



የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ

ፌደራል ነጋሪት ጋዜጣ

FEDERAL NEGARIT GAZETTE

OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

አሥራ ዘጠነኛ ዓመት ቁጥር ፸፩ አዲስ አብባ ሐምሌ 88 ቀን ያሺ፩ ዓ.ም በኢትዮጵያ ፌደራላዊ ዲሞክራሲያዊ ሪፐብሊክ የሕዝብ ተወካዮች ምክር ቤት ጠባቂነት የወጣ

19th Year No. 61 ADDIS ABABA 29th July, 2013

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አዋጅ ቀጥር ያያር/፪ሺ፩ ዓ.ም

አዋጅ ቁጥር ፰፻፫/፪ሺሯ

<u>የኢትዮጵያ</u> ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ <u>አስፌጻሚ አካላትን ሥልጣንና ተግባር ሰመ</u>ወሰን የወጣውን አዋጅ ሰማሻሻል የወጣ አዋጅ

የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ አስ<mark>ፌጻሚ</mark> አካሳትን ሥልጣንና ተግባር ለመወሰን የወጣውን አዋጅ ማሻሻል አስፌሳጊ ሆኖ በመገኘቱ፤

በኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ ህን መንግሥት አንቀጽ ፵፫(፩) መሠረት የሚከተሰው ታውጿል።

δ. አ**ጥ**ር ርዕስ

ይህ አዋጅ "የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ አስፈጻሚ አካላት"ን ሥልጣንና ተማባር ለመወሰን የወጣ (ማሻሻያ) አዋጅ ቁጥር ፳ሂ፫/ሂሺሯ" ተብሎ ሊጠቀስ ይችሳል።

I. THE

የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ አስፈጻሚ አካላትን ሥልጣንና ተማባር ለመወሰን የወጣው አዋጅ ቁጥር ፯፻፲፩/፪ሺ፫ እንደሚከተለው ተሻሽሏል፡-

<u>ጀ</u>/ በአዋጁ አንቀጽ ፱ ስር የሚከተለው አዲስ ንዑስ አንቀጽ (ጽጅ) ተጨምሯል፡-

"ጽል/ የአካባቢና የደን ሚኒስቴር።"

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Definition of Powers and Duties of the Executive organs of the Federal Democratic Republic of Ethiopia (Amendment) Proclamation Page 6990

PROCLAMATION No. 803/2013

A PROCLAMATION TO AMEND THE PROCLAMATION ON THE DEFINITION OF POWERS AND DUTIES OF THE EXECUTIVE ORGANS OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

WHEREAS, it has became necessary to amend the Proclamation on the Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia;

NOW, THEREFORE, in accordance with Article 55(1) of the Constitution of the Federal Democratic Republic of Ethiopia, it is hereby proclaimed as follows:

1. Short Title

This Proclamation may be cited as the "Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia (Amendment) Proclamation No. 803/2013".

2. Amendment

The Definition of Powers and Duties of the Executive Organs of the Federal Democratic Republic of Ethiopia Proclamation No. 691/2010 is hereby amended as follows:

- 1/ the following new sub-article (21) is added under Article 9 of the Proclamation:
 - "21/the Ministry of Environment and Forest."

ነጋሪት ጋዜጣ ፖ.ሣ.ቁ ፹ሺ፩ Negarit Gazeta P.O.box 80,001

- በአዋጁና በሥራ ላይ ባሉ ሌሎች ሕጎች ውስጥ በማናቸውም Mg.G "Phto9 2-1-60 የኮንስትራክሽን ሚኒስቴር" እና "የውሃና ኢነርጂ ሚኒስቴር" የሚሉት ስያሜዎች ሕንደ ቅደም ተከተላቸው "Ph.+09 A 997. የቤቶችና የኮንስትራክሽን ማ.ኒስቴር" እና "POY! ሚኒስቴር" የመስኖና የኢነርጂ በሚሉት ስያሜዎች ተተክተዋል፤
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- the designations "Ministry of Urban Development and Construction" "Ministry of Water and Energy" appearing anywhere in the Proclamation and in other laws, currently in force, are deleted and replaced by the designations "Ministry of Development, Urban Housing Construction" and "Ministry of Water, Irrigation and Energy", respectively;
- paragraph (f) of sub-article (1) of Article 25 of the Proclamation is deleted and replaced by the following new paragraph (f):
 - "f) undertake studies for setting general directions for citizens to acquire residential houses compatible with their own means; provide capacity building support to regions implementation of same;"
- Articles 33, 34, 35, 36, 37 and 38 of the Proclamation are renumbered as Articles 34, 35, 36, 37, 38 and 39, respectively, and the following new Article 33 is added:

"33. The Ministry of Environment and **Forest**

- The Ministry of Environment and Forest shall have the powers and duties to:
 - coordinate measure to ensure that the environmental objectives provided under the Constitution and the basic principles set out in the environmental policy Ethiopia are realized;
 - b) establish a system environmental impact assessment of public and private projects, as well as social and economic development policies, strategies, laws and programmes;
 - c) prepare a mechanism that promotes social, economic and environmental justice channel the major part of any benefit derived thereof to the affected communities to of emissions reduce greenhouse gases that would otherwise have resulted from deforestation and forest degradation;

- መ) ለአየር ንብሬት የማይበገር አረንጓዴ ኢኮኖሚን በየዘርፉና በየክልሱ ለመገንቢያ የሚውል ሃብት የሚያስገኙ ተግባራት ዝግጅትን ያስተባብራል፤ የአቅም ግንባታ ድጋጭንና የምክር አገልግሎትን ይሰጣል፤
- ሆ) በአካባቢ ተፅኖ ማምገማ አዋጅ መሰረት ለልማት ፕሮጀክት የይሁንታ ልቃድ ከመሰጠቱ በፊት የፕሮጀክቱ ትግበራ በአካባቢ ላይ የሚያስከትለው አለታዊ ተፅኖ በሚመለከተው የዘርፍ የል.ቃድ ስካል OP.yo በማ.መለከተብት han. አካል 4-190999 Phaa (D.17). የሚወስደብትን 10C37. P.114.2013 1.706.0.79 56.27706 1
- 4) P.1.6.TC ሃብቶች መሠረትን፣ በረሃ ማንትን፣ ደንን፣ አደባኛ ንጥረነገሮችንና የኢንዱስትሪ ዝቃጮችን እንዲሁም ሰው ሰራሽ የአካባቢ አደጋዎችን የሚመለከተ። በኢትዮጵያ የሀደቱ አህጉራዊና ዓለም ስምምነቶችን አቀሳ.ዊ የአካባበ. ድማማሞሽ፣ 24-07-Ahhh. (D.8.90 የእርምጃ ክፍተት ሳይልጠር አቀናጅቶ የሚያስተንብር መርሐንብርን ያዘጋጃል፣ መመሪያዎችን ያወጣል ፤ OPHC4-5 በየአስተዳደር እርከት መተግበራቸውንም ይከታተሳል፤
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- ሽ) ኢትዮጵያ አባል የሆነችባቸውን ዓለም አቀፍ የአካባቢ ስምምነቶች ለመተግበር ፖሊሲዎችን፣ ተፈላ2 PIPY. ስልቶችን፣ ሕጎችንና መርሐ ግብሮችን いるかの SHAZAA OLT SOUTONAI እንዲዘጋጁ ሃሳብ **አዘ**ንጃጀታቸውን ያስተባብራል ፤ ሲፈቀዱም በሥራ ሳይ መዋሳቸውን 8427MA!

- d) coordinate actions on soliciting the resources required for building a climate resilient green economy in all sectors and at all governance levels as well as provide capacity building support and advisory services;
- e) establish a system for the evaluation of the environmental assessment of impact investment projects submitted by their respective proponents by the concerned sectoral licensing organ or concerned regional organ prior to granting a permission for their implementation in accordance with the Environmental Impact Assessment Proclamation:
- f) prepare programmes and directives for the synergistic implementation and follow up of environmental agreements ratified by Ethiopia pertaining to the natural resources base, desertification. forests. hazardous chemicals, industrial and anthropogenic wastes environmental hazards with the objective of avoiding overlaps, wastage of resources gaps during their implementation in all sectors and at all governance levels;
- g) take part in the negotiations of international environmental agreements and, as appropriate, initiate a process of their ratification;
- h) formulate or initiate and coordinate the formulation of policies, strategies, laws and programs to implement international environmental agreements to which Ethiopia is a party; and upon approval, ensure their implementation;

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- ተ) ዘላቂነት የጎደለው የተልጥሮ ሀብቶች かのチチダッド A902:7: Phillips ጉስቀልናን ወይም ብክለትን ለመከሳከል ACTRON. noy shira. Pargir **切尺字 中四日乙沙兰 日里。夕子 西西南夕**沙 በተመለከተ ሃማብ ያቀርባል፣
- ቸ) የአካባቢ መረጃ አስባስብን፣ አደረጃደትን እና አጠቃቅምን የሚያቀሳጥና የአካባቢ OUZE MC97-7 PHZ2AI
- The state of the s PR3 h88313: 114, 4.2. cose of the 4.44 6.4.4.00 422777 Parthy E 179. U.9" 747380 8 MG ዕድልን POT 5.7 C የብክኖሎጂ gocon Con 77763 ያስተባብራል፣ እ'\$\$. 206.0274:9" 6A 514.46!
- ነ) አማባብነት ባላቸው የሕግ ድንጋንዶች PANOU.S and C. 123 TACK STO **ግዲታዎች** መከበራቸውን ለማፈጋገጥ በፌደራሉ ሥልጣን ሥር ወደሚገኝ TYTOP OOLD: PYC THE WEST ሌላ ቦታ ይገባል፣ ኃላፊንቱን ለመወጣት TIME US STONY STRONG THE ያ.ሊትካል፣ ዓመ-ናዎችን ይመስዛል፣

- i) formulate environmental safety policies and laws on the production. importation. management and wilization of hazardous substances or wastes, as well as on the development genetically medified organisms and the importation, handling and utilization of genetically modified and allen species, and ensure their implementation;
- the j) prepare or Cause preparation of environmental cost benefit analysis accounting formulate 30 used system be to development plans investment programs and, as the case may be, monitor their application.
- k) propose incentives CH disincentives to discourage practices that may hamper the sustainable use of natural resources or the prevention of environmental degradation or pollution;
- establish an environmental information system that efficiency promotes environmental data collection. management and use;
- m) coordinates and as may be appropriate carry out, research technology transfer and activities that promotes the the sustainability of and the environment conservation and use of forest as well as the equitable sharing of benefits accruing from them while creating opportunities for green jobs;
- n) in accordance with provisions of the relevant laws, enter any land, premises or any other place that falls under the federal jurisdiction. inspect anything and take samples as deemed necessary with a view to discharging its and ascertaining duty with compliance requirements of environmental protection and conservation of forest;

- ኝ) የአንሪቱን የአካባቢና የደን እንዲሁም ለአየር ንበረት POPENIC አረንጓዴ ኢኮኖሚን በሚመለከት ዘንባን በየወቅቱ እያዘጋጀ ያስራጫል!
- እ) መደበኛ ያልሆኑ የአካባቢ ትም**ሀር**ት መርሃ ግብሮችን ያስፋፋል፣ ትምህርቱን ይሰጣል፣ አካባቢያዊ ጉዳዮችን በመደበኛ ትምህርት ሥርዓተ ትምህርት ውስጥ ለማካተት አማባብ ካላቸው መሥሪያ ቤቶች ጋር ትብብር ያደርጋል።
- E/ New G 12 ባለ የሌሎች ሕጎች ድንጋጊዎች መሠረት ደንን በሚመለከት ለግብርና ሚኒስቴር ተሰጥተው የነበሩ ሥልጣንና ナクリムナ UHLU አዋጅ ለአካባቢና የደን ሚኒስቴር ተሰጥተዋል።"
- *ዬ/ በእዋጁ አንቀጽ ፴፮ (በዚህ አንቀጽ ንዑስ አንቀጽ* (፬) ቀጥሩ እንደተስተካከሰው) ንዑስ አንቀጽ (፩) ስር የሚከተለው አዲስ ፊደል (4) ተጨምሯል:-
 - "ረ) የአካባቢ ጥበቃ አካላት ማቋቋሚያ አዋጅ ጀሮንሯ/፲፱፻፺ሯ ከአንቀጽ ፫ እስከ አንቀጽ ፲፫።"
- %/ በአዋጁ **አንቀ**ጽ (NHLV 切3 አንቀጽ አንቀጽ እንደተስተካከሰው) ቁጥሩ ስር የሚከተለው አዲስ ንውስ $(I\delta)$ ተጨምሯል:-
 - "፲፩/በአዋጅ **\$TC** 887&/TU87& ተቋቁም የነበረው የአካባቢ ጥበቃ ባስሥልጣን መብትና ግዬታዎች በዚህ አዋጅ ለአካባቢና የደን ሚኒስቴር ተሳልፈዋል።"

f. አዋጁ የሚፀናበት ጊዜ

49.90 አዋጅ በፌደራል ነጋሪት ጋዜጣ ከወጣበት ቀን ጀምሮ የፀና ይሆናል።

አዲስ አበባ ሐምሌ *ճ*ያ ቀን <u>ያ</u>ሺይ ዓ.ም 7C7 BARZECZA የኢትዮጵያ ፌደራሳዊ ዲሞክራሲያዊ ሪፐብሊክ ፕሬዚዳንት

- prepare and disseminate a periodic report on the state of the country's environment and forest as well as climate resilient green economy;
- promote and provide non-(p) formal environmental education programs, cooperate with the competent organs with a view to environmental integrating concerns in the regular educational curricula.
- 2/ The powers and duties given to the Ministry of Agriculture, with respect to matters relating to forest, by the provisions of other laws currently in force, are hereby given to the Ministry of Environment and Forest."
- the following new paragraph (f) is added under sub-article (1) of Article 36 of the Proclamation (as re-numbered pursuant to sub-article (4) of this Article):
 - "f) from Article 3 to Article 13 of the Environmental Protection **Organs** Proclamation Establishment No. 295/2002."
- 6/ the following new sub-article (11) is added under Article 37 of the Proclamation (as renumbered pursuant to sub-article (4) of this Article):
 - "11/The rights and obligations of the Environmental Protection Authority reestablished under Proclamation No. 295/2002 are hereby transferred to the Ministry of Environment and Forest."

3. Effective Date

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

Done at Addis Ababa, this 29th day of July, 2013.

GIRMA WOLDEGIORGIS PRESIDENT OF THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA