



# LEGISLATIVE HIGHLIGHTS

## SEPTEMBER 2015

### ADMINISTRATIVE ORGANISATION

#### RESOLUTION NO. 5/15 – SUPERIOR COUNCIL OF THE JUDICIARY

*DIÁRIO DA REPÚBLICA SERIES I NO. 125, OF 4 SEPTEMBER 2015*

**Summary:** Approves the Organic Statute of the Superior Council of the Judiciary.

#### DISPATCH NO. 296/15 – MINISTRY OF CONSTRUCTION

*DIÁRIO DA REPÚBLICA SERIES I NO. 132, OF 28 SEPTEMBER 2015*

**Summary:** Determines that the following entities shall be under the direct coordination and supervision of the Minister of Construction: departments and bodies of the General Secretariat, Legal Office, Studies, Planning and Statistics Office, Human Resources Office, Inspection Office, Exchange Office, Angolan Roads Institute, Regulatory Institute for Civil Construction and Public Works and the Road Fund. Sub-delegates to the Secretaries of State António Teixeira Flor, the coordination and supervision of activities relating to the National Directorate of Public Infrastructures, Angolan Engineering Laboratory, Centres for Professional Training, Companies of the Sector and Centre of Documentation and Information, and to Euclides Manuel de Carvalho, the coordination and supervision of the activities relating to the Office of Geographic Information, National Directorate of Public Buildings and Monuments, National Directorate of Engineering Works, National Directorate of Road Infrastructures and Information Technology Office.

### APPOINTMENTS

#### JOINT DISPATCHES NOS. 272/15 TO 280/15 – MINISTRIES OF ECONOMY AND FINANCE

*DIÁRIO DA REPÚBLICA SERIES I NO. 126, OF 10 SEPTEMBER 2015*

**Summary:** Appoints the Supervisory Board of Empresa Portuária de Luanda, E.P.; appoints the Supervisory Board of Entrepósito Aduaneiro de Angola, E.P.; appoints the Supervisory Board of Empresa Portuária do Namibe, E.P.; appoints the Supervisory Board of the company EPAL, E.P.; appoints the Supervisory Board of the company ABAMAT, E.P.; appoints the Supervisory Board of the company Caminhos de Ferro de Luanda – CFL, E.P.; appoints the Supervisory Board of the company TAAG, E.P.; appoints the Supervisory Board of Empresa Portuária do Lobito, E.P.; and appoints the Supervisory Board of the company Caminhos de Ferro de Moçamedes – CFM, E.P.

**PRESIDENTIAL DECREE NO. 172/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 128, OF 15 SEPTEMBER 2015*

**Summary:** Appoints Fernando Faustino Muteka to the post of Adviser of the President of the Republic.

**PRESIDENTIAL DECREE NO. 171/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 128, OF 15 SEPTEMBER 2015*

**Summary:** Appoints the Board of Directors of the company TAAG – Linhas Aéreas de Angola – E.P. for a five-year mandate. Repeals Presidential Dispatch no. 71/13, of 5 September.

**JOINT DISPATCH NO. 291/15 – MINISTRIES OF THE ECONOMY, OF FINANCE AND OF TRANSPORT**

*DIÁRIO DA REPÚBLICA SERIES I NO. 131, OF 21 SEPTEMBER 2015*

**Summary:** Appoints the Board of Directors of the company Sécil Marítima, S.A. for a five-year mandate. Repeals Joint Dispatches no. 2006/13, of 9 September.

**CAPITAL MARKETS**

**PRESIDENTIAL LEGISLATIVE DECREE NO. 4/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 129, OF 16 SEPTEMBER 2015*

**Summary:** Establishes the Legal Framework of Venture Capital Collective Investment Undertakings.

**CRIMINAL**

**LAW NO. 24/15 – NATIONAL ASSEMBLY**

*DIÁRIO DA REPÚBLICA SERIES I NO. 127, OF 14 SEPTEMBER 2015*

**Summary:** Law of Crimes against Civil Aviation.

**LAW NO. 25/15 – NATIONAL ASSEMBLY**

*DIÁRIO DA REPÚBLICA SERIES I NO. 130, OF 18 SEPTEMBER 2015*

**Summary:** Law of Precautionary Measures in Criminal Proceedings. Repeals Law no. 18-A/92, of 17 July, and all the rules, including those of the Code of Criminal Procedure that contradicts the provisions of this Law.

**PRESIDENTIAL DISPATCH NO. 81/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, OF 29 SEPTEMBER 2015*

**Summary:** Creates the Interministerial Commission against Environmental Crimes and Crimes related to Wild Fauna and Flora, which shall ensure compliance with environmental legislation on environmental crimes. The Commission is coordinated by the Minister of the Environment.

**CULTURE**

**EXECUTIVE DECREE NO. 543/15 – MINISTRY OF CULTURE**

*DIÁRIO DA REPÚBLICA SERIES I NO. 132, OF 28 SEPTEMBER 2015*

**Summary:** Classifies the “Pedra Laúca”, situated in the Commune of São Pedro da Kilemba (Nhang- -ya-Pepe), Municipality of Kambambe, Province of Kwanza-Norte, as National Historical-Cultural Heritage.

## GEOLOGY AND MINING

### PRESIDENTIAL DECREE NO. 174/15 – PRESIDENT OF THE REPUBLIC

*DIÁRIO DA REPÚBLICA SERIES I NO. 128, OF 15 SEPTEMBER 2015*

**Summary:** Provides the Ministry of Geology and Mining with an instrument that regulates the execution of legal, administrative and economic measures arising from the Mining Code leading to the standardisation of the situation of idle licences.

### DISPATCH NO. 301/15 – MINISTRY OF GEOLOGY AND MINING

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, OF 29 SEPTEMBER 2015*

**Summary:** Approves the granting of mining rights in favour of the company ARARTE – Engenharia, Construção Civil e Obras Públicas Limitada, to exploit grey granite in the locality of Caraculo, Municipality of Bibala, Province of Namibe, with an area of 100 ha.

### DISPATCH NO. 302/15 – MINISTRY OF GEOLOGY AND MINING

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, 29 SEPTEMBER 2015*

**Summary:** Approves the Mining Investment Contract to Grant Rights in relation to ferrous metals, executed between Ferrangol P&P and its Associates.

### PRESIDENTIAL DECREE NO. 183/15 – PRESIDENT OF THE REPUBLIC

*DIÁRIO DA REPÚBLICA SERIES I NO. 134, OF 30 SEPTEMBER 2015*

**Summary:** Repeals the Joint Venture Agreement executed between Endiama – E.P., Sociedade Mineira do Catoca, Joacama, Timiangol, Beneluze, Isuji, Luemba, Miluna and Saccir. Authorises the Ministry of Geology and Mining to repeal the Prospecting Licence issued under the terms of the said Agreement.

## INSURANCE

### DISPATCH NO. 299/15 – MINISTRY OF FINANCE

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, OF 29 SEPTEMBER 2015*

**Summary:** Authorises the incorporation of the insurance company “Fortaleza Segura, S.A.”, which shall be performed up to the Special Registration with the Angolan Agency of Regulation and Supervision of Insurance (ARSEG), in order to commence its activity.

### DISPATCH NO. 300/15 – MINISTRY OF FINANCE

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, OF 29 SEPTEMBER 2015*

**Summary:** Authorises the incorporation of the insurance company “Providência Royal Seguros, S.A.”, which shall be performed up to the Special Registration with the Angolan Agency of Regulation and Supervision of Insurance (ARSEG), in order to commence its activity.

## INTERNATIONAL COOPERATION

### PRESIDENTIAL DECREE NO. 177/15 – PRESIDENT OF THE REPUBLIC

*DIÁRIO DA REPÚBLICA SERIES I NO. 132, OF 28 SEPTEMBER 2015*

**Summary:** Approves the General Agreement between the Government of the Republic of Angola and the United Mexican States in relation to Cooperation in the Educational, Cultural and Technical Areas, signed in Luanda on 18 July 2015.

**JUSTICE**

**PRESIDENTIAL DECREE NO. 173/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 128, 15 SEPTEMBER 2015*

**Summary:** Gives a pardon to people condemned to prison sentence not exceeding 12 years and to correctional sentences, who have served half of the sentence until 17 September 2015. Gives a pardon to condemned women responsible for the care of children under the age of 12 years, provided that death has not resulted from the crime committed. Commutes, up to ¼, the prison sentences exceeding 12 years, when half of the sentence has been served until 17 September 2015.

**PRESIDENTIAL DECREE NO. 180/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 133, OF 29 SEPTEMBER 2015*

**Summary:** Commutes the prison sentence imposed to the defendant Sacafunco Cambucue on half of the sentence.

**PRIVATE INVESTMENT**

**DISPATCH NO. 293/15 – MINISTRY OF TELECOMMUNICATIONS AND INFORMATION TECHNOLOGIES**

*DIÁRIO DA REPÚBLICA SERIES I NO. 131, OF 21 SEPTEMBER 2015*

**Summary:** Sets up the ad hoc group responsible for accompanying the processes and procedures of private investment in the Telecommunications and Information Technologies sector, which reports directly to the Minister's Office, coordinated by Pedro Mendes de Carvalho.

**PRESIDENTIAL DECREE NO. 181/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 134, OF 30 SEPTEMBER 2015*

**Summary:** Approves the Key Points of the National Policy of Private Investment.

**PRESIDENTIAL DECREE NO. 182/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 134, OF 30 SEPTEMBER 2015*

**Summary:** Approves the Regulation of the procedure to carry out private investment. Repeals Presidential Decree no. 84/12, of 14 May, and Presidential Decree no. 166/12, of 17 July.

**PRESIDENTIAL DECREE NO. 184/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 134, OF 30 SEPTEMBER 2015*

**Summary:** Extinguishes the National Agency for Private Investment (ANIP), creates the Angolan Agency for the Promotion of Investment and Exports (APIEX - Angola), transfers to APIEX-Angola the assets and liabilities of the extinguished ANIP and approves its organic statute. Repeals Presidential Decree no. 113/11, of 2 June, and Presidential Decree no. 189/13, of 18 November.

**PUBLIC FINANCES**

**PRESIDENTIAL DECREE NO. 170/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 128, OF 15 SEPTEMBER 2015*

**Summary:** Approves an additional credit in the amount of AKZ 490 million for the payment of expenses related to the operation of the Budgetary Unit of the Ministry of Finance.

**PRESIDENTIAL DECREE NO. 175/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 129, OF 16 SEPTEMBER 2015*

**Summary:** Approves the profile of those responsible for the General State Budget, namely of the Secretaries-Generals of the Ministerial Departments, the Secretaries of the Provincial Governments and the entities with equivalent assignments in the field of implementation of the budget of the Central and Local Administrative Bodies of the State.

**TAX AND CUSTOMS**

**PRESIDENTIAL LEGISLATIVE DECREE NO. 5/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 131, OF 21 SEPTEMBER 2015*

**Summary:** Changes the rates provided for in the Consumption Tax Regulation and in the Customs Tariffs of Import and Export Duties. Repeals the items of Annex I, on the Schedule of Import Duties and of Consumption Tax applicable to Imports. It also repeals Annex II, on the Table of Consumption Tax relating to domestic production, which in the Customs Tariff of Import and Export Duties approved by Presidential Legislative Decree no. 10/13, of 22 November, with Rectification no. 1/14, of 30 January, and in the Regulation of Consumption Tax approved by Presidential Legislative Decree no. 3-A/14, of 21 October, coincide with the items set out in the annexes is provided for in this legislation.

**TRANSPORT AND LOGISTICS**

**DISPATCH NO. 281/15 – MINISTRY OF THE ECONOMY**

*DIÁRIO DA REPÚBLICA SERIES I NO. 126, OF 10 SEPTEMBER 2015*

**Summary:** Authorises the dissolution and winding-up of the company SAL - Sociedade de Aviação Ligeira, Limitada.

**PRESIDENTIAL LEGISLATIVE DECREE NO. 3/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 129, OF 16 SEPTEMBER 2015*

**Summary:** Approves the Legal Framework of the National Network of Logistics Platforms.

**PRESIDENTIAL DECREE NO. 176/15 – PRESIDENT OF THE REPUBLIC**

*DIÁRIO DA REPÚBLICA SERIES I NO. 131, OF 21 SEPTEMBER 2015*

**Summary:** Approves the List of Dangerous Goods, referred to Schedule A of Sub-chapter 3.2.1 of Chapter 3.2 of Part 3 of the annex to the Regulation of Road Transport of Dangerous Goods approved by Presidential Decree no. 195/12, of 29 August.

This newsletter was prepared by a multidisciplinary team made up of lawyers from GLA – Gabinete Legal Angola and lawyers from PLMJ. This team was brought together under an agreement for international cooperation and membership of PLMJ International Legal Network, in strict compliance with applicable rules of professional ethics. The contents of this Newsletter may not be reproduced, in whole or in part, without the express consent of the author. If you should require further information on this topic, please send an email to [geral@gla-advogados.com](mailto:geral@gla-advogados.com).

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