28ኛ ዓመት ቁጥር 8 28<sup>th</sup> Year No. 8



ባህር ዳር ዿጉሚ 3 ቀን 2016 ዓ.ም Bahir Dar August 30, 2004

# በኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ የአማራ ብሔራዊ ክልሳዊ መንግስት ምክር ቤት <sub>ዝክረ-ሕግ</sub>

#### **ZIKRE-HIG**

# OF THE COUNCIL OF THE AMHARA NATIONAL REGIONAL STATE

# IN THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

<i>ያንዱ ዋጋ</i> ብር	በአማራ ብሔራዊ ክልላዊ	ISSUED UNDER THE	የፖ.ሣ .ቁ
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Unit Price	ጠባቂነት የወጣ	OF THE AMHARA NATIONAL	
	111-14/1 100-1	REGIONAL STATE	P.o. Box

#### ማውጫ

#### ደንብ ቁጥር ፪፻፳፩/፪ሺ፲፯ ዓ/ም

በአማራ ብሔራዊ ክልላዊ መንግስት የአማራ ሆቴሎችና ሪዞርቶች ልማትና ማስፋፊያ ድርጅት ማቋቋሚያ ክልል መስተዳድር ምክር ቤት ደንብ

# CONTENTS Regulation No.221/2024

The Amhara National Regional State Amhara Hotels and Resorts Development and Expansion Organization Establishment, Council of Regional Government Regulation

# <u>ደንብ ቁጥር ፪፻፳፩/፪ሺ፲፯ ዓ/ም</u> በአማራ ብሔራዊ ክልላዊ መንግስት የአማራ ሆቴሎችና ሪዞርቶች ልማትና ማስፋፊ*ያ* ድርጅትን ለማቋቋም የወጣ ክልል መስተዳድር ምክር ቤት ደንብ

#### **REGULATION No.221/2024**

COUNCIL OF REGIONAL **GOVERNMENT** REGULATION ISSUED TO PROVIDE FOR THE **ESTABLISHMENT** OF **AMHARA** HOTELS AND RESORTS DEVELOPMENT **AND EXPANSION** ORGANIZATION IN THE AMHARA **NATIONAL REGIONAL STATE** 

የአማራ ክልል በቱሪዝም ሀብት የሚታወቅባቸው በርካታ ታሪካዊ ቅርሶች፣ ታሪካዊ ቦታዎች፣ ጥብቅ የማኅበረስብ ሥፍራዎች፣ ብርቅየ የዱር እንስሳቶችና የማይዳስሱ ደማቅ የማኅበረስብ በዓላት ያሉ በመሆኮ ዘርፉን ይበልጥ ዉጤታማ ስማድረግ ተጨማሪ እርምጃዎች መዉሰድ ተገቢ ሆኖ በመገኘቱ፤

በክልሱ ውስጥ የቱሪዝም ኢንዱስትሪዉን በመደንፍና በጣነቃቃት ዘርፉ ሲያመንጭ የሚችለዉን ኢኮኖሚ *እንዲ*ቻል የቱሪዝም መዳረሻዎችን ማሳደግ **ነባ**ር በመጠበቅና በማዘመን፣ሕንዲሁም ደረጃቸዉን የጠበቁ የቱሪስት መዳረሻ ሪዞርቶችን በማልማት አዳዲስ *የጎብኝዎችን* ፍሰት  $\bigcap \sigma \cap G \cap G$ ዘርፉ ለኢኮኖማ. ዕድንት ጉልህ ጣና እንዲጫዎት ጣድረግ በጣስፈለጉ፤

ባለፉት ሶስት ዓመታት በኢ.ፌ.ኤ.ሪ ጠቅላይ ሚኒስትር ጽ/ቤት የንበታ ለሀገር ፕሮጀክት ተጀምሮ በተለያዩ አካባቢዎች የቱሪስት መዳረሻዎች የተገነቡ ሲሆን በክልላችንም የጎርጎራ ኢኮሪዞርት ተንንብቶ የክልሉ መንግስት በባለቤትነት የተረከበዉ በመሆኑ እና ሎጎ ሐይቅ ሪዞርት በመንንባት ላይ በመሆኑ የሆቴል እና የቱሪዝም ንግድ ስራ የሚስራ ድርጅት ማቋቋም በማስፈለጉ፤

የአማራ ክልል መስተዳድር ምክር ቤት በተሻሻለዉ የብሔራዊ ክልሱ ሕገ መንግስት አንቀጽ ፱፰ ንዑስ አንቀጽ (፯) እና በአማራ ብሔራዊ ክልል የመንግስት ልማት ድርጅቶች አመስራረት፣አደረጃጀት፣አመራርና ድጋፍ አሰጣጥ ማቋቋሚያ አዋጅ ቁጥር ፪፻፴፱/፪ሺ፰ ዓ/ም አንቀጽ ፵፮ ንዑስ አንቀጽ (፩) መሰረት ይህንን ደንብ አዉጥቷል።

# ክፍል አንድ ጠቅሳሳ ድ*ንጋጌዎች*

#### δ. አ**ም**ር ርዕስ

ይህ ደንብ ‹‹የአማራ ሆቴሎችና ሪዞርቶች ልማትና

WHEREAS; it is appropriate to take additional correctives to make the sector more effective where the Amhara region is known for its tourism resources, with numerous historical monuments, historical sites, strong community centers, rare wildlife, and vibrant community festivals;

WHEREAS; it is necessary to develop new tourist destination resorts having maintained their standards, thereby increasing the flow of visitors and making the sector play a significant role in economic growth and thereby to support and stimulate the tourism industry in the region, to increase the economy that the sector can generate having preserved and modernized existing tourism destinations;

WHEREAS; it is necessary to establish an organization having operated a hotel and tourism business as the Logo Lake Resort is under construction and a need where the Federal Government's Office of the Prime Minister in the past three years launched the Gebeta Le Hager Project, and tourist destinations have been built in various areas. In our region, the Gorgora Eco-Resort has been built and taken over by the regional government;

NOWTHEREFORE; the Council of the Amhara Regional State in accordance with Article 58, Sub-Art. (7) of the Amhara National Regional State Revised Constitution and Article 47, Sub-Art. (1) of the Amhara National Regional State Public Enterprises Formation, Organization, Management and Support Provision Establishment Proclamation No. 236/2016 issued this regulation.

#### **PART ONE**

#### **General Provisions**

#### 1. Short title

This regulation may be cited as "The Amhara Hotels and

ማስፋ*ፊያ* ድርጅት ማቋቋሚያ ክልል ምክር ቤት ደንብ ቁጥር ፪፻፳፩/፪ሺ፲፯ዓ/ም››ተብሎ ሲጠቀስ ይችላል።

#### ፪. ትርጓሜ

- ፩) የቃሉ አግባብ የተለየ ትርጉም የሚያሰጠዉ ካልሆነ በስተቀር በዚህ ደንብ ዉስጥ፦
  - (ሀ) "አዋጅ" ማለት የክልሉ መንግሥት ልማት ድርጅቶች አመሰራረት፣ አደረጃጀት፣አመራርና ድ*ጋ*ፍ አሰጣጥ አዋጅ ቁጥር ፪፻፴፮/፪ሺ፰ ዓ.ም ነው፤
  - (**ሰ**) "**አስተዳደር**" ማለት የክልሱ የ*መን*ግስት ልማት ድርጅቶች አስተዳደር ነዉ።
  - (ሐ) ካፒታል" ማለት በአዋጁ አንቀጽ ፪ ንዑስ አንቀጽ (፮) የተገለጸዉ ድርጅት በተቋቋመበት ጊዜና ወይም ከዚያ በኃላ በክልሉ መንግስት አማካኝነት የሚመደብለት የተጣራ ጠቅላላ ንብረት በተመደበበት ጊዜ ያለው መነሻ ዋጋ ነው፤
  - (**መ**) **"ዋና ስራ አስኪያጅ"** ማለት የድርጅቱን አጠቃላይ የእስት ተእስት እንቅስቃሴ እንዲመራ የተሾመ ሰዉ ነው
  - (**ሥ) "ሰዉ" ማስ**ት የተፈጥሮ ሰዉ ወይም በሕፃ የሰዉነት መብት የተሰጠዉ አካል ነዉ።
- <u>፪</u>) በወንድ ጾታ የተ*ገ*ለጸው የሴትንም ጾታ *ያ*ካትታል።

# ክፍል ሁለት ስለድርጅቱ መቋቋም፣ ተጠሪነት፣ ዓሳማና ተማባር

# ፫. ስለመቋቋምና ተጠሪነት

፩) የአማራ ሆቴሎችና ሪዞርቶች ልማትና ማስፋፊያ ድርጅት ከዚህ በኋላ/**ድርጅቱ**/እየተባለ የሚጠራ ራሱን የቻስ የሕግ ስዉነት ያስዉ የክልሱ Resorts Development and Expansion Enterprise Establishment, Council of Regional Government Regulation No. 221/2024."

#### 2. Definitions

- 1.Unless the context requires otherwise, in this regulation:-
- (A) "Proclamation" means a Proclamation No. 236/2016 of the Formation, Organization, Management and Support Provision of the regional public enterprises;
- **(B)** "Administration" means the administration of the regional public enterprises.
- **(C)** "Capital" means the initial price of the enterprise referred to in Article 2, Sub-Art. (6) of the Proclamation at the time of its establishment or at the time of the allocation of the net total assets to same by the Regional Government;
- **(D)** "General Manager" means a person appointed to manage the overall day-to-day operations of the enterprise.
- **(E) "Person"** means a natural person or any juridical person.
- 2. The provisions set out in the masculine gender shall also include the feminine gender.

#### Part Two

# Establishment, Responsibility, Objective and Duties of the Enterprise

#### 3. Establishment and Responsibility

1) The Amhara Hotels and Resorts Development and Expansion Enterprise, hereinafter referred to as the /*Enterprise*/ is established as a regional public enterprise with an independent legal personality in accordance with

መንግስት የልጣት ድርጅት ሆኖ በዚህ ደንብ መሰረት ተቋቁጧል፤

፪) ድርጅቱ በአዋጁ መሠረት የሚተዳደር ሲሆን ተጠሪነቱም ለአስተዳደሩ ይሆናል።

# ፬. መደበኛ አድራሻ

የድርጅቱ መደበኛ የስራ ቦታ በማሕከላዊ ጎንደር ዞን በጎርጎራ ከተማ በሚገኘው የጎርጎራ ኢኮ-ሪዞርት ሲሆን በደቡብ ወሎ ዞን ተሁለደሬ ወረዳ የሚገኘዉ የሎጎ ሐይቅን ጨምሮ ሕንዳስፈላጊነቱ በክልሱ ውስጥ በየትኛውም ስፍራ የማስተባበሪያና ቅርንጫፍ ጽ/ቤቶችንና ተመሳሳይ ሪዞርቶችን ሲክፍት ይችላል።

#### *ъ. ዓ*ላማዎች

ድርጅቱ በዚህ ደንብ *መሠረት የሚከተሉት ዓላማዎች* ይኖሩታል፦

፩)የሆቴል፣ የመዝናኛና የቱሪዝም ሪዞርቶችን በመንንባት ተፈላጊውን አንልግሎት መስጠት፤

፪)የመኝታ፣ የምግብና መጠጥ አገልግሎቶችን ሕንዴአስፌላጊነቱ የመዝናኛ፤ የስብሰባና መሰል አገልግሎቶችን በተፈጥሮ አካባቢ ለቱሪስቶችና ለሴሎች ተጠቃሚዎች በማቅረብ አይነተኛ የቱሪዝም መዳረሻ ሆኖ ማገልገልና የዘርፉን ሕንቅስቃሴ በማነቃቃት የክልሱን ኢኮኖሚ መደገፍ፤

፫) ዓላማውን ከግብ ለማድረስ የሚረዱ ሴሎች ተዛማጅ የሆ*ኮ ሥራዎችን ማ*ካሄድ።

# ፯) ካፒታል

ድርጅቱ የተቋቋመበትና የተልቀደ ካፒታል በጠቅሳሳው\_\_ ሚሲዮን ብር ሲሆን ከዚህ ዉስጥ በአይነት የተከልለ ብር\_\_\_(በጠቅሳይ ሚኒስትር ጽ/ቤት የገበታ ለሀገር ፕሮጀክት አማካኝነት ግንባታ ወጭ)እና - በጥሬ የተከልለ ብር ነዉ።

#### ፯. ኃላፊነት

ድርጅቱ ካለው ጠቅሳሳ ንብረት በሳይ በዕዳ ተጠይቂ አይሆንም። this regulation;

2) The enterprise shall be governed in accordance with the Proclamation and thereby accountable to the administration.

#### 4. Principal Address

The enterprise's principal adress is at Gorgora Eco-Resort in Gorgora town in the Central Gondar Zone, and thereby it may open the coordination and branch offices and similar resorts anywhere in the region, including Logo Haik at Tehuledere Woreda in the Southern Wollo Zone, as deemed necessary.

#### 5. Objectives

The enterprise shall have the following objectives in accordance with this proclamation:

- 1) To provide the necessary services having built the hotel, entertainment and tourism resorts;
- 2) To serve as a true tourism destination having provided an accommodation, food and beverage services, as deemed necessary, the entertainment, meeting and similar services to tourists and other beneficiaries in a natural environment, and support the regional economy having stimulated the sector's activities:
- 3) To carry out other related activities necessary to achieve its own objective.

#### 6. Capital

The establishment and authorized capital of the enterprise is \_\_\_ million birr, of which \_\_\_ million birr was paid in kind through the ( Through the Prime Minister's Office of the Gebeta Lehager Project Constructional Cost) and \_\_\_ million birr was paid in cash.

#### 7. Liability

The Enterprise shall not be liable for debts beyond its total assets.

# **፰. ድርጅቱ የሚቆይበት ጊዜ**

ድርጅቱ ሳልተወሰነ ጊዜ ይቆያል።

### <u>፱</u>. ድርጅቱ ስ<mark>ለሚ</mark>ሳተፍባቸው ተግባራት

- ፩) ድርጅቱ ተሻሽሎ በወጣው የኢትዮጵያ ንግድ ሕግና በዚህ ደንብ መሠረት በሆቴል፣ በመዝናኛና በቱሪዝም ዘርፍ ተሰማርቶ የንግድ ሥራዎችን ያከናዉናል።
- ፪) እንዳስፈላጊነቱ የተወሰኑ አገልግሎቶቹን ወይም የድርጅቱን አገልግሎት በሙሉ በውል ሳይ ተመሥርቶ በሴሎች ድርጅቶች እንዲሰጡ ሲያደርግ ይችሳል፤ በውሎቹ ውስጥ በተዘረ*ጋ*ው ሥርዓት መሠረት የአገልግሎቶቹ አሰጣጥ የጥራት ደረጃቸውን የጠበቁ መሆናቸውን ያረ*ጋ*ግጣል፤
- ፫) በሌሎች የሆቴልና የቱሪዝም አገልግሎት ድርጅቶች የኢንቨስትመንት አክሲዮን ድርሻ በመያዝ ሲሳተፍ ይችላል።

#### ክፍል ሶስት

# ስለድርጅቱ አወቃቀርና አመራር

# ፲.ድርጅታዊ አቋም

- ድርጅቱ በዚህ ደንብ መሰረት የሚከተሉት አበይት አካላት ይኖሩታል፦
  - §) በአስተዳደሩ የሚሰየም የሥራ አመራር ቦርድ፤
  - ፪) በቦርዱ የሚሾሙ ዋና ሥራ አስኪያጅ እና እንዴአስፈላጊነቱ ምክትል ሥራ አስኪያጅ፤
  - ፫) ለስራው አስፈላጊ የሆኑ ሴሎች የበታች *ኃ*ላፊዎችና *ሠራተ*ኞች።

#### ፲፩. ስለቦርዱ አሰያየምና የአባላቱ ጥንቅር

- ፩) የድርጅቱ ሥራ አመራር ቦርድ ከዚህ በኋላ" *ቦርዱ"* ሕየተባለ የሚጠራ አካል በዚህ ደንብ መሰረት ተቋቁሟል፤
- ፪) የቦርዱ ተጠሪነት ለአስተዳደሩ ሆኖ አማባብነት ያላቸው ከአምስት ያላነሱ ከሰባት ያልበለጡ አባላት ይሰየማሉ ፤

#### 8. Period of Limitation

The Enterprise shall exist for an indefinite time.

# 9. The Enterprise Having Participated Tasks

- 1. The enterprise having engaged in the hotel, entertainment and tourism sectors and conduct business activities in accordance with the revised Ethiopian Commercial Code and this regulation.
- 2. As deemed necessary, it may cause to be rendered certain services or all of the enterprise's services provided by other enterprises on the basis of contracts; and thereby ensure that the provision of services maintain their quality standards in accordance with the system established in the contracts;
- 3. It may participate in other hotel and tourism service enterprises having engaged in investment shares.

#### Part Three

#### **Structure and Management of the Enterprise**

# 10. Status of the Enterprise

The enterprise shall, in accordance with this regulation, have the following main bodies:

- 1). A management board appointed by the administration;
- 2). A General Manager and as deemed necessary, a Deputy Manager to be appointed by the Board;
- 3). Other subordinate officials and employees necessary for the work.

# 11. Nomination of the Board and Composition of Its Members

- 1) The Board of Management of the Enterprise, hereinafter referred to as "the Board", is hereby established in accordance with this regulation;
- 2) The Board being accountable to the administration shall be composed of members not less than five and not more than seven therein:

- ፫) የቦርዱ አባላት የስራ ዘመን 3 ዓመት ሲሆን ለተጨማሪ አንድ የስራ ዘመን ዳግም ሊሰየሙ ይችላሉ፤
- ፬) የድርጅቱ ዋና ስራ አስኪያጅ ያለድምጽ የቦርዱ ፀሐፊ ሆኖ ያገስግላል።

## ፲፪. የቦርዱ ስልጣንና ተግባር

- ቦርዱ በዚህ ደንብ መሠረት የሚከተሉት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል፦
- ፩) የድርጅቱን የሥራ ሕንቅስቃሴ በበላይነትይመራል፣ ያስተባብራል፣ ይቆጣጠራል፤
- ፪) የድርጅቱን የሰዉ ኃይል ቅጥር፣ የእድንት፣ የስንብትና የኦዲት ረቂቅ መመሪያዎችን መርምሮ ያጸድቃል፤
- ፫) የድርጅቱን ዋና ስራ አስኪያጅና እንደአስፈላጊነቱ ምክትል ስራ አስኪያጅ ዘርፉን ለመምራት የሚያስችል አግባብነት ያለዉ በቂ ልምድ ያሳቸዉ ስለመሆኑ በማረ*ጋገ*ጥ ይሾጣል፤
- ፬) የድርጅቱን የአ<del></del>ጭርና የረጅም ጊዜ ብድር ዉሎችና *እዳዎች መ*ርምሮ *ያ*ጸድ*ቃ*ል፤
- ጅ) የድርጅቱ ሀብትና ንብረት በአማባቡ መያዙንና መጠበቁን በቅርብ ይከታተላል፣ያረ*ጋ*ግጣል፣
- ፮) የድርጅቱን ሒሳብ ነክና የዉጭ ኦዲት ሪፖርቶች ያዳምጣል፣ ይገመግጣል፣ በታዩ ክፍተቶች ሳይ የእርምት እርምጃዎች እንዲወሰዱ ያደር*ጋ*ል፤
- ፯) የድርጅቱ ዋና ስራ አስኪያጅ ተጠሪ ለሆኑት የስራ ኃላፊዎችና ሠራተኞች ደመወዝ፣ጥቅማ ጥቅምና አበል ከአስተዳደሩ *ጋር በመመ*ካከር ይወስናል፤
- ፰) የድርጅቱ ካፒታል ይጨምር ወይም ይቀንስ ዘንድ ለአስተዳደሩ ሃሳብ ያቀርባል፤
- ፲) ሌሎች ተዛማጅ ተግባራትን ያከናዉናል።

- 3) The term of office of the board members is 3 years and they may be reappointed for one additional term of office;
- 4) A General Manager of the enterprise shall serve as the Secretary of the Board without voting rights.

#### 12. Powers and Duties of the Board

The Board shall, in accordance with this regulation, have the following particular powers and duties:

- 1) Preside over, coordinate, and supervise the activities of the enterprise;
- 2) Examine and approve the recruitment, promotion, and dismissal of the human resource and draft audit guidelines of the enterprise;
- 3) Appoint the General Manager of the enterprise and, as deemed necessary, the Deputy Manager having ensured that they have sufficient relevant experience to manage the sector therein;
- 4) Examine and approve the enterprise's short-term and long-term loan contracts and liabilities;
- 5) Follow up closely and ensure that the enterprise's assets and property are properly maintained and secured:
- 6) Here in and review the enterprise's internal and external audit reports, and ensure that corrective measures are taken at any identified gaps;
- 7) The General Manager of the enterprise shall determine the salaries, benefits, and allowances of the responsible work officials and employees in consultation with the management;
- 8) Submit proposals to the management in order to increase or decrease the capital of the enterprise;
- 9) Prepare the Board's annual work plan, and thereby submit it to the administration upon approval and implements in same;
- 10) Carry out other related tasks.

# ፲፫.የቦርዱ የስብሰባ ጊዜና የዉሳኔ አሠጣጥ ሥነ- ሥርዓት

- ፩) ቦርዱ ቢያንስ በ3 ወር አንድ ጊዜ መደበኛ ስብሰባ ያካሂዳል፣ ሆኖም አስራላጊ ሆኖ ሲያገኘው በማናቸውም ጊዜ አስቸኳይ ስብሰባዎችን ሊያደርግ ይችላል፤
- ፪) ከቦርዱ አባሳት መካከል ከማማሽ በሳይ የሚሆኑት በስብሰባው ሳይ ከተ*ገኙ ም*ልአተ- *ጉ*ባኤ ይሆናል፤
- ፤) ማናቸውም ጉዳይ ሰቦርዱ ቀርቦ ከተመከረበት በኋላ በስብሰባው ላይ ከተገኙት አባላት ውስጥ በአብላጫው ድምፅ የተደገፈ እንደሆነ የቦርዱ ውሳኔ ሆኖ ያልፋል፤ ሆኖም ድምጹ እኩል ሰኩል የተከፈለ እንደሆነ የስብሳቢውን ድ*ጋ*ፍ ያገኘው ሃሳብ የቦርዱ ውሳኔ ይሆናል፤
- g) በዚህ አንቀጽ ከዚህ በሳይ የሥልሩት ድን*ጋጌዎች* እንደተጠበቁ ሆነው ቦርዱ የራሱን ዝርዝር የስብሰባ ጊዜና የውሣኔ አሠጣጥ ሥነ- ሥርዓት ማስፊጸሚያ መመሪያ ሲያወጣና በስራ ሳይ ሲያውል ይችሳል።

# ፲፬. ስለቦርዱ አባላት ተጠያቂነት

የቦርዱ አባላት በዚህ ደንብ የተሰጣቸውን ተግባርና ኃላፊነት በከፍተኛ ትጋትና በብርቱ ጥንቃቄ የመፈፀም ግኤታ አሰባቸው፤ይህንን ባስመፈፀጣቸው በድርጅቱ ላይ ስሚደርሰው ጉዳት በአንድነትና በተናጠል ተጠያቂዎች ይሆናሉ።

# ፲፮. ስለስራ አስኪያጆች አሿሿምና ተጠሪነት

- ፩) የድርጅቱ ዋናና ምክትል ስራ አስኪያጆች በቦርዱ ሰብሳቢ አቅራቢነት በቦርዱ አባላት ይሾማሉ፤
- g) ዋና ስራ አስኪያጁ ተጠሪነቱ <mark>ሰቦር</mark>ዱ ይሆናል፤
- ፫) ምክትል ስራ አስኪያጁ ተጠሪነቱ **ሰዋ**ና ስራ አስኪያጁ ይሆናል።

# ፲፮. የዋና ሥራ አስኪያጁ ሥልጣንና ተግባር

# 13. Meeting Time and Decision-Making Procedure of the Board

- 1) The Board shall hold regular meetings at least once every 3 months, provided however, it may hold urgent meetings at any time, as deemed necessary;
- 2) A quorum shall be held where more than half of the board members are present at the meeting;
- 3) Any matter submitted to the Board for consideration shall be passed as a decision of the Board where supported by a majority of the votes of the members present at the meeting; provided however, where the vote is in tie, the proposal having been supported by the chairperson shall be the decision of the Board;
- 4) Without prejudice to the provisions stipulated herein above in this Article, the Board may issue its own detailed meeting time and decision-making procedures execution directives and implement in same therein.

# 14. Accountability of the Board Members

The members of the Board shall have an obligation to perform duties and responsibilities assigned to them by this regulation with the utmost diligence and care; where they fail to do so, they shall be liable as a whole and personally for any damage caused to the enterprise.

#### 15. Appointment and Accountability of the Managers

- 1) The Chief and Deputy Managers of the enterprise shall be appointed by the members of the Board on the recommendation of the Chairperson of the Board;
- 2) The General Manager shall be accountable to the Board:
- 3) The Deputy Manager shall be accountable to the General Manager.

# 16. Powers and Duties of the General Manager

የድርጅቱ ዋና ሥራ አስኪያጅ የድርጅቱ ሥራ መሪ ሲሆን በዚህ ደንብ መሰረት የሚከተሉት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል፡-

- ፩) ድርጅቱ ወደ ስራ ለመሰማራት የሚያስፌልንዉን ምዝገባ ያስፌጽማል፣ፌቃድ ያወጣል፤ወቅቱን ጠብቆ ያሳድሳል፤
- ፪) የድርጅቱን አጠቃላይ ሥራ ያደራጃል፤ይመራል፤
  የሥራ መዋቅር፣የሠራተኞችን ደመወዝና አበል
  ሕያዘጋጀ ሰቦርዱ አቅርቦ ያስወስናል፤
- ፫) የድርጅቱን የእስት ከእስት ሥራዎች ያደራጃል፤ ይመራል፣ያስተባብራል፣ይቆጣጠራል፤
- ፬) የድርጅቱን የአ<del></del>ኇር፣የመካከለኛና የረጅም ጊዜ ሕቅድ፣መርሀ ግብርና በጀት አዘ*ጋ*ጅቶ ሰቦርዱና ለአስተዳደሩ ያቀርባል፣ሕንዲሁም የውስጥ ደንቦችን አዘ*ጋ*ጅቶ ሰቦርዱ ያቀርባል፣ሲፀድቅም በስራ ላይ ያውላል፤
- ፩) በድርጅቱ ስም የባንክ ሂሣብ ይክፍታል፣ ያንቀሣቅሣል፤
- ፮) ለድርጅቱ በተፈቀደለት በጀት *መ*ሰረት *ገን*ዘብ ወጪ *ያ*ደር*ጋ*ል፤
- ፯) ተጠሪነታቸው ለዋና ሥራ አስኪያጁ የሆኑ የድርጅቱን የበታች ሥራ ኃላፊዎችና ሠራተኞች ቅጥር፣ምደባና ስንብትን በሚመለከት ለቦርዱ አቅርቦ ያስፀድቃል፤
- ፰) የቦርዱን ውሣኔዎች ይፈጽማል፣ያስፈጽማል፣
- ፱) ድርጅቱ ከሚሰጣቸው አገልግሎቶች የሚገኘው ገቢ በአግባቡ መሰብሰቡን ይቆጣጠራል፤
- ፲) ከሶስተኛ ወንኖች *ጋ*ር በሚያደር*ጋ*ቸው *ግንኙ*ነቶች ሁሉ ድርጅቱን ይወክላል፤
- ፲፩) የሥራ አፈፃፀም ዘንባዎችንና የሂሣብ ሪፖርቶችን

The General Manager of the enterprise shall, in accordance with this regulation, be the head of the enterprise and have the following particular powers and duties:

- 1) The enterprise cause to execute the necessary registration necessary to engage in work, issue license, and renew them in time;
- 2) Organize and manage the overall work of the enterprise; prepares the work structure, salaries and allowances of employees, and submit same to the board for approval;
- 3) Organize, manage, coordinate, and supervise daily activities of the enterprise;
- 4) Prepare the enterprise's short, medium and long-term plans, action plan and budget and thereby submit same to the board and the administration, as well as prepares internal by-laws and submit them to the board, and implement same upon approval;
- 5) Open and operate a bank account in the name of the enterprise;
- 6) Expend money in accordance with the approved budget for the enterprise;
- 7) Submit to the Board and cause an approval of the recruitment, assignment and dismissal of the subordinate officials and employees of the enterprise having been accountable to the General Manager therein;
- 8) Implement and cause to implement the decisions of the Board;
- 9) Supervise properly the collection of income generated from the services having provided with the enterprise;
- 10) Represent the enterprise in all its dealings with third parties;
- 11) Prepare and submit the performance reports and

አዘ*ጋ*ጅቶ ሰቦርዱና ለአስተዳደሩ ያቀርባል፤

- ፲፪) ለስራ ማስኬያጃ የሚውል የአጭር ጊዜ ብድር ውሎችን ይዋዋላል፣ ቦርዱን በማስፌቀድ የረጅም ጊዜ ብድሮችን ይወስዳል፣ ለዚሁ አላማ የድርጅቱን ተንቀሳቃሽና የማይንቀሳቀስ ንብረት ለዕዳ መያዥያነት እንዲውል ያደርጋል፤
- ፲፫) የድርጅቱን ሠራተኞች ቅጥር፣ስንብትና አስተዳደር በአሠሪና ሠራተኛ ጉዳይ ህግ መሠረት ይፈጽጣል፤ እንደአስፈላጊነቱ የራሱን የሠራተኛ መተዳደሪያ ደንብ ያዘጋጃል፣ይኸው በቦርዱ ሲፀድቅስትም በሥራ ላይ እንዲውል ያደርጋል፤
- ፲፱) አስፈላጊ ሆኖ ሲ*ገ*ኝ በድርጅቱ ውስጥ የስራ አመራር ኮሚቴ ያቋቁማል፣ይከታተላል፣ይመራል፣
- ፲፭) በቦርዱ የሚሰጡትን ሴሎች ተዛማጅ ተማባራት ያከናውናል።

# ፲፯. ስለምክትል ሥራ አስኪያጁ ሥልጣንና ተግባር

የድርጅቱ ምክትል ሥራ አስኪያጅ ተጠሪነት ሰዋና ሥራ አስኪያጁ ሆኖ የሚከተሉት ስልጣንና ተግባራት ይኖሩታል፦

- ፩) በዋና ስራ አስኪያጁ ተ**ለ**ይተው የሚሰጡትን ተግባራት ያከናውናል፤
- ፪) ዋና ሥራ አስኪያጅ በማይኖርበት ወይም ሥራውን ለማከናወን በማይችልበት ጊዜና ሁኔታ እርሱን ተክቶ ይሥራል።

- audit reports to the board and the administration;
- 12) Make short-term loan contracts for operational purposes, take out long-term loans having a permission from the board, he shall use the movable and immovable assets of the enterprise as collateral for liability;
- 13) Carry out the recruitment, dismissal and administration of its employees in accordance with the Labor Law; as deemed necessary prepare its own labor by-law, and shall put same into effect upon approval by the board;
- 14) Establish, follow up, and manage the management committee through the enterprise where necessary;
- 15) Carry out other related activities provided by the Board.

#### 17. Powers and Duties of the Deputy Manager

The Deputy Manager of the enterprise shall be responsible to the General Manager and have the following powers and duties:

- 1) Carry out activities having been provided to him by the General Manager;
- 2) Act on behalf of the General Manager in the absence or inability to perform his/her duties.

# ክፍል አራት ልዩ ልዩ ድ*ንጋጌዎ*ች

#### ፲፰. የበጀት አመት

የድርጅቱ የበጀት ዓመት የክልሱ መንግስት የበጀት አመት ይሆናል።

# ፲፱. ስለሂሳብ መዛግብት አያያዝና ኦዲት

- ፩) ድርጅቱ የተሟሉ፣ትክክለኛ የሆኑና በንግድ አሠራር ተቀባይነት ያላቸውን የሂሳብ መዛግብት ይይዛል፤
- ፪) የድርጅቱ አመታዊ ሂሳብ የበጀት አመቱ በተጠናቀቀ በሶስት ወር ጊዜ ውስጥ የሚዘጋ ይሆናል፤
- ፫ )የድርጅቱ የሂሳብ መዛግብትና ገንዘብም ሆነ ንብረት-ነክ ሰነዶች አስተዳደሩ በሚሰይጣቸው የውጭ አዲተሮች በድርጅቱ የሂሳብ ዓመት መጨረሻ ላይ ይመረመራሉ፤ጉዳዩ ውስብስብ በሆነ ጊዜ ደግሞ አስተዳደሩ የክልሉን ዋና አዲተር መስሪያ ቤት ድጋፍ ሊጠይቅ ይችላል።

# <u>ቖ. ስለትርፍ ድርሻ ክፍያ</u>

ድርጅቱ የሂሳብ ዓመቱ ከተጠናቀቀበት ጊዜ አንስቶ ባሉት ሰባት ወራት ጊዜ ውስጥ የክልሱን መንግሥት የተጣራ ትርፍ ድርሻ አስተዳደሩ በሚወስነው መጠን መስረት ፌስስ ያደር ጋል።

# <u>ኛ፩.ተፈፃሚነት ስለማይኖራቸው ሕጎች</u>

ይህንን ደንብ የሚቃረን ማናቸውም ሴላ ደንብ፣ መመሪያ ወይም የተሰመደ አሰራር በዚህ ደንብ ውስጥ የተሸፊጉ ጉዳዮችን በሚመለከት ተሬጻሚነት አይኖረውም።

#### 

ቦርዱ ይህንን ደንብ በተሟላ ሁኔታ ለማስፈፀም የሚያስፈልጉትን ዝርዝር መመሪያዎች ሲያወጣ ይችላል።

#### <u> ፳፫. ደንቡ የሚወናበት ጊዜ</u>

ይህ ደንብ በክልሱ *መ*ስተዳድር ምክር ቤት ከጸደቀበት ቀን ጀምሮ የፀና ይሆናል።

#### **Part Four**

#### **Miscellaneous Provisions**

#### 18. Fiscal Year

The fiscal year of the enterprise shall be the fiscal year of the regional government.

## 19. keeping Book of Account and Auditing

- 1) The enterprise shall maintain complete, accurate, and commercially acceptable book of account records;
- 2) The annual budget of the enterprise shall be closed within three months of the end of the fiscal year;
- 3) Book of account of the enterprise and financial and property-related documents shall be audited by external auditors appointed by the administration at the end of the enterprise's budget year; also where the issue is complex, the administration may request the assistance of the Office of the Regional Auditor General.

#### 20. Dividends of Net Profit

The enterprise shall invest the regional government's dividends of net profits within seven months of the end of the fiscal year, in accordance with the amount determined by the administration.

#### 21. Inapplicable Laws

Any other regulation, directive or customary practice in contrary with this regulation shall not apply on matters covered by this regulation.

# 22. Power to Issue Directives

The Board may issue particular directives necessary for the full implementation of this regulation.

#### 23. Effective Date

This regulation shall come into force from the date of its approval by the Regional Government Council.

ባህር ዳር ጳጉሜ 3 ቀን/2016 ዓ/ም አሬ*ጋ* ከበደ የአማራ ብሔራዊ ክልላዊ መንግስት ርዕሰ-መስተዳድር **Done at Bahir Dar** 

This 8<sup>th</sup> Day of September 2024

Arega Kebede

Head of Government of The Amhara National Regional State