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る名からうつらす つは何 FEDERAL NEGARIT GAZETTE

OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

ሃያኛ ዓ**መ**ት ቁጥር ፴፰ አዲስ አበባ ማንቦት ፲፬ ቀን ፪ሺ፯ ዓ.ም

በአ.ትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ የሕዝብ ተወካዮች ምክር ቤት ጠባቂነት የወጣ

20th Year No. 36 ADDIS ABABA 22nd May, 2014

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ደንብ ቁጥር ፫፻፰/፪ሺ፮ ዓ.ም

የኢትዮጵያ ኢነርጂ ባስሥልጣን ማቋቋሚያ የ**ሚኒስት**ሮች ምክር ቤት ደንብ....ገጽ ፳ሺ፫፫፫፪

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å. <u>አጭር ርዕስ</u>

ይህ ደንብ "የኢትዮጵያ ኢነርጂ ባለሥልጣን ማቋቋማያ የሚኒስትሮች ምክር ቤት ደንብ ቁጥር ፫፫፰/፫ሺ፮" ተብሎ ሊጠቀስ ይችላል።

ጀ. ትርጓሜ

በዚህ ደንብ ውስጥ የቃሉ አገባብ የተለየ ት**ርጉም** የሚያሰጠው ካልሆነ በስተቀር፣

- ል/ "አዋጅ" ማለት የኢነርጂ አዋጅ ቁጥር ፰፻፲/፪ሺ፮ ነው ፤
- ፪/ በአዋጁ አንቀጽ ፪ የተመስከቱት ትርጓሜዎች ተፊዳሚ ይሆናሉ፤

ያንዱ ዋጋ Unit price 5.25

COUNCIL OF MINISTERS REGULATION No. 308/2014

COUNCIL OF MINISTERS REGULATION TO ESTABLISH THE ETHIOPIAN ENERGY AUTHORITY

This Regulation is issued by the Council of Ministers pursuant to Article 5 and Article 34 of the Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia Proclamation No. 691/2010 and Article 3 of the Energy Proclamation No. 810/2013.

1. Short Title

This Regulation may be cited as the "Ethiopian Energy Authority Establishment Council of Ministers Regulation No.308/2014".

2. <u>Definitions</u>

In this Regulation unless the context otherwise requires:

- 1/ "Proclamation" means the Energy Proclamation No. 810/2013;
- 2/ the definitions provided for under Article 2 of the Proclamation shall be applicable;

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- ፫/ "ሚኒስቴር" ማለት የውሃ፣ መስኖና ኢነርጂ ሚኒስቴር ነው ፤
- ፬/ ጣንኛውም በወንድ ጾታ የተገስጸው የሴትንም ይጨምራል።

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r.

- ፩/ የኢትዮጵያ ኢነርጂ ባለሥልጣን (ከዚህ በኋላ "ባለሥልጣን" ሕየተባለ የሚጠራ) የሕግ ሰውነት ያለው ራሱን የቻለ የፌደራል መንግሥት መሥሪያ ቤት ሆኖ በዚህ ደንብ ተቋቁሟል።
- g/ ባለሥልጣት ተጠሪነቱ ለሚኒስቴሩ ይሆናል።

i. ዋና መሥሪያ ቤት

የባለሥልጣኑ ዋና መሥሪያ ቤት በአዲስ አበባ ሆኖ እንደአስፌላጊነቱ በማናቸውም ሥፍራ ቅርንጫና ሊኖረው ይችላል።

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- δ/ የኢነርጃ ዘርፉን ተወዳዳሪነት ማበረታታት ፤
- ፪/ ብቃት ያለው፣ አስተማማኝ፣ ፍትሐዊ፣ ኢኮኖሚያዊ እና ከአደጋ ነፃ የሆነ የኤሌክትሪክ አቅርቦትን ማረጋገጥ ፤ እና
- <u>ሮ</u>/ የኢነርጃ ብቃትና ቁጠባን ማስፋፋት።

፮. <u>የባለሥልጣት ሥልጣንና ተግባር</u>

የባለሥልጣኑ የሚክተሉት ሥልጣንና ተግባራት ይኖሩታል ፡-

- ፩/ በአዋጅ አንቀጽ ፬ የተመለከቱትን ሥልጣንና ተግባራት በሥራ ላይ ያውላል ፤
- g/ የንብረት ባለቤት ይሆናል፣ ውል ይዋዋላል፣ በስሙ ይከሳል፣ ይከሰሳል፤

- 3/ "Ministry" means the Ministry of Water, Irrigation and Energy;
- any expression in the masculine gender includes the feminine.

3. Establishment

- 1/ The Ethiopian Energy Authority (hereinafter the "Authority") is hereby established as an autonomous federal government office having its own legal personality.
- The Authority shall be accountable to the Ministry.

4. Head Office

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

5. Objectives

The objectives of the Authority shall be to:

- 1/ promote competitiveness in the energy sector;
- 2/ ensure efficient, reliable, fair, economical, and safe electricity supply; and
- 3/ promote energy efficiency and conservation.

6. Powers and Duties of the Authority

The Authority shall have the powers and duties to:

- 1/ exercise the powers and duties provided for under Article 4 of the Proclamation;
- 2/ own property, enter into contracts, sue and be sued in its own name;

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3. የባለሥልጣት አቋም

ባለሥልጣነ :-

- 6/ የኢነርጂ ቦርዱ (ከዚህ በኋላ "ቦርድ" እየተባለ የሚጠራ)!
- 6/ 10037 Wil. POT 790 738 As. White አና ሕንደአስል.ሳጊን·ቱ አንድ ምክትል ዋና ዳይሬክተር፤ እና
- i:/ አስፌላጊው ሥራተኞች፤ ይኖሩታል።

Î. የቦርዱ አባላት

- ቦርዱ አማባብ ካላቸው መንግሥታዊ 6/ አካላት ተውጣጥተው በመንግሥት 909,1900. ስብሳቢውን 60,9°C ከአምስት 809831 カククナ ይኖሩታል።
- g/ የባለሥልጣን ዋና ዳይሬክተር ደምጽ የማይሰጥ የቦርዱ አባል ይሆናል::
 - የማንኛውም የቦርድ አባል የሥራ H00% አምስት ዓመት RIPSA ! 1P590 1.160,096 8106 1100% እንደገና ሲሰየም ይችላል።
 - ማንኛውም የቦርድ አባል በቀጥታም 0/ ሆነ በተዘዋዋሪ የቦርዱ አባልንቱን 007.94C 0001.1.9: +71C 12. አይኖርበትም።
 - ይ/ አንድ የቦርድ አባል የጥቅም **ግጭ**ት ሲያጋጥመው የጥቅም 79043 ለቦርዳ በመግለጽ P.U37. 7.98. ስብሰባዎች ከማ መለከቱ የቦርዳ ራሱን ማግለል ይኖርበታል።

Đ. የቦርዱ ሥልጣንና ተግባር

የቦርዱ ሥልጣንና ተግባር በአዋጁ አንቀጽ & የተመለከተው ይሆናል።

7. Organization of the Authority

The Authority shall have:

- 1/ an Energy Board (hereinafter the "Board"):
- a Director General and, as may be 1-01 appropriate, a Deputy Director General to be appointed by the government; and
- 3/ the necessary staff.

8. Members of the Board

- The Board shall have members not 1/ less than five in number, including the Chairperson, to be drawn from relevant government bodies and be appointed by the government.
- Director General of 2/ The the Authority shall be a non-voting member of the Board.
- The term of office of any member of the Board shall be five years; provided however, that he may be 18411 reappointed for additional terms of office.
- 4/ Any member of the Board may not engage in any activity that may be directly or indirectly conflicting with his capacity as a Board member.
- When a member of the Board 5/ encounters a conflict of interest, he shall disclose such conflict to the Board and withdraw from meetings of the Board at which such matters are discussed.

9. Powers and Duties of the Board

The Board shall have the powers and duties provided under Article 5 of the Proclamation.

- ፩/ ቦርዱ በየሁለት ወሩ አንድ ጊዜ ይሰበሰባል፤ ሆኖም አስራላጊ ሆኖ ሲገኝ በማናቸውም ጊዜ ሊሰበሰብ ይችላል።
- ፪/ በቦርዱ ስብሰባ ላይ ከግማሽ በላይ የሚሆኑ አባላት ከተገኙ ምልዓተ ንባኤ ይሆናል።
- መነሳኔ የሚተነሳለልው 11/ PPCA. አባላት በስብሰባው 18. h+77. በአብዛኛው 2908 ሲደ7ፍ 'm. ! UP990 2.908 አh-A በአከ-ል ሰብሳቢው መሳኝ የተከፌስ ሕንደሆነ ድምጽ ይኖረዋል።
- ፬/ የዚህ አንቀጽ ድን*ጋጌዎች* እንደተጠበቁ ሆኖ ቦርዱ የራሱን የስብሰባ ሥነ-ሥርዓት ደንብ ሊያወጣ ይችላል።

፲፮. የዋና ዳይሬክተሩ ሥልጣንና ተፃባር

- uding gor A PG 98.6hr4 የባለሥልጣን polo. አስሬ.909. IP9 ከሚኒስቴሩ አጠቃላይ በሚሰጠው 000068 po 6.97. የባለሥልጣነ. יויגיעסס ይመራል፤ ያስተዳድራል።
 - ፪/ የዚህ አንቀጽ ንዑስ አንቀጽ (፩) አጠቃላይ ድንጋጌ እንደተጠበቀ ሆኖ ዋና ዳይሬክተሩ ፡-
- ዕ ነልጠ ቃ ሀ) በዚህ ደንብ አንቀጽ 6
 የተጠቀሱትን
 የባለሥልጣኑን ሥልጣንና
 ተማባራት በሥራ ላይ
 - (h የባለሥልጣንን ድጋፍ ሰጪ **መራተኛች በፌደራል ሲቪል** かです יויגיעוסס ስርቪስ እንዲሀ-ም የባለሥልጣን-ን ዓላማ በማስፊጸም ሥራ ሳይ የሚሰማሩ ባለሙያዎችን ሰ.ሽ.ል ስርሽስ 960260 **ሕን**ችን のいとナヤ thith OCUPT. 10039 mij. 092884 000068 יוישיטס ይቀጥራል፤ ያስተደድራል፡

- The Board shall meet once every two months; provided, however, that it may hold a meeting at any time when necessary.
- The presence of more than half of the members at any Board meeting shall constitute a quorum.
- Decision of the Board shall be passed when supported by majority vote of members present at the meeting; provided, however, that the Chairperson shall have a casting vote in case of a tie.
- Without prejudice to the provisions of this Article the Board may adopt its own rules of procedure.

11. Powers and Duties of the Director General

- The Director General shall be the chief executive officer of the Authority and shall, subject to the general directions of the Ministry, direct and administer the operations of the Authority.
- Without limiting the generality of sub-article (1) of this Article, the Director General shall:
 - a) exercise the powers and duties of the Authority referred to in Article 6 of this Regulation;
 - b) employ and administer
 employees engaged in
 support services of the
 Authority in accordance
 with the federal civil service
 laws and, in the case of
 professionals engaged in the
 core functions of the
 Authority, in accordance
 with directives approved by
 the government following
 the basic principles of the
 federal civil service laws;

- ሐ) የባለሥልጣኑን ዓመታዊ በጀት እና የሥራ ፕሮግራም ያዘጋጀል፤ በመንግሥት ሲጸድቅም ይፌጽማል፤
- መ) ለባለሥልጣን በተልቀደው በጀትና የሥራ ኘሮግራም መሠረት ገንዘብ ወጪ ያደርጋል ፤
- ው) ከሦስተኛ ወገኖች ጋር በሚደረጉ ግንኙነቶች ባለሥልጣኑን ይወክሳል ፤
- ረ) የባለሥልጣኑን የሥራ አልባፅምና የፋይናንስ ሪፖርቶች አዘ*ጋ*ጅቶ ለሚኒስቴሩ ያቀርባል።
- ፤/ ዋና ዳይሬክተሩ ሰባሰሥልጣን ሥራ ቅልጥናና በሚያስፌልግ መጠን ሥልጣንና ተግባሩን በክራል ሰባሰሥልጣን ሌሎች ኃላፊዎችና ሠራተኞች በውክልና ሊሰጥ ይችላል።

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የባለሥልጣን በጀት በመንግሥት ይመደባል።

፲፫. <u>የሂሳብ መዛንብት</u>

- §/ ባለሥልጣኑ የተሞሉና ትክክለኛ የሆኑ የሂሣብ መዛግብት ይይዛል።
- ጀ/ የባለሥልጣት የሂሣብ መዛግብትና ገንዘብ ነክ ስነዶች በዋና አዲተሩ ወይም ሕርሱ በሚሰይመው አዲተር በየዓመቱ ይመረመራሉ።

፲፬. ስለመብቶችና ግዴታዎች መተላለፍ

በኤሌክትሪክ አዋጀ ቁጥር ፲ ፳፫፬፫ ፫ ተቆቁሞ የነበረው የኤሌክትሪክ ኤጀንሲ መብትና ማዶታዎች በዚህ ደንብ ለባለሥልጣን ተላልፊዋል።

- c) prepare the annual budget and work program of the Authority and implement same upon approval by the government;
- d) effect payments in accordance with the budget and work program approved for the Authority;
- e) represent the Authority in its dealings with third parties;
- f) prepare and submit to the Ministry performance and financial reports of the Authority.
- The Director General may delegate part of his powers and duties to other officials and employees of the Authority to the extent necessary for the efficient performance of the activities of the Authority.

12. Budget

The budget of the Authority shall be allocated by the government.

13. Books of Accounts

- 1/ The Authority shall keep complete and accurate books of accounts.
- The books of accounts and financial documents of the Authority shall be audited annually by the Auditor General or by an auditor designated by him.

14. Transfer of Rights and Obligations

The rights and obligations of the Electricity Agency established under the Electricity Proclamation No. 86/1997 are hereby transferred to the Authority.

፲፮. ደንቡ የሚጸናበት ጊዜ

ይህ ደንብ በፌደራል ነ*ጋሪት ጋ*ዜጣ ታትሞ ከወጣበት ቀን ጀምሮ የጸና ይሆናል።

አዲስ አበባ ማንቦት ፲፬ ቀን ፪ሺ፮ዓ.ም

ኃይለማርያም ደሳለኝ የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ ጠቅሳይ ሚኒስትር

15. Effective Date

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

Done at Addis Ababa, this 22nd day of May, 2014.

HAILEMARIAM DESSALEGN
PRIME MINISTER OF THE FEDERAL
DEMOCRATIC REPUBLIC OF ETHIOPIA