ZIKRE-HIG
OF THE COUNCIL OF THE AMHARA NATIONAL REGIONAL STATE IN THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

<table>
<thead>
<tr>
<th>Amharic</th>
<th>English</th>
<th>Contents</th>
</tr>
</thead>
</table>

Regulation No. 66/2009
A COUNCIL OF REGIONAL GOVERNMENT REGULATION ISSUED TO PROVIDE FOR THE ESTABLISHMENT OF THE AMHARA SEED ENTERPRISE IN THE AMHARA NATIONAL REGIONAL STATE.
Whereas, with a view to materializing speedy and sustainable development by implementing the Agriculture and Rural Development Policy and Strategy of the Amhara National Regional State, it has been found that an institution is necessary to produce and prepare improved seed, in its capacity, and thereby to provide same thereto.

Whereas, it is found necessary to multiply and supply seeds, seedlings and cuttings of cereal, forage, vegetable and fruit to the farmer in terms of quality and quantity by providing pre-basic, basic and certified seed abundantly and required in kind therein and giving necessary technical support, through greatly strengthening a program of multiplying seed on farmers’ plot and organs willing to multiply seed therein.

Now, therefore, the Council of Amhara National Regional Government, in accordance with the powers vested in it under the provision of art. 58 sub.art.7 of the Revised Regional Constitution and sub-art.14 of the art. 16 of the Revised Regional State Executive Organs Reestablishment, Organization of their Powers and Duties Proclamation No.120/2006, hereby issues this regulation.
PART ONE
GENERAL

1. Short Title
This regulation may be cited as “The Amhara Seed Enterprise Establishment, Council of Regional Government Regulation No. 66/2009.”

2. Definition
Unless the context otherwise requires, in this regulation:

1. “Government” means the Amhara National Regional Government.

2. “Seed” means seed that helps to multiply genuine seed, roots, cuttings, seedling, cereal seeds, animal forage, seeds of vegetables or various seedlings.

3. “Breeder Seed” means a kind of cereal seed which is new, obtained through research and multiplied by following-up of agricultural research.

4. “Pre-basic Seed” means seed produced and obtained by multiplying breeder seed.

5. “Basic Seed” means seed produced and obtained by multiplying pre-basic seed.

6. “Certified Seed” means seed produced at home or imported form abroad, meets the criterion of the country’s seed standard and approved by an organ appointed to cause the execution of this task by the government and that can be used for the

8. “Mark” means a mark or writing of the enterprise to be pasted or fastened together with a container of seed or go along with the seed and helps to disclose the quality and quantity of the seed.

9. “Prepare” means, as deemed necessary, to dry, avoid the one which is not required, separate in size, treat with chemical and pack the seed and thereby supply same to customers, on the bases of their interest.

10. “Standard Unfit Seeds” means various plant seeds that do not satisfy the criteria of national seed quality standard.

11. “Producing Seed” means to multiply various plant seed from local research centers as well as importing same from abroad.

12. “Person” means any natural or judicial body.

3. Scope of Application

This regulation shall apply on bodies having relation with improved seed activity like farmer, agricultural research centers and institutions,
universities, colleges, investors engaged in multiplying seed, state farm, seed quality control laboratory and such like in the Amhara National Regional state.

4. Gender Application

The provision of this regulation set out in the masculine gender shall also apply to the feminine gender

PART TWO

ESTABLISHMENT, ACCOUNTABILITY AND ORGANIZATION OF THE AMHARA NATIONAL REGION SEED ENTERPRISE

5. Establishment and Accountability of the Enterprise

1. The Amhara Seed Enterprise /hereinafter referred to as “The Enterprise”/ is hereby established as an autonomous part of government enterprise under this regulation.

2. The enterprise shall be accountable to the Council of Amhara National Regional Government.
6. የድርጅቱ አደረጃጀት/መዋቅር

1. የኢንተርプラ yat ዋና ጽ/ቤት አድራሻ ተብህር ዳር ከተማ ይሆናል፤
2. ከወቅተኛ ለከት ለሆኑ የሚያቋቸውን እርሻዎች ለማድረግ ይኖራል።

7. መሆናቸው

6. Organization /Structure of the Enterprise

1. The Enterprise Head Office shall be in Bahir Dar.
2. The Enterprise shall, as deemed necessary, have branch offices to be established on the basis of condition of agro-ecology and farmlands to be established by the enterprise thereof.

PART THREE

OBJECTIVE, POWERS, DUTIES AND ADMINISTRATIVE BODIES OF THE ENTERPRISE

7. Objective

The Enterprise shall have the following objectives:

1. To supply to customers various cereal and animal forage seeds from breeder seed unto certified seed through multiplying and preparing quality seed on its farmland, government and private organizations as well as on the plot of the farmer.
2. To provide farmers with cereal and forage seeds which are necessary and favorable to various climate-zones by
3. **To promote seed technology thereof**

8. **Powers and Duties of the Enterprise**

The Enterprise shall have the following powers and duties:

1. Focusing on the government plan and local and foreign market, supply to the market breeder-seed, pre-basic, cereal and various animal forage seeds form domestic agricultural research centers and the seed which it may import form abroad by multiplying and preparing same thereof; sell the seed which is beyond the region’s demand to other regions and countries.

2. Having maintained its quality, multiply, prepare and supply various seeds of pre-basic, basic and certified seed to the market;

3. Import various improved seeds required in large quantities and not available at home from abroad.

4. sell improved seed, by-products and cereals produced for soil conservation;

5. along with the institutions which the matter concerns thereof, multiply and thereby supply same to the market through importing seed that is not available at home from abroad.
6. Prepare and supply to the market seeds, causing the multiplication of various cereal seeds on the government farm, on the plot of private organizations, farmers and co-operatives or unions, on the basis of agreement made therewith.

7. Shall acquire seed multiplying farm, as well as, on conditions where necessary, may mortgage, sell or give away its property.

8. Produce and supply various cereal seeds for markets by focusing on cereal seeds required in a large quantity in domestic and foreign market.

9. Carry out adapting activities of species of cereal, crop and animal forage to be released form domestic and foreign agricultural research institutions.

10. Render seed quality testing service, on charge, by establishing seed quality testing laboratory at any place where branch offices are found.

11. May be a member of co-operatives organized for the task of producing improved seeds at national and international level.

12. Render seed-cleaning service, on charge, to government, non-government as well as private organizations thereto.
13. Cause the use of properties it generates to multiply improved seed for various farming activity, reaping and seed-cleaning activities on rent.

14. Prepare investment strategic plan having relation with seed; put in place upon its approval.

15. Generate asset, enter into contract as well as sue and be sued in its name.

9. **Organization of the Enterprise**

The Enterprise shall have the following organization:

1. A managing board;
2. A chief Manager;
3. Necessary staff and a structure for its work operation.

10. **Establishment of the Board**

A managing board /hereinafter referred to “The Board”/ is hereby established by this regulation as being senior managing organ of the enterprise.

11. **Members of the Board**

Members of the board shall be five in number.

1. Members of the board shall be the following persons:
   A. A person to be designated by the Head of Regional Government ……Chair-person
ወ) የገብርናና ገጠር ልማት ቢሮ ኃላፊ አባል
B. Head of Agriculture and Rural Development Bureau ……….. Member

ጌ) የገብርና ዋር ከእ ከም ይወስናል አባል
C. General Director of Agricultural Research Institute …………………… Member

ወ) የገንዘብ እና ለላሽ ከእ ከም ይከታተላል አባል
D. Head of Finance and Economy Development Bureau ….. Member

አ) የአማራ ምርጥ ዘር ኢንተርፕራይዙ ታ/ሥራ እንቅስቃሴ በበላይነት ይመራል፣ ይቆጣጠራል፣ አባል
E. Chief Manager of the Amhara Seed Enterprise … Secretary and member

12. በርዱ የሚከተሉት ሥልጣንና ተግባር ይኖሩታል

The board shall have the following powers and duties:

1. Manage and supervise overall activities of the enterprise;

2. Fix the amount of salary and allowance of managing members of the enterprise;

3. Issue a directive so that the finance believed or affirmed not to be repaid, pursuant to the finance law, to be remitted/cancelled/from the account of the enterprise and follow-up its implementation;

4. Approve the assignment of external auditor;

5. Issue guidelines necessary for the performance of the enterprise;

6. Submit to the Head of Regional Government and cause the approval of appointment and dismissal of the chief manager and vice chief manager.

7. Formulate and put in place internal by-
13. Chief manager of the Enterprise

Chief manager of the enterprise shall be appointed by the Head of Regional Government.

14. Powers and Duties of the Chief Manager

The chief manager of the enterprise shall have the following powers and duties:

1. Without prejudice to the provision of art 13 of this regulation hereof, the chief manager shall manage and administer overall activities of the enterprise;

2. Take part in meeting of the board being as secretary of the board;

3. Manage, organize, administer and oversee activities of the enterprise;

4. Prepare plan and budget proposal of the enterprise, submit it to the board and thereby implement same up on approval thereof.

5. Order payments to be disbursed pursuant to the work-plan and budget thereof.

6. Pursuant to the labor law, recruit, administer, promote, transfer, supervise, evaluate, fine, having submitted to the board, cause the determination of amount of their salary and allowance of law and procedure of the board;
employees of the enterprise, submitted to the board as well as dismiss them from work.

7. Representing the enterprise, makes agreement with third party;

8. Prepare and submit report of working activity and account to the board and the council of Regional Government;

9. As may be necessary, be able to delegate his powers to the heads of work divisions and employees of the enterprise for the purpose of effectiveness of activity of the enterprise;

10. Open bank account so as to operate account of the enterprise;

11. Perform such other duties given to him by the board

PART FOUR
MISCELLANEOUS PROVISIONS

15. Capital of the Enterprise
The enterprise shall obtain finance to be initial capital and land form the government.

16. Source of Budget and Budget Year of the Enterprise
1. Source of income of the enterprise shall be form the followings specified herein below:
v) A profit made on the sale of seed, by-products, and cereals;

B. Fee charges collected form the service it renders thereof;

C. Support and aid obtained form various bodies;

D. Loan and donation obtained form bank and other organizations;

E. Initial budget and loan obtained from the government.

2. The budget year of the Regional State shall be the budget year of the enterprise.

17. **Recruitment and Administration of Employees of the Enterprise**

1. Recruitment and administration of the employees of the enterprise shall be implemented in accordance with labor law.

2. Without prejudice to the provision of sub.art.1 of this art. hereof, the enterprise shall, as deemed necessary, prepare its administrative guideline of the employees; and put it in place upon approval.

18. **Books of Account**

1. The enterprise shall have complete and legal financial documents and books of account;

2. Books of account and financial documents shall be audited every year by the Office of Amhara Region Audit General or an
auditor to be designated by it.

19. **Power to issue Directive**
The board shall issue directives for the implementation of this regulation

20. **Inapplicable Laws**
Regulations, directives or customary practice contrary to his regulation shall be inapplicable

21. **Responsibility**
The Enterprise shall not be responsible for beyond the resource it has thereof;

22. **Obligation to Co-Operate**
All government bodies shall have an obligation to render support to the enterprise.

23. **Effective Date**
This regulation shall come into force as of the date of its publication in the Zikre-Hig Gazette of the Regional State

Done at BahirDar
This 5th day of June, 2009
Ayalew Gobezie
Head of Government of the Amhara
National Regional State