





የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ

るえひる ケンと ナンルの

FEDERAL NEGARIT GAZETTE

OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

ሃያኛ ዓመት ቁጥር - ፴፯ አዲስ አበባ ማንቦት ፲፬ ቀን ፪ሺ፯ ዓ.ም

በኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ የሕዝብ ተወካዮች **ም**ክር ቤት ጠባቂነት የወጣ 20th Year No. 36 ADDIS ABABA 22nd May, 2014

09(1)-66)

ደንብ ቀጥር ፫፻፰/፪ሺ፮ ዓ.ም

የኢትዮጵያ ኢነርጂ ባለሥልጣን ማቋቋሚያ የ**ሚኒስት**ሮች ምክር ቤት ደንብ....ገጽ ፳ሺሮ፻፱፪

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<u>የኢትዮጵያ ኢነርጂ ባለሥልጣንን ለማቋቋም</u> **የወጣ** የሚኒስትሮች ምክር ቤት ደንብ

የሚኒስትሮች ምክር ቤት የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ አስፌጻሚ አካላትን ሥልጣንና ተግባር ለመወሰን በወጣው አዋጅ ቁጥር ኧጀኧለ**፪ሺ**፫ አንቀጽ ሯ እና አንቀፅ ፴፬ እንዲሁም በኢ<mark>ነርጂ አዋጅ</mark> ቁጥር ፰፻፲/፪ሺ፮ አንቀጽ ፫ መሠረት ይህን ደንብ አውጥቷል።

δ. **አጭ**ር ርዕስ

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

g. ትርጓሜ

በዚህ ደንብ ውስጥ የቃሉ አገባብ የተለየ ትርጉም የሚያሰጠው ካልሆነ በስተቀር፣

- ል/ "አዋጅ" ማለት የኢነርጂ አዋጅ ቁጥር ፰፻፲/፪ሺ፮ ነው፤
- ፪/ በአዋጁ አንቀጽ ፪ የተመለከቱት ትርጓሜዎች ተልጸሚ 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. Definitions

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;

ነጋሪት ኃዜጣ ፖ.ሣ.ቁ ፹ሺል Negarit Gazette P.O.box 80,001

- ፫/ "ሚኒስቴር" ማስት የውሃ፣ መስኖና ኢነርጂ ሚኒስቴር ነው ፤
- ፬/ ማንኛውም በወንድ ጾታ የተገለጸው የሴትንም ይጨምራል።

<u>ሮ</u>. መቋቋም

- ፩/ የኢትዮጵያ ኢነርጂ ባለሥልጣን (ከዚህ በኋላ "ባለሥልጣን" እየተባለ የሚጠራ) የሕግ ሰውነት ያለው ራሱን የቻለ የፌደራል መንግሥት መሥሪያ ቤት ሆኖ በዚህ ደንብ ተቋቁጧል።
- ፪/ ባለሥልጣኑ ተጠሪነቱ ለሚኒስቴሩ ይሆናል።

፬. <u>ዋና መሥሪያ ቤት</u>

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

<u>ራ. ዓላማ</u>

ባለሥልጣኑ የሚከተሉት ዓላማዎች ይኖሩታል ፡-

- ፩/ የኢነርጂ ዘርፉን ተወዳዳሪነት ማበረታታት ፤
- ፪/ ብቃት ያለው፣ አስተማማኝ፣ ፍትሐዊ፣ ኢኮኖሚያዊ እና ከአደጋ ነፃ የሆነ የኤሌክትሪክ አቅርቦትን ማረጋገጥ ፤ እና
- <u>፤</u>/ የኢነርጂ ብቃትና ቁጠባን ማስፋፋትት።

፯. የባለሥልጣት ሥልጣንና ተፃባር

የባለሥልጣኑ የሚከተሉት ሥልጣንና ተግባራት ይኖሩታል ፡-

- ፩/ በአዋጅ አንቀጽ ፬ የተመለከቱትን ሥልጣንና ተማባራት በሥራ ላይ ያውላል ፤
- ፪/ የንብረት ባለቤት ይሆናል፣ ውል ይዋዋላል፣ በስሙ ይክሳል፣ ይክሰሳል፣

- 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;
- 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;
- own property, enter into contracts, sue and be sued in its own name;

may hold a meeting at any time when

E/ ዓሳማዎቹን አውን ለማድረግ የሚያስራልጉ ሌሎች ተግባራትን ያከናውናል።

፯. <u>የባለሥልጣ</u>ጉ አቋም

ባለሥልጣነ :-

- ፩/ የኢነርጂ ቦርዱ (ከዚህ በኃላ "ቦርድ" እየተባለ የሚጠራ)፤
- ፪/ በመንግሥት የሚሾም አንድ ዋና ዳይሬክተር እና እንደአስፈላጊነቱ አንድ ምክትል ዋና ዳይሬክተር፤ እና

፰. የቦርዱ አባላት

- ፩/ ቦርዱ አግባብ ካላቸው መንግሥታዊ
 አካላት ተውጣጥተው በመንግሥት
 የሚሰየሙ ሰብሳቢውን ጨምሮ
 ከአምስት የማያንሱ አባላት
 ይኖሩታል።
- የጣይሰጥ የቦርዱ አባል ይሆናል::
- ፤/ የማንኛውም የቦርድ አባል የሥራ ዘመን አምስት ዓመት ይሆናል፤ ሆኖም ለተጨማሪ የሥራ ዘመን ሕንደገና ሊሰየም ይችላል።
- Ø/ ማንኛውም የቦርድ አባል በቀጥታም ሆነ በተዘዋዋሪ የቦርዱ አባልነቱን በሚባረር ተማባር ላይ መሳተፍ አይኖርበትም።
 - ራ/ አንድ የቦርድ አባል የጥቅም ግጭት ሲያጋጥመው የጥቅም ግጭቱን ለቦርዱ በመግለጽ ይህንነ ጉዳይ ከሚመለከቱ የቦርዱ ስብሰባዎች ራሱን ማግለል ይኖርበታል።

፱. የቦርዱ ሥልጣንና ተፃባር

የቦርዱ ሥልጣንና ተግባር በአዋጁ አንቀጽ *ፎ* የተመስከተው ይሆናል። 3/ perform such other activities as may be necessary for the attainment of its objectives.

7. Organization of the Authority

The Authority shall have:

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

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8. Members of the Board

- 1/ The Board shall have members not less than five in number, including the Chairperson, to be drawn from relevant government bodies and be appointed by the government.
- 2/ The Director General of 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 reappointed for additional terms of office.
- 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 encounters a conflict of interest, he shall disclose such conflict to the Board and withdraw from all 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.

፲. Vs. የቦርዱ ስብሰባ

- ፩/ ቦርዱ በየሁለት ወሩ አንድ ጊዜ ይሰበሰባል፤ ሆኖም አስፈላጊ ሆኖ ሲገኝ በማናቸውም ጊዜ ሊሰበሰብ ይችላል።
- ፪/ በቦርዱ ስብሰባ ላይ ከማማሽ በላይ የሚሆኑ አባላት ከተገኙ ምልዓተ ጉባኡ ይሆናል።
- 11/ POCA ውሳኔ የሚተሳለልው አባላት በስብሰባው 1,2, カナフラ・ በአብዛኛው 2.90g ሲደ7ፍ ነመ ፣ U590 ድምጽ አh-A በአኩል የተከፈስ እንደሆነ ሰብሳቢው ወሳኝ ድምጽ ይኖረዋል።
- ፬/ የዚህ አንቀጽ ወደ ድን*ጋጌዎች* እንደተጠበቁ ሆኖ ቦርዱ የራሱን የስብሰባ ሥነ-ሥርዓት ደንብ ሊያወጣ ይችላል።

፲፩. የዋና ዳይሬክተሩ ሥልጣንና ተፃባር

- § ዋና ዳይሬክተሩ የባለሥልጣን ዋና ሥራ አስፈፃሚ ሆኖ ከሚኒስቴሩ በሚስጠው አጠቃላይ መመሪያ መሠረት የባለሥልጣን ሥራዎች ይመራል፤ ያስተዳድራል።
 - ፪/ የዚህ አንቀጽ ንዑስ አንቀጽ (፩) አጠቃላይ ድን*ጋ*ኔ እንደተጠበቀ ሆኖ ዋና ዳይፊክተሩ ፡-
- የባለሥልጣኑን ድጋፍ ሰጪ **መራተናቸ በፌደራል ሲቪል** ሕንት ሰርቪስ יויטיטס ሕንዲሀ·ም የባለሥልጣነ·ን 9ሳማ በማስፊጸም ሥራ ሳይ የሚሰማሩ ባለሙያዎችን የፌደራል ለ.ሽ.ል ሰርቨ,ስ ሕሎችን siellem ውሆሬታዊ መርሆዎች thire 10079 mil. በሚጸድቅ 000068 יוגועסס the Proclamation. ይቀጥራል፤ ያስተደድራል:

10. Meeting of the Board

- 1/ 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

- 1/ 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 ኘርግራም ያዘ*ጋ*ጀል፤ በመንግሥት ሲጸድቅም ይፊጽማል፤
- መ) ስባለሥልጣት በተልቀደው በጀትና የሥራ ኘሮግራም መሠረት ገንዘብ ወጪ ያደር*ጋ*ል ፤
- ረ) የባለሥልጣኑን የሥራ አልባፀምና የፋይናንስ ሪፖርቶች አዘ*ጋ*ጅቶ ለሚኒስቴሩ ያቀርባል።
- ፫/ ዋና ዳይሬክተሩ ሰባለሥልጣት ሥራ ቅልጥናና በሚያስፌልግ መጠን ሥልጣንና ተግባሩን በክፊል ሰባለሥልጣት ሴሎች ኃላፊዎችና ሠራተኞች በውክልና ሲሰጥ ይችላል።

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የባለሥልጣን በጀት በመንግሥት ይመደባል።

፲፫. <u>የሂሳብ መዛማብት</u>

- §/ ባለሥልጣኑ የተሞሉና ትክክለኛ የሆኑ የሂሣብ መዛግብት ይይዛል።
- ፪/ የባለሥልጣን የሂሣብ መዛግብትና ገንዘብ ነክ ስነዶች በዋና አዲተሩ ወይም ሕርሱ በሚስይመው አዲተር በየዓመቱ ይመረመራሉ።

፲፬. ስለመብቶችና ማዴታዎች መተላለፍ

በኤሌክትሪክ አዋጀ ቁጥር ፲፫ ፳፫፱፫ ፱ ተቆቁሞ የነበረው የኤሌክትሪክ ኤጀንሲ መብትና ማኤታዎች በዚህ ደንብ ለባለሥልጣኑ 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.
- 2/ 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.

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ይህ ደንብ በፌደራል *ነጋሪት 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