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MAGALATA OROMIYAA
መገልጻት ኢትዮጵያ
MEGELETA OROMIA

Gatiin Tokko	To'annoo Caffee Mootummaa Naannoo Oromiyaatiin Kan Bahe	Lakk. S. Poostaa 21383-1000
ደንዱ ዋጋ	በኦሮሚያ ብሔራዊ ክልላዊ መንግሥት ም/ቤት ጠባቂነት የወጣ	የፖ.ሣ.ቁጥር
Unit Price		P.O.Box

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Labsii Bulchiinsaafi Itti Fayyadama Lafa Baadiyyaa Naannoo Oromiyaa Lak. 56/1994 Fooyyessuuf Bahe	የኦሮሚያ ብሔራዊ ክልላዊ መንግስት መስተዳድር የመሬት አስተዳደርና አጠቃቀም አዋጅ ቁጥር ፶፮/፲፱፻፺፬ን ለማሻሻል የወጣ አዋጅ	Proclamation to Amend the Proclamation No. 56/2002, of Oromia Rural Land Use and Administration
birgi qabiyyee lafa qotee bulaa seeraan haa mirkanaa'u malee tooftaa adda addaa kan akka waliigaltee gurgurtaa-qabeenyaa-dhaabbataa raawwachuudhaan dabasiifamaa waan jiruuf;	የአርሶ አደሩ የመሬት ባለቤትነት በሕግ የተረጋገጠ ቢሆንም በተለያዩ ዘዴዎች የቋሚ ንብረት ሽያጭ ስምምነት በማድረግ እየተላለፈ በመሆኑ፤	WHEREAS, eventhough the right of possese/own land is set by law it is transfered to others in the name of an agreement of selling fixed assets;
Kanaaf kan kkf dhoorkuudhaafis Labsii Bulchiinsaafi Itti Fayyadama Lafa Baadiyyaa Lak. 56/1997 fooyyessuun waan barbaachiseef;	በመሆኑም ይህንን የመሳሰለውን ለማገድ የመሬት አስተዳደርና አጠቃቀም አዋጅ ቁጥር ፶፮/፲፱፻፺፬ን ማሻሻል አስፈላጊ ሆኖ በመገኘቱ፤	WHEREAS, it is found necessary to amend Land Use and Administration Proclamation No. 56/2002;
Akkaataa Heera Fooyya'aa Naannichaa Keewwata 49 (3) (a) tiin kan armaan gadii labsameera.	በተሻሻለው የኦሮሚያ ሕገ መንግሥት አዋጅ ቁጥር ፵፮/፲፱፻፺፬ አንቀፅ ፵፱(፫)(ሀ) መሠረት የሚከተለው ታውጏል፡፡	NOW, THEREFORE, in accordance with the Revised Constitution of Oromia Regional State No. 46/1994 Article 49 (3) (a) , it is hereby proclaimed as follows:
<u>1. Mata Duree Gabaabaa</u>	<u>፩. አጭር ርዕስ</u>	<u>1. Short Title</u>
Labsiin kun “ Labsii Bulchiinsaafi Itti Fayyadama Lafa Baadiyyaa Naannoo Oromiyaa Lak. 56/1994 Fooyyessuuf Bahe Labsii Lak. 103/1997” jedhamee waamamuu ni danda'a.	ይህ አዋጅ “የኦሮሚያ ብሔራዊ ክልላዊ መንግስት መስተዳድር የመሬት አስተዳደርና አጠቃቀም አዋጅ ቁጥር ፶፮/፲፱፻፺፬ን ለማሻሻል የወጣ አዋጅ” ተብሎ ሊጠራ ይችላል፡፡	This proclamation may be cited as the “Proclamation to Amend the Proclamation No. 56/2002, of Oromia Rural Land Use and Administration Proclamation No. 103/2005”.

2. Tumaatota Fooyya'aman

Labsiin Bulchiinsaafi Itti Fayyadama Lafa Baadiyya Mootummaa Naannoo Oromiyaa Lak. 56/1994 akka armaan gadii itti fooyya'eera.

Keewwata 6 (2) itti aanee keewwattonni haarawaa 6(3), 6(4), 6 (5), 6 (6), fi 6 (7) dabalamanii jiru.

"3) Waliigalteen gurgurtaa hundee bunaa, hundee jimaa, hundee paappayyaa, hundee burtukaanaa, qabeenyaa dhaabbataa kkf, kan lafa qotee bulaarratti argaman kamiyyuu namicha qabeenyicha biteef mirga qabiyyee lafichaa waggaa sadii 'ol hin kennisisuuf.

4) Waliigalteen akkaataa Keewwata Xiqqaa (3)n seename kamiyyuu seera fuulduratti fudhatama kan qabaatu yoo kan armaan gadii guute qofaadha.

(a) Qabeenyi gurgurame kun kan qubatee jiru walakkaa bal'ina qabiyyee lafa qotee bulaa gurgurate kan hin caalle yoo ta'eefi;

(b) Waliigaltichi qaama Mootummaa dhimmi ilaaluun yoo mirkanaa'ee galmaa'e;

5) Idaa dhuunfaa sababeeffachuudhaan, raawwatiisa murtee qotee bulaarratti raawwatamuun, qotee bulaan kamiyyuu qabiyyee lafa isaa irraa buqqa'ee qabiyyeen lafitichaa nama ykn dhaabbataa dhuunfaa kamiittuu hin darbu.

6) Raawwiin murtee kamiyyuu qabeenya lafa qotee bulaa irraa jiruurratti raawwatama yoo ta'e;

(a) Qabeenyichi kan qubatee jiru walakkaa qabiyyee lafa qotee bulaa kan hin caalleefi,

(b) Waggaa sadii yeroo hin caalle keessatti raawwatamee lafichi qotee bulaaf kan deebi'u ta'uu qaba.

7) Waggaa sadii keessatti raawwiin murtee xumuramee yoo dhumuu baate qabeenya lafa-waliin-hin-qabanneratti qofa raawwatama."

3. Yeroo Labsichi Itti Ragga'u

Labsiin kun guyyaa Qaammee 1 bara 1997 irraa eegalee kan hojjiirra oolu ta'a.

Finfinnee,
Qaammee 1 bara 1997

Juneeydii Saaddoo
Pireezidaantii Bulchiinsa Mootummaa
Naannoo Oromiyaa

፪. የተሻሻሉ አንቀጾች

የኦሮሚያ ብሔራዊ ክልላዊ መንግስት መስተዳድር የመሬት አስተዳደርና አጠቃቀም አዋጅ ቁጥር ፶፮/፲፱፻፺፬ን ለማሻሻል የወጣ አዋጅ ከዚህ እንደሚከተለው ተሻሽሏል፡፡

ከአንቀጽ ፮(፪) ቀጥሎ አዳዲስ አንቀጾች ፮(፫)፣ ፮(፬)፣ ፮(፭)፣ ፮(፮) እና ፮ (፯) ተጨምረዋል፡፡

"፫" በአርሶ አደሩ መሬት ላይ የሚገኙ ማናቸውም የቡና፣ የጫት፣ የፓፓያ፣ የብርትኳን ተክሎች፣ ቋሚ ንብረትና የመሳሰሉት ንብረቱን ለገዛው ሰው ከሶስት አመት በላይ በመሬቱ የመጠቀም መብት አያሰጠውም፡፡

፬) በንዑስ አንቀጽ ፫ መሠረት የተገባ ማናቸውም ስምምነት በሕግ ፊት ተቀባይነት የሚኖረው ከዚህ በታች የተመለከቱትን ካሟላ ብቻ ነው፡፡

(ሀ) የተሸጠው ንብረት የያዘው መሬት ሻጩ አርሶ አደር ከያዘው መሬት ከግማሽ ያልበለጠ ከሆነ፣

(ለ) ስምምነቱም ጉዳዩ በሚመለከተው የመንግስት አካል ተረጋግጦ ከተመዘገበ፣

፭) የግል አዳን ምክንያት በማድረግ በአርሶ አደሩ ላይ በሚከናወነው የፍርድ አፈጻጸም ማንኛውም አርሶ አደር ከመሬት ባለቤትነቱ ተፈናቅሎ የመሬቱ ንብረትነት ለማንኛውም ሰው ወይም ድርጅት አይተላለፍም፡፡

፮) ማንኛውም የፍርድ አፈጻጸም በአርሶ አደሩ መሬት ላይ ባለው ንብረት ላይ የሚፈጸም ከሆነ፡

(ሀ) ንብረቱ ያረፈበት መሬት ከአርሶ አደሩ መሬት ከግማሽ በላይ የማይልበጥ ከሆነና፣

(ለ) ከሶስት አመት በማይበልጥ ጊዜ ተጠናቆ መሬቱ ለአርሶ አደሩ የሚመለስ መሆን ይኖርበታል፡፡

፯) በሶስት አመት ውስጥ የውሳኔው አፈጻጸም ተጠናቆ የማያልቅ ከሆነ ከመሬቱ ጋር ባልተያያዘ ንብረት ላይ ብቻ ይከናወናል፡፡"

፫. አዋጁ የሚፀናበት ጊዜ

ይህ አዋጅ ጳጉሜ ፩ ቀን ፲፱፻፺፯ ዓ.ም ጀምሮ ስራ ላይ ይውላል፡፡

ፌታፌ፤ ጳጉሜ ፩ ቀን ፲፱፻፺፯ ዓ.ም

ጁኔይዲ ላዶ
የኦሮሚያ ብሔራዊ ክልላዊ መንግስት
መስተዳድር ፕሬዝዳንት

2. Amended Articles

Proclamation No. 56/2002, of Oromia National Regional State Rural Land Use and Administration is amended as follows:

New Sub-Articles 6(3), 6(4), 6(5), 6(6) and 6(7) are added after Sub-Article 6(2).

"3) Selling of products of fixed assets like coffee, mango, papaya, orange shall not give the right to the buyer, of using the land for more than three years.

4) Any agreement done in accordance with Sub-Article 3 of this Article is acceptable by the law under the following conditions.

(a) If the land occupied by the product be sold did not exceed half of the total land holding of the farmer;

(b) If the agreement is approved and registered by the concerned government body;

5) Any peasant shall not be evicted from his holding and his holding shall not be transferred to any body or organization due to execution of judgement.

6) Should the execution of judgement be applied on the property

(a) If the land occupied by the property does not exceed more than half of the holding of the peasant;

(b) Shall be returned to the peasant within no more than three years.

7) If the execution of the judgment is not concluded within three years, it shall apply only on the property not attached with the land."

3. Effective Date

This proclamation shall enter into force as of September 6, 2005.

Done at Finfinee, September 6, 2005

Juneydi Sado

President of Oromia National
Regional Government