

Waggaa 24th..... Lak.5/2008
 ጳጳሳዊ ዓመት..... ቁጥር.....፩/፪ሺ፰
 24thyear No. 5/2016



Finfinnee,..... Bitootessa 25, Bara 2008
 ፊንፊንኤ፣ መጋቢት ፳፭ ቀን ፪ሺ፰
 Finfine,..... April 3, 2016

MAGALATA OROMIYAA

L μ E p % Z M !

MEGELETA OROMIA

Gatiin Tokkoo Qarshii 2.50 ተጽእኖ "ግ" 2 ብር ፶ Unit Price Birr 2.50	To'annoo Caffee Mootummaa Naannoo Oromiyaatiin Kan Bahe ከዓመታዊ ስራዎች ለግብርና ለማቋቋም የወጣ አዋጅ ቁጥር ፩/፪ሺ፰ በጨረራ ኦሮሚያ ምክር ቤት ይፋ	Lak. S. Poostaa 21383-1000 ዴ.ቢ.ዲ.ዲ.ዲ.21383-1000 P.O.Box 21383-1000
<u>LabsiiLak. 196/2008</u> Labsii Magaalota Mootummaa Naannoo Oromiyaa Irra Deebiidhaan Hundeessuuf Bahe Lak. 195/2008 Fooyyessuuf Bahe, Lak. 196/2008.....Fuula 1	<u>አዋጅ ቁጥር. ፩/፪ሺ፰</u> የኦሮሚያ ክልላዊ መንግስት የከተሞች አዋጅ እንደገና ለማቋቋም የወጣ አዋጅ ቁጥር ፩/፪ሺ፰ ለማሻሻል የወጣ አዋጅ.....ገጽ ፩	<u>Proclamation No. 196/2016</u> A Proclamation to Amend Oromia Regional Government Cities Re-establishment Proclamation No.195/2016.....Page 1
Labsii Magaalota Mootummaa Naannoo Oromiyaa Irra Deebi-idhaan Hundeessuuf Bahe Lak. 195/2008 Fooyyessuuf Bahe, Lak. 196/2008 Labsii Magaalota Mootummaa Naannoo Oromiyaa Lak. 195/2008 keessatti keewwattoota muraasa fooyyessuun barbaachisaa ta'ee waan argameef; Akkaataa Heera Mootummaa Naannoo Oromiyaa Fooyya'ee Bahe Lak. 46/94 keewwata 49 (3) (a) tiin kan kanatti aanu labsamee jira.	የኦሮሚያ ክልላዊ መንግስት የከተሞች አዋጅ እንደገና ለማቋቋም የወጣ አዋጅ ቁጥር ፩/፪ሺ፰ ለማሻሻል የወጣ አዋጅ ከኦሮሚያ ክልላዊ መንግስት የከተሞች አዋጅ ቁጥር ፩/፪ሺ፰ ውስጥ የተወሰኑ አንቀጾችን ማሻሻል አስፈላጊ ሆኖ በመገኘቱ፤ ተሻሻሎ በወጣው የኦሮሚያ ክልላዊ መንግስት ህገ-መንግስት ቁጥር ፵፮/፲፱፻፺፬ አንቀጽ ፵፱(፫) (ሀ) መሠረት የሚከተለው ታውጧል፡፡ ፩) አጭር ርዕስ ይህ አዋጅ "የኦሮሚያ ክልላዊ መንግስት የከተሞች አዋጅ እንደገና ለማቋቋም የወጣ አዋጅ ቁጥር ፩/፪ሺ፰ ለማሻሻል የወጣ አዋጅ ቁጥር ፩/፪ሺ፰" ተብሎ ሊጠቀስ ይችላል፡፡	A Proclamation to Amend Oromia Regional Government Cities Re-establishment Proclamation No.195/2016 Whereas, it is found necessary to amend some Articles from Oromia Regional State Government Cities Proclamation No. 195/2016; Now, therefore, in accordance with Article 49 (3) (a) of the Revised Constitution of Oromia Regional Government No. 46/2002, it is proclaimed as follows. 1.Short Title This Proclamation may be cited as " Proclamation No. 196/2016, a Proclamation to Amend Oromia Regional State Cities Re-establishment Proclamation No.195/2016."
1. Mata Duree Gabaabaa Labsiin kun “Labsii Magaalota Mootummaa Naannoo Oromiyaa Irra Deebiidhaan Hundeessuuf Bahe Lak.195/2008 Fooyyessuuf Bahe Labsii Lak. 196/2008” jedhamee waamamuu ni danda’a.		

2. Fooyya'iinsa

Labsiin Lak. 195/2008 akka armaan gadiitti fooyya'ee jira:

- 1) Keewwatni 2(14) fi keewwatni 5 (1) (a)'n haqamanii keewwatootni xiqqaan itti aanaan wal jalaa siqanii kan dubbifaman ta'a.
- 2) Keewwata 2(3), 5 (4 fi 11), 12 (2 fi 3), 23 (3), 28 (1 fi 5), 33 fi 34 keessatti jechi 'Riijiyoo Poolis' jedhu haqamee jira.
- 3) Keewwatni 5 (12) haqamee kan kanatti aanuun bakka bu'ee jira: 5 (12)' Guddinni sadarkaa magaalaa Mana Maree Bulchiinsa magaalaa qabannii fi mana qopheessaa kan kennamu Biiron dhiyaatee Mana Maree Bulchiinsa Mootummaa Naannichaatiin yoo murtaa'e qofa dha. Tarreeffamni isaa Dambii bahuun kan murtaa'u ta'a.
- 4) Keewwata 5 (12) tti aanee keewwatni xiqqaa haaraan 13 dabalamee jira: 5(13)' Guddinni Magaalaa Mana Qopheessaa Guddattuu Waajjira Industirii fi Misooma Magaalaa Godinaatiin dhiyaatee Biiron kan mirkanaa'u ta'a. Tarreeffamni isaa Dambii bahuun kan murtaa'u ta'a.
- 5) Keewwatni 6(1) haqamee kan kanatti aanuun bakka bu'ee jira: 6(1)' Jiraattonni iddoo murtaa'aa tokko keessa jiraatanii fi baay'inni ummata isaanii 2,000 fi isaa ol ta'e gaaffiin qaa-ma seerummaa magaalummaa karaa bakka bu'oota isaanii Waajjira Industirii fi Misooma Magaalaa Godinaatti erga dhiyaatee booda Biiroodhaan kan murtaa'u ta'a.
- 6) Keewwatootni 9 fi 10 haqamanii keewwatootni itti aananii jiran waljalaa siqanii kan dubbifaman ta'a.

፪) ማሻሻያ

አዋጅ ቁጥር ፻፲፭/፪ሺ፰ እንደሚከተለው ተሻሽሏል፤

፩) አንቀፅ ፪(፲፬) እና አንቀፅ ፭(፩) (ሀ) ተሰርዘው ቀጥለው ያሉት ንዑስ አንቀጾች በመሸጋሸግ የሚነበቡ ይሆናል፤

፪) አንቀፅ ፪(፫)፣ ፭(፬ እና ፲፩)፣ ፲፪(፪ እና ፫)፣ ፳፫(፫)፣ ፳፰(፩ እና ፭)፣ ፴፫ እና ፴፬ ውስጥ የነበረው "ሪጂዮፖሊስ" የሚለው ቃል ተሰርዟል፤

፫) አንቀፅ ፭(፲፪) ተሰርዞ በሚከተለው ተተክሏል፤
፭(፲፪) የከተማ አስተዳደር ምክር ቤት ያላቸው ከተሞችና የማዘጋጃ ከተማ የደረጃ ዕድገት የሚሰጠው በቢሮው ቀርቦ በክልሉ መንግስት መስተዳድር ምክር ቤት ከተወሰነ ብቻ ነው። ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል።

፬) ከአንቀፅ ፭(፲፪) ቀጥሎ አዲስ ንዑስ አንቀፅ ፲፫ ተጨምሯል፤
፭(፲፫) በማደግ ላይ ያለ የማዘጋጃ ቤት ከተማ ዕድገት በዞኑ ኢንዱስትሪና ከተማ ልማት ዕህፈት ቤት ቀርቦ በቢሮው የሚወሰን ይሆናል፤

፭) አንቀፅ ፮(፩) ተሰርዞ በሚከተለው ተተክሏል፤
፮(፩) የህዝብ ብዛታቸው ፪ሺህ እና ከዚያ በላይ የሆነና በተወሰነ ቦታ የሚኖሩ ነዋሪዎች የከተማነት ህጋዊ ሰውነት ጥያቄ በተወካዮቻቸው በክልሉ ለዞን ኢንዱስትሪና ከተማ ልማት ዕህፈት ቤት ከቀረበ በኋላ በቢሮው የሚወሰን ይሆናል፤

፮) አንቀፅ ፱ እና ፲ ተሰርዘው ቀጥሎ ያሉት አንቀጾች በመሸጋሸግ የሚነበቡ ይሆናል፤

2. Amendment

Proclamation No.195/2016 is hereby amended as follows:

- 1) Article 2(14) and Article 5(1) (a) are cancelled and the other subsequent sub-articles shall be read by moving away from each other consecutively.
- 2) The term 'regio-polis' in articles 2(3), 5(4 and 11), 12(2 and 3), 23(3), 28(1 and 5), 33 and 34 is cancelled.
- 3) Article 5(12) is cancelled and replaced by the following:
5(12) The grade promotion of the cities which have city administration council and municipality shall be provided only where it is submitted by the Bureau and decided by the Regional State Administration Council. Its particulars shall be decided by the regulation to be issued.
- 4) Following Article 5(12), a new sub-article 13 is added.
5(13) The grade promotion of the growing municipality city shall be submitted by the Zonal Industry and Urban Development Office and approved by the Bureau. Its particulars shall be decided by the regulation to be issued.
- 5) Article 6(1) is cancelled and replaced by the following:
6(1) The request for legal personality of the residents of particular area whose population size is 2000 and above shall be decided by the Bureau after it has been submitted Zonal Industry and Urban Development Office through their representatives.
- 6) Articles 9 and 10 are cancelled and the subsequent articles shall be read by moving away from each other consecutively.

- 7) Keewwatni 18 (1) haqamee kan kanatti aanuun bakka bu'ee jira: 18(1)' Heera Mootummaa Naannichaatiin Mana Maree Aanaaf aangoon kenname Mana Maree Magaalotaa kees-sattis raawwatiinsa kan qabaatu ta'ee, Labsii Lak. 195/2008 keew-wata 11 jalatti aangoo fi hojii Magaalotaaf kenname hojiirra ni oolcha; hojiirra akka oolu ni taasisa.
- 8) Keewwatoota 2 (8), 2 (15), 5 (11), 12 (1)(b fi c), 12 (2), 14 (1 - 3), 17 (3), 32, 32 (1-5), 33, 34 (3, 4, 6 fi 7), 36, 40, 54(2) jalatti jechi "Aanaa Magaalaa" jedhamee ibsame haqamee jecha 'Kutaa Magaalaa' jedhuun bakka bu'ee jira.
- 9) Keewwatni 32 (1) haqamee kan kanatti aanuun bakka bu'ee jira: 32(1)' Kutaan Magaalaa gurmaa'insa Bulchiinsa Magaalaatti aanu ta'ee, ummata 40,000 fi isaa oliin gurmaa'uu ni danda'a. Tarreefamni isaa Dambii bahuun kan murtaa'u ta'a.
- 10) Keewwatni 35 (3) haqamee kan kanatti aanuun bakka bu'ee jira: 35(3)' Magaalota qaama seerummaa qaban keessatti Gandi Magaalaa baay'ina ummataa 5,000 fi isaa oliin hundaa'uu ni danda'a. Tarreefamni isaa Dambii bahuun kan murtaa'u ta'a.
- 11) Keewwata 36 jalatti kan tumame haqamee kan kanatti aanuun bakka bu'ee jira.
- 36'. Aangoo fi Hojii Ganda
- 36 (1)' Aangoo fi hojiin Heera Mootummaa Naannichaatiin Bulchiinsa Gandaatiif kenname Bulchiinsa Ganda Magaalaa irrattis raawwatiinsa ni qabaata.

- ፯)አንቀፅ ፲፰(፩) ተሰርዞ በሚከተለው ተተክቷል፡
- ፲፰(፩) በክልሉ ህገ-መንግስት መሰረት ለወረዳ ምክር ቤት የተሰጠው ሥልጣን በከተሞች ምክር ቤት ላይም ተፈጻሚነት የሚኖረው ሆኖ በአዋጅ ቁጥር ፻፺፮/፪ሺ፰ አንቀፅ ፲፩ መሰረት ለከተሞች የተሰጠውን ሥልጣንና ተግባር ሥራ ላይ ያውላል፤ በሥራ ላይ እንዲውል ያደርጋል፡፡
- ፰)አንቀፅ ፪(፰)፣ ፪(፲፭)፣ ፭(፲፩)፣ ፲፪(፩) (ለ እና ሐ)፣ ፲፪(፪)፣ ፲፬(፩-፫)፣ ፲፯(፫)፣ ፴፪፣ ፴፪(፩-፭)፣ ፴፫፣ ፴፬(፫ ፣ ፬፣ ፮ እና ፯)፣ ፴፮፣ ፵፣ ፶፬(፪) ስር "የከተማ ወረዳ" በማለት የተገለፀው ቃል ተሰርዞ "ክፍለ ከተማ" በሚለው ቃል ተተክቷል፤
- ፱)አንቀፅ ፴፪(፩)ተሰርዞ በሚከተለው ተተክቷል፡
- ፴፪(፩) ክፍለ ከተማ ከከተማ መስተዳደር ቀጥሎ ያለ መዋቅር ሆኖ 40, 000 እና ከዚያ በላይ በሆነ የህዝብ ብዛት ሊደራጅ ይችላል፡፡ ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል፤
- ፲) አንቀፅ ፴፭(፫) ተሰርዞ በሚከተለው ተተክቷል፡
- ፴፭(፫) ህጋዊ ሰውነት ባላቸው ከተሞች ውስጥ ፳ሺህ እና ከዚያ በላይ በሆነ የህዝብ ብዛት የከተማ ቀበሌ ሊመሰረት ይችላል፡፡ ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል፤
- ፲፩) አንቀፅ ፴፮ ስር የተደነገገው ተሰርዞ በሚከተለው ተተክቷል፤
- ፴፮) የቀበሌ ሥልጣንና ተግባር
- ፴፮(፩) በክልሉ ህገ-መንግስት መሰረት ለቀበሌ መስተዳደር የተሰጠው ሥልጣንና ተግባር በከተማ ቀበሌ መስተዳደር ላይም ተፈጻሚነት ይኖረዋል፡፡

- 7) Article 18(1) is cancelled and replaced by the following:
18(1) The power vested in District Council by the Regional State Constitution shall be applicable on the Cities Council; and it shall implement; cause the implementation of the power and duties provided to the cities under Article 11 of proclamation No.195/2016.
- 8) The term described as "City District" under Articles 2(8), 2(15), 5(11), 12(1) (b and c), 12(2),14(1-3), 17(3), 32, 32(1-5), 33, 34(3,4,6 and7), 36, 40, 54(2) is cancelled and replaced by the term sub-city.
- 9) Article 32(1) is cancelled and replaced by the following:
32(1) A sub-city shall be a structure next to the city administration and may be organized by the population size of 40,000 and above. Its particulars shall be decided by the regulation to be issued.
- 10) Article 35(3) is cancelled and replaced by the following:
35(3) In the cities having legal personality, a city kebele may be established by population size of 5,000 and above. Its particulars shall be decided by the regulation to be issued.
- 11) A provision stipulated under article 36 is cancelled and replaced by the following:
36 Power and Duties of Kebele:
36(1) The power and duties vested in the kebele Administration by the Regional State Constitution shall also be applicable on the City kebele Administration.

36(2)' Keewwata kana keewwata xiqqaa 1 jalatti kan tumame akkuma eegametti ta'ee, magaalota kutaa magaalaa qaban keessatti bulchiinsi ganda magaalaa aangoo fi hojii kutaa magaalichaatiif kenname irraa qooddachuun, magaalota kutaa magaalaa hin qabne keessatti aangoo fi hojii bulchiinsaa magaalichaatiif kenname irraa qooddachuun akkaataa dhimmichaatiin sadarkaa isaatti kan hojiirra oolchu ta'a. Tarreefamni isaa Dambii bahuun kan murtaa'u ta'a.

12) Keewwatni 52(2) haqamee kan kanatti aanuun bakka kan bu'e yoo ta'u keewwatootni xixiqqaan haaraan 3 fi 4 dabalamanii keewwatootni xixiqqaan itii aananii jiran waljalaa siqaanii kan dubbifaman ta'a.

52(2)' Galiin idilee magaalotni sassaaban karoora galii fi baajataa waggaa naannoo irraa kennamuuf irratti hundaa'uun galii idilee baajata isaanii ol sassaaban keessaa hangam akka itti fayyadaman Manni Maree Bulchiinsaa Mootummaa Naannichaa kan murteessu ta'a. Raawwiin isaa Danbii bahuun kan murtaa'u ta'a.

52(3)' Magaalotni galii idilee karooraa ol kan walitti qaban yoo ta'e bara baajataa itti aanutti Mana Maree Magaalichaan labsachuun faayidaa magaalaa isaaniitiif oolchuu ni danda'u.

52(4)' Manni Maree Bulchiinsa Mootummaa Naannichaa magaalotaxiyyeeffannoo addaa barbaadan jedhee itti amaneef baajata dabalataa ramaduu ni danda'a. Raawwiin isaa Dambii bahuun kan murtaa'u ta'a.

፴፮(፪) በዚህ አንቀጽ ንዑስ አንቀጽ ፩ ስር የተደነገገው እንደተጠበቀ ሆኖ፣ የከተማ ቀበሌ መስተዳድር ክፍለ ከተማ ባላቸው ከተሞች ውስጥ ለክፍለ ከተማው ከተሰጠው ሥልጣንና ተግባር በመጋራት፣ ክፍለ ከተማ በሌላቸው ከተሞች ውስጥ ለከተማው መስተዳድር ከተሰጠው ሥልጣንና ተግባር በመጋራት እንደ ጉዳዩ ሁኔታ በደረጃው ተግባራዊ የሚያደርግ ይሆናል። ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል።

፲፪) አንቀጽ ፶፪(፪) ተሰርዞ በሚከተለው የተተካ ሲሆን፣ አዲስ ንዑስ አንቀጽ ፫ እና ፬ ተጨምረው ቀጥሎ ያሉት ንዑስ አንቀጾች በመሸጋሸግ የሚነበቡ ይሆናሉ።

፶፩(፪) ከተሞች የሚሰበሰቡት መደበኛ ገቢ ከክልል በሚሰጣቸው ዓመታዊ የገቢና በጀት ዕቅድ ላይ በመመስረት ሲሆን ከበጀታቸው በላይ ከሰበሰቡት መደበኛ ገቢ ውስጥ ምን ያህል እንደሚጠቀሙ የክልሉ መስተዳድር ምክር ቤት የሚወስን ይሆናል። ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል።

፶፪(፫) ከተሞች ከዕቅድ በላይ መደበኛ ገቢ የሚሰበሰቡ ከሆነ በከተማው ምክር ቤት በማሳወጅ ለሚቀጥለው በጀት ዓመት ለከተማቸው አገልግሎት ማዋል ይችላሉ።

፶፪(፬) የክልሉ መንግስት መስተዳድር ምክር ቤት ልዩ ትኩረት ይሻቸዋል ብሎ ላመነባቸው ከተሞች ተጨማሪ በጀት ሊመድብ ይችላል። ዝርዝሩ በሚወጣው ደንብ የሚወሰን ይሆናል።

36(2) Without prejudice to sub-article 1 of this article, the city kebele administration shall share and implement the power and duties provided to the sub-cities at its level in the cities having sub-cities; and in the cities which have no sub-cities by sharing the power and duties provided to the city administration depending on the issue at hand. Its particulars shall be decided by the regulation to be issued.

12) Article 52(2) is cancelled and replaced by the following; and the new sub-articles 3 and 4 are added and the subsequent sub-articles shall be read by moving away from each other consecutively.

52(2) The regular income that the cities collect shall be performed depending on the annual income and budget plan provided from the Region; and the Regional Administration Council shall decide the amount that the cities may use from the regular income they have collected in the excess of their budget. Its particulars shall be decided by the regulation to be issued.

52(3) where the cities collect regular income beyond their plan, they may use it for the benefits of their city in the next fiscal year through proclaiming with the city council.

52(4) The Regional Administration council may allocate additional budget to the cities it believes require due consideration. Its particulars shall be decided by the regulation to be issued.

13) Keewwatni 58(2) haqamee keewwattonni itti aananii jiran wal jalaa siqanii kan dubbifaman ta'a.	፲፫) አንቀፅ ፶፰(፪) ተሰርዞ ቀጥሎ ያለው አንቀጾች በመሸጋሸግ የሚነበቡ ይሆናል።	13) Article 58(2) is cancelled and the subsequent articles shall be read by moving away from each other consecutively.
3. Seerota Raawwatiinsa Hin Qabaanne Labsii, Dambii, qajeelfamaa fi barmaatileen hojii labsii kanaa walfaalleessan kamiyyuudhim-moota Labsii kana keessatti ham-mataman irratti raawwatiinsa hin qabaatan.	፫. ተፈጻሚነት የማይኖራቸው ሕጎች ከዚህ አዋጅ ጋር የሚቃረን ማንኛውም አዋጅ፣ ደንብ፣ መመሪያና ልማዳዊ አሰራር በዚህ አዋጅ ውስጥ በተካተቱት ጉዳዮች ላይ ተፈጻሚነት አይኖራቸውም።	3. Inapplicable Laws Any proclamation, regulation, directive and work practice contrary to this proclamation shall not be applicable on matters covered in this proclamation.
4. Dirqama Deeggarsa Kennuu; Qaamni kamiyyuu Labsii kana hojii oolchuuf deeggarsa kennuuf dirqama qaba.	፬. ድጋፍ የመስጠት ግዴታ ማንኛውም አካል ይህን አዋጅ ሥራ ላይ ለማዋል ድጋፍ የመስጠት ግዴታ አለበት።	4. Duty to Cooperate Anybody has a duty to provide support for the implementation of this proclamation.
5. Yeroo Labsichi Hojiirra Itti Oolu Labsiin kun guyyaa Magalata Oromiyaa irratti maxxanfame ir-raa eegalee hojiirra kan oolu ta'a.	፭. ደንቡ የሚፀናበት ጊዜ ይህ ደንብ በመገለጥ ኦሮሚያ ላይ ከታተመበት ቀን ጀምሮ ሥራ ላይ የሚውል ይሆናል።	5. Effective Date This proclamation shall come in to force from the date of its publication on 'magalata Oromia'
Finfinnee Bitootessa 25, bara 2008 Muktaar Kadir Pirezidaantii Mootummaa Naannoo Oromiyaa	ፊንፊኔ መጋቢት ፳፭ ቀን ፪ሺ፰ ዓ.ም መክታር ከዲር የኦሮሚያ ክልላዊ መንግስት ፕሬዝዳንት	Finfinne April 3, 2016 Muktar Kedir President of Oromia National Regional State