

LEGISLATIVE HIGHLIGHTS OF JULY, AUGUST AND SEPTEMBER 2018

LITIGATION

DECISION NO. 4/P/CSMMP/2018 OF 17 SEPTEMBER 2018 – SUPERIOR COUNCIL OF THE JUDICIARY OF THE PUBLIC PROSECUTOR

BOLETIM DA REPÚBLICA NO. 182, SERIES I OF 17 SEPTEMBER 2018, PAGES 2078 TO 2079

Summary: Approves the criteria for assessing the professional merits of judicial officers and staff officers of the Public Prosecutor's Office.

LAW NO. 8/2018 OF 27 AUGUST 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 168 OF 27 AUGUST 2018, PAGES 1999 TO 2001

Summary: Law of the Revision of Law no. 7/2009 of 11 March, republished by Law no. 3/2011 of 11 January, which approves the Statute of the Judiciary.

DECISION NO. 1/P/CSMMP/2018 OF 22 JUNE 2018 – SUPERIOR COUNCIL OF THE JUDICIARY

BOLETIM DA REPÚBLICA NO. 165 OF 22 AUGUST 2018, PAGE 1951

Summary: Delegates the role of dealing with disciplinary proceedings of judicial magistrates and judicial officers to the Standing Committee, in the interval between the Plenary Sessions.

EMPLOYMENT

LAW NO. 10/2018 OF 30 AUGUST 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 171, SERIES I OF 30 AUGUST 2018, PAGES 2011 TO 2016

Summary: Repeals Law no. 18/92 of 14 October, which creates the Employment Courts.

ELECTORAL

RESOLUTION NO. 65/CNE/2018 OF 23 AUGUST 2018 – NATIONAL ELECTIONS COMMISSION

BOLETIM DA REPÚBLICA NO. 177, SERIES I OF 10 SEPTEMBER 2018, PAGES 2052 TO 2054

Summary: Approves the Regulation on the Right to Airtime.

RESOLUTION NO. 23/CNE/2018 OF 20 JUNE 2018 – NATIONAL ELECTIONS COMMISSION

BOLETIM DA REPÚBLICA NO. 167, SERIES I OF 24 AUGUST 2018, PAGES 1985 TO 1998

Summary: Relating to the Regulations of the Technical Secretariat for Electoral Administration - STAE.

REGISTRIES AND NOTARIES

DECISION NO. 24/2018 OF 14 SEPTEMBER 2018 – INTER-MINISTERIAL COMMISSION FOR THE REFORM OF THE PUBLIC ADMINISTRATION

BOLETIM DA REPÚBLICA NO. 181- I OF 14 SEPTEMBER 2018, PAGES 2067 TO 2075

Summary: Approves the Regulations on the use of the Uniform of Registrars and Notaries.

DECREE-LAW NO. 2/2018 OF 23 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 166- I OF 23 AUGUST 2018, PAGES 1953 TO 1983

Summary: Approves the Land Registry Code and creates the Integrated System of Land Registration, abbreviated to SIRP.

PUBLIC ADMINISTRATION

LAW NO. 6/2018 OF 03 AUGUST 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 152- I OF 3 AUGUST 2018, PAGES 1799 TO 1814

Summary: Amends Law no. 2/97 of 18 February, which establishes the legal framework for the establishment of local authorities.

DECREE-LAW NO. 42/2018 OF 24 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 144- I OF 24 JULY 2018, PAGES 1665 TO 1678

Summary: Approves the Regulations on Management of the Assets of the State and repeals Decree no. 23/2007 of 9 August.

DECREE-LAW NO. 41/2018 OF 23 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 144- I OF 23 JULY 2018, PAGES 16495 TO 1663

Summary: Establishes the rules that govern the powers, autonomy, budgetary system, organisation and operation of the public institutes, foundations and funds.

FINANCE

DECISION NO. 4/2018 OF 19 APRIL 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 129, SERIES I OF 3 JULY 2018, PAGES 931 TO 950

Summary: Approves the General Account of the State relating to the financial year of 2016.

TAX AND CUSTOMS

DECREE NO. 58/2018 OF 4 SEPTEMBER 2018 - COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 174, SERIES I OF 04 SEPTEMBER 2018, PAGES 2034 TO 2038

Summary: Approves the Regulations on the Compulsory Verification and Declaration of the Gross Weight of Containers.

DECREE NO. 51/2018 OF 31 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 172, SERIES I OF 31 AUGUST 2018, PAGES 2017 TO 2027

Summary: Amends and republishes the Regulations of the Personal Income Tax Code, approved by Decree no. 8/2008 of 16 April and amended by Decree no. 56/2013 of 27 November.

LAW NO. 9/2018 OF 27 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 168, SERIES I OF 27 AUGUST 2018, PAGES 2001 TO 2005

Summary: Defines the organisation, composition, operation and powers of the Tax Courts and repeals Law no. 2/2004 of 21 January.

LAW NO. 4/2018 OF 09 JULY 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 133, SERIES I OF 9 JULY 2018, PAGES 979 TO 983

Summary: Defines the organisation, composition, operation and powers of the Customs Courts and repeals Law no. 10/2001 of 7 July.

SOCIAL SECURITY

DECREE NO. 59/2018 OF 6 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 176, SERIES I OF 6 SEPTEMBER 2018

Summary: Revises the amounts of the benefits under the Basic Social Allowance, Direct Social Support and Productive Social Action Programmes, and repeals Decree no. 10/2015, of 8 June.

DECREE NO. 47/2018 OF 6 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 153, SERIES I OF 6 AUGUST 2018, PAGES 1843 TO 1846

Summary: Revises the Basic Social Security Programmes, created by Decree no. 52/2011 of 12 October and repeals Decree no. 52/2011 of 12 October.

INSURANCE

DECREE NO. 39/2018 OF 5 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 131, SERIES I OF 05 JULY 2018, PAGES 954 TO 955

Summary: Approves the table of minimum values of share capital and guarantee, and the establishment fund required from entities qualified to carry on the business of insurance and insurance and reinsurance brokerage.

MINERAL RESOURCES

NOTICE NO. 7/GBM/2018 OF 19 SEPTEMBER 2018 – BANK OF MOZAMBIQUE

BOLETIM DA REPÚBLICA NO. 184, SERIES I OF 19 SEPTEMBER 2018, PAGES 2313 TO 2314

Summary: Regarding to the rules and procedures complementary to the special exchange rules for oil and gas operations.

DECREE NO. 57/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173- I OF 3 SEPTEMBER 2018, PAGE 2032

Summary: Approves the terms of the Concession Agreement for Exploration and Production of Oil for the Pande and Temane Onshore Area (PT5 - C), to Sasol Petroleum Mozambique Exploration Limitada and to Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 56/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173, SERIES I OF 3 SEPTEMBER 2018, PAGES 2031 TO 2032

Summary: Approves the terms of the Concession Agreement for Exploration and Production of Oil for the Angoche offshore Area (A5 - B), to ExxonMobil Mozambique Exploration and Production, Limitada, RN Angoche PTE. LTD and to Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 55/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173, SERIES I OF 3 SEPTEMBER 2018, PAGE 2031

Summary: Approves the Terms and Conditions of the Concession Agreement for Exploration and Production of Oil for Mazenga Onshore Area (PT5 - C), to Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 54/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173, SERIES I OF 3 SEPTEMBER 2018, PAGES 2030 TO 2031

Summary: Approves the Terms of the Concession Agreement for Exploration and Production of Oil for the Zambezi Delta Offshore Area (Z5-C), to ExxonMobil Mozambique Exploration and Production, Limitada, RN Zambezi South PTE. LTD and to Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 53/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173, SERIES I OF 3 SEPTEMBER 2018, PAGE 2030

Summary: Approves the Terms of the Concession Agreement for Exploration and Production of Oil for the Zambezi Delta Offshore Area (Z5-D), to ExxonMobil Mozambique Exploration and Production, Limitada, RN Zambezi North PTE. LTD and to Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 52/2018 OF 3 SEPTEMBER 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 173, SERIES I OF 03 SEPTEMBER 2018, PAGES 2029 TO 2030

Summary: Approves the Terms of the Concession Agreement for Exploration and Production of Oil for the Angoche Offshore Area (A5 - A), to Eni Mozambique S.p.A, Sasol Petroleum Mozambique Exploration Limitada and Empresa Nacional de Hidrocarbonetos, E.P (ENH, EP), in the capacity of concessionaires.

DECREE NO. 48/2018 OF 6 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 153, SERIES I OF 6 AUGUST 2018, PAGE 1846

Summary: Amends articles 4 and 55 of the Petroleum Operations Regulations, approved by Decree no. 34/2015 of 31 December.

DEFENCE AND SECURITY

LAW NO. 5/2018 OF 02 AUGUST 2018 – ASSEMBLY OF THE REPUBLIC

BOLETIM DA REPÚBLICA NO. 151, SERIES I OF 2 AUGUST 2018, PAGES 1791 TO 1797

Summary: Establishes the legal rules for prevention, repression and combating of terrorism, and repeals article 382 of the Criminal Code, approved by Law no. 35/2014 of 31 December 2014.

DECISION NO. 30/2018 OF 31 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 149, SERIES I OF 31 JULY 2018, PAGES 1740 TO 1780

Summary: Concerning the accession of the Republic of Mozambique the Amendment to the 2005 Convention on the Physical Protection of Nuclear Material and Nuclear Facilities, with text in English and its translation into Portuguese.

DECISION NO. 29/2018 SIGNED ON 8 MAY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 149, SERIES I OF 31 JULY 2018, PAGES 1726 TO 1736

Summary: Concerning the accession of the Republic of Mozambique to the International Convention of 2005 relating to the Convention for the Suppression of Unlawful Acts against the Safety of Maritime Navigation. Resolution no. 29/2018 appears in the summary. However, in the content it appears as Resolution no. 28/2018 of 31 July.

DECISION NO. 28/2018 OF 31 JULY 2018 - COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 149, SERIES I OF 31 JULY 2018, PAGES 1737 TO 1740

Summary: Concerning the accession of the Republic of Mozambique to the 2005 Protocol for the Suppression of Unlawful Acts against the Safety of Fixed Platforms located on the Continental Shelf Resolution no. 28/2018 appears in the summary. However, in the content it appears as Resolution no. 29/2018 of 31 July.

DECISION NO. 27/2018 OF 31 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 149, SERIES I OF 31 JULY 2018, PAGES 1695 TO 1726

Summary: Concerning the accession of the Republic of Mozambique to the 2005 International Convention for the Suppression of Acts of Nuclear Terrorism.

NATURAL RESOURCES

DECISION NO. 3/2018 OF 20 JULY 2018 – WATER REGULATION COUNCIL

BOLETIM DA REPÚBLICA NO. 142, SERIES I OF 20 JULY 2018, PAGE 1645

Summary: Changes the Special Tariff approved by Decision no. 3/2010 of 27 October to 250.00 MT/m³ (cubic metres).

DECISION NO. 2/2018 OF 20 JULY 2018 – WATER REGULATION COUNCIL

BOLETIM DA REPÚBLICA NO. 142, SERIES I OF 20 JULY 2018, PAGES 1644 TO 1645

Summary: Approving the adjustment of average reference tariffs, established by Decision no. 3/2017 of 1 September 2017.

DECISION NO. 1/2018 OF 20 JULY 2018 - WATER REGULATION COUNCIL

BOLETIM DA REPÚBLICA NO. 142, SERIES I OF 20 JULY 2018, PAGES 1642 TO 1644

Summary: Establishes the secondary systems tariff structure and sets the average reference tariffs.

EDUCATION

DECREE NO. 46/2018 OF 1 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 150, SERIES I OF 1 AUGUST 2018, PAGES 1781 TO 1789

Summary: Approves the Regulations on Licensing and Operation of Higher Education Institutions and repeals Decree no. 48/2010 of 11 November.

MINISTERIAL ORDER NO. 79/2018 OF 20 AUGUST – MINISTRY OF STATE ADMINISTRATION AND THE CIVIL SERVICE

BOLETIM DA REPÚBLICA NO. 163, SERIES I OF 20 AUGUST 2018, PAGES 1907 TO 1916

Summary: Approves the Classification Plan and the table of the lifespan of documents of the Activities of the Ministry of Education and Human Development.

COMMERCIAL

DECREE NO. 45/2018 OF 30 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 148, SERIES I OF 30 JULY 2018, PAGES 1689 TO 1694

Summary: Approves the Regulations on Licensing, Sale and Affixing the Seal on Works of Art and Crafts.

ENERGY

DECREE NO. 49/2018 OF 21 AUGUST 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 164, SERIES I OF 21 AUGUST 2018, PAGES 1917 TO 1947

Summary: Approves the Regulations on Radiological Protection.

PUBLIC WORKS

ORDER OF 15 JUNE 2018 – MINISTRY OF PUBLIC WORKS, HOUSING AND WATER RESOURCES; MINISTRY OF THE ECONOMY AND FINANCE

BOLETIM DA REPÚBLICA NO. 165, SERIES I OF 22 AUGUST 2018, PAGE 1951

Summary: Sets the fees payable for quality control services provided by the Engineering Laboratory of Mozambique.

HUMAN RIGHTS

DECISION NO. 26/2018 OF 30 JULY 2018 – COUNCIL OF MINISTERS

BOLETIM DA REPÚBLICA NO. 148, SERIES I OF 30 JULY 2018, PAGE 1694

Summary: Approves the form of the Official Card of a Member of the National Human Rights Commission.

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Edifício Millennium Park, Torre A, Avenida Vladimir Lenine, n. 174, 6º Dtº, Maputo, Moçambique
T. (+258) 84 3014479 . F. (+258) 21 303723 . E. tta.geral@tta-advogados.com . www.tta-advogados.com