and 50 are added as follows and the subsequent Articles shall be read by moving away from each other.

49' Establishment and Accountability of Mineral Development Operation Board

1) The Board, which chiefly manages Mineral Development Operations hereinafter, called the "Board", is established by this proclamation.
2) The Board shall be accountable to the President of the Regional State.
3) The number of members and the meeting procedures of the Board shall be determined by the regulation to be issued.

50' Power and Duties of the Board

The Board shall have the following power and duties:

1) Follow up and supervise the implementation of policies and laws of mineral development operations; take corrective measures where there exist shortcomings;
2) Analyze and approve mineral development operation plan submitted to it by the Authority; follow up its implementation;
3) Evaluate and approve performance report of mineral development operation submitted to it by the Authority; give direction;
4) Follow up the legality of the relationship made by the Authority with the other bodies in connection with the mineral development operations; take corrective measures where there exist shortcomings;
5) Supports the mineral sectors of the region to be modernized and competitive; cause studies and research that make the sector effective to be undertaken and implemented;

6) Hirmaannaan abbootiin qabeenyaa, dhaabbilee fi waldaalee Intarpiraayizii Maayikiroo fi Xixiqqaa hojii albuudaa irratti bobba'an akka cimu ni taasisa;
7) Hojiiwwaan misooma albuudaatiin walqabatee waldhabdeewwan uumaman akka hiikamaniif yaada furmaata ni kaa'a; ni hordofa; ni to'ata;
8) Gochootni seeraan alaa hojii misooma albuudaa irratti raawwataman akka to'ataman kallattii ni kaa'a; hojiirraa oolmaa isaanii ni hordofa;
9) Dhimmoota hojii misooma albuudatiin walqabatee Abbaan Taayitichaa dhiyeeffatu irratti mari'achuun kallattii ni kaa'a; hojiirra oolmaa isaaf deeggarsa ni taasisa;
10) Hojiiwwan biroo misooma qabeenya albuudaa bu'aa qabeessa taasisan ni raawwata.

3. Seerota Raawwatiinsa Hin Qabaanne

Labsiin, Dambiin, Qajeelfamnii fi barmaatileen hojii Labsii kanaan walfaallessan kamiyyuu dhimmoota Labsii kanaan hammataman irratti raawwatiinsa hin qabaatan.

4. Yeroo Labsichi Hojii Irra Itti Oolu

Labsiin kun guyyaa Magalata Oromiyaa irratti maxxanfamee bahe irraa eegalee hojiirra kan oolu ta'a.

Finfinnee,
Guraandhala 21 Bara 2013
Shimallis Abdiisaa
Pirezidaantii Mootummaa Naannoo Oromiyaa

6) በማዕድን ሥራ ላይ የተሰማሩ ባለሀብቶች፣ ድርጅቶችና ጥቃቅንና አነስተኛ ኢንተርፕራይዞች ተሳትፎ እንዲጠናከር ያደርጋል፤
7) ከማዕድን ልማት ሥራዎች ጋር ተያይዘው የሚነሱ ግጭቶች እንዲፈቱ የመፍትሄ ሀሳብ ይሰጣል፤ ይከታተላል፤ ይቆጣጠራል፤
8) በማዕድን ልማት ሥራ ላይ የሚፈጸሙ ህገ-ወጥ ድርጊቶች ቁጥጥር እንዲደረግባቸው አቅጣጫ ያስቀምጣል፤ ሥራ ላይ መዋላቸውን ይከታተላል፤
9) ባለሥልጣኑ ከማዕድን ልማት ሥራ ጋር በተያያዘ በሚያቀርባቸው ጉዳዮች ላይ በመወያየት አቅጣጫ ያስቀምጣል፤ ሥራ ላይ እንዲውል ድጋፍ ያደርጋል፤
10) የማዕድን ሃብት ልማትን ውጤታማ የሚያደርጉ ሌሎች ተግባራትን ያከናውናል፡፡

3. ተፈፃሚነት የማይኖራቸው ሕጎች

ከዚህ አዋጅ ጋር የሚቃረን ማንኛውም አዋጅ፣ ደንብ፣ መመሪያና ልማዳዊ አሠራር በዚህ አዋጅ በተሸፈኑ ጉዳዮች ላይ ተፈጻሚነት አይኖራቸውም፡፡

4. አዋጁ ሥራ ላይ የሚውልበት ጊዜ

ይህ አዋጅ በመገለተ ኦሮሚያ ታትሞ ከወጣበት ቀን ጀምሮ ሥራ ላይ የሚውል ይሆናል፡፡

ፊንፊኔ
የካቲት 21 ቀን 2013 ዓ.ም
ሽመልስ አብዲሳ
የኦሮሚያ ክልላዊ መንግስት ፕሬዝዳንት

6) Cause the participation of investors, organizations and micro and small scale enterprises engaged in mineral operations be strengthened;
7) Give recommendation for conflicts arising in connection with mineral development operations be resolved; follow up and control same;
8) Give direction for the illegal acts on mineral development operation to be controlled; follow up its implementation;
9) Discuss and give direction on the issues submitted by the Authority in connection with mineral development operations; give support for its implementation;
10) Perform other activities that make mineral resource development effective.

3. Inapplicable Laws

Any proclamation, regulation, directive and customary practices in contradiction with this proclamation shall not be applicable on the matters covered under this proclamation.

4. Effective Date

This proclamation shall come in to force as of the date of its publication on Megeleta Oromia.

Finfine,
February 28, 2021
Shimelis Abdisa
President of Oromia Regional State

©Waajjira Caffee Oromiyaatiin Kan Maxxanfame
በጨፌ ኦሮሚያ ጽ/ቤት የታተመ
Published by The Secretariat of " Caffee" Oromia
Ebla 18 Bara 2013 / ሚያዝያ 18 ቀን 2013 / April 26, 2021