COUNCIL OF MINISTERS REGULATION No. 316/2014

COUNCIL OF MINISTERS REGULATION TO PROVIDE FOR THE ESTABLISHMENT OF THE ETHIOPIAN WATER WORKS CONSTRUCTION ENTERPRISE

This Regulation is issued by the Council of Ministers pursuant to Article 5 of the Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia Proclamation No. 691/2010 and Article 47 (1) (a) of the Public Enterprises Proclamation No. 25/1992.

1. Short Title
This Regulation may be cited as the “Ethiopian Water Works Construction Enterprise Establishment Council of Ministers Regulation No. 316/2014”.

2. Establishment
1/ The Ethiopian Water Works Construction Enterprise (hereinafter the “Enterprise”) is hereby established as a public enterprise.

2/ The Enterprise shall be governed by the Public Enterprises Proclamation No. 25/1992.
3. Supervising Authority

The Ministry of Water, Irrigation and Energy shall be the supervising authority of the Enterprise.

4. Head Office

The Enterprise shall have its head office in Addis Ababa and may have branch office elsewhere as may be necessary.

5. Objective

The objectives for which the Enterprise is established are:

1/ to engage in the construction of water works relating to dams, irrigations, hydropower generations, water supply systems, sewerage systems, drainages, deep water wells, reclamations, river diversions and, as may be necessary, in the construction of roads and buildings;

2/ to own and administer irrigation dams constructed and to be constructed by finance of the federal government and re-invest the proceeds of charges collected from the beneficiaries of such dams for the construction of other similar dams;

3/ in line with the directive and policy guideline issued by the Ministry of Finance and Economic Development, to sell and pledge bonds and to negotiate and sign loan agreement with local and international financial sources;

4/ to manufacture different kind of pipes necessary for its activity and sell as may be appropriate;

5/ to engage in other related activities necessary for the attainment of its purposes.

6. Capital

The authorized capital of the Enterprise is Birr 16,000,000,000 (Sixteen Billion Birr) of which Birr 4,629,000,000 (Four Billion Six Hundred Twenty Nine Million Birr) is paid up in cash and in kind.
3. Liability

The Enterprise may not be held liable beyond its total assets.

8. Duration

The Enterprise is established for an indefinite duration.

9. Repealed Regulation

The Water Works Construction Enterprise Establishment Council of Ministers Regulation No. 156/1993 (as amended) is hereby repealed.

10. Transfer of Rights and Obligations

The rights and obligations of the Water Works Construction Enterprise established under the Council of Ministers Regulation No.156/1993 (as amended) are hereby transferred to the Enterprise.

11. Effective Date

This Regulation shall enter into force on the date of publication in the Federal Negarit Gazette.

Done at Addis Ababa, this 4th day of September, 2014.

HAILEMARIAM DESSALEGN
PRIME MINISTER OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA