

MOZAMBIQUE

August through October 2016

OIL & GAS

NEW PETROLEUM EXPLORATION AND PRODUCTION CONCESSION CONTRACT MODEL GAZETTED

By means of Resolution No. 25/2016, of 3 October 2016, the Council of Ministers approved the new Petroleum Exploration and Production Concession Contract Model, which will henceforth serve as a basis for the negotiations with the concessionaires.

LABOUR

NEW EXPATRIATE HIRING REGULATIONS

The new Regulations on the Mechanisms and Procedures applicable to the Hiring of Expatriates, approved by the Council of Ministers through Decree No. 37/2016, of 31 August 2016, was gazetted. The new Expatriate Hiring Regulations came into force on 29 November 2016 – i.e., 90 days after the date of publication – and supersede the former Regulations, which had been approved by means of Decree No. 55/2008, of 20 December 2008. The new Regulations do not introduce fundamental changes to the different types of regimes applicable to the hiring of expatriates but the hiring mechanisms and procedures to be observed are now more detailed.

PRIVATE EMPLOYMENT AGENCIES WITH NEW RULES

By means of Decree No. 36/2016, of 31 August 2016, the Council of Ministers approved the new Regulations on Private Employment Agencies, which repeals the previous regime enacted by means of Decree No. 6/2001, of 20 February 2001. The new Regulations introduce significant changes to the previous regime and entered into force on 1 September 2016.

NEW REGULATIONS FOR LABOUR MEDIATION AND ARBITRATION COMMISSION

Through Decree No. 30/2016, of 27 July 2016, the new Regulations on the Labour Mediation and Arbitration Commission were approved. This statute repeals the former Regulations on the Labour Mediation and Arbitration Commission, approved by Decree No. 50/2009, of 11 September 2009, and seeks to foster a more dynamic labour disputes extrajudicial resolution system.

PORT WORK REGULATED

The Council of Ministers approved, by means of Decree No. 46/2016, of 31 October 2016, the Regulations on Port Work, which will come into force on 29 January 2017. These Regulations set forth the rights and obligations of port workers, as well as the several work categories associated with cargo handling inside port areas comprised in port work.

BANKING

FURTHER INCREASE OF MANDATORY RESERVES

By means of Order No. 2/GBM/2016, of 2 November 2016, the Central Bank approved the new Regulations on Calculation and Creation of Mandatory Reserves, thus repealing Orders Nos. 1/GBM/2016, of 1 June 2016 and 12/GBM/2015, of 7 December 2015. Two base rates have been created, one of 13% applicable to national currency and another of 15% applicable to foreign currency. The new rules entered into force on 22 August 2016.

LIMIT OF THE DEPOSIT GUARANTEE APPROVED

The Minister of Economy and Finance determined, through Ministerial Order No. 61/2016, of 21 of September 2016, that the limit of the guarantee to be reimbursed by the Deposit Guarantee Fund is of MZN 20,000.00 per deposit holder and per participant institution.

ADVERTISING

NEW ADVERTISING CODE

A new Advertising Code was approved by Decree No. 37/2016, of 31 August 2016. The new Code came into force on 9 November 2016, and revokes the previous Advertising Code, enacted by Decree No. 65/2004, of 31 December 2004. New restrictions on advertising are introduced and the liability regime is regulated in detail.

SHIPPING

SPECIAL REGISTER FOR MARITIME CABOTAGE TRANSPORT VESSELS

By means of Decree No. 35/2016, of 31 August 2016, the Council of Ministers approved the Special Register for Maritime Cabotage Transport Vessels, which allows foreign vessels use the national flag. The newly approved regime is also applicable to ships under bareboat charter.

INSURANCE

ORGANIZATIONAL AND OPERATING RULES OF THE MOZAMBIKAN INSURANCE SUPERVISION INSTITUTE (“ISSM”) AMENDED

By means of Decree No. 45/2016, of 12 October 2016, the Council of Ministers approved the amendment to the duties and powers of the ISSM.

ENVIRONMENT

REGULATIONS ON INTERNATIONAL TRADE OF ENDANGERED SPECIES APPROVED

The Regulations on International Trade of Endangered Species of Wild Flora and Fauna were approved by means of Decree No. 34/2016, of 24 August 2016. These Regulations seek to implement the rules provided for in the International Convention on Endangered Species of Wild Fauna and Flora. Decree No. 16/2013, of 26 April 2013 was repealed.

PLANNING

DIRECTIVE ON REGISTRATION OF CONSULTANTS APPROVED

The Ministry of Land, Environment and Rural Development approved through Ministerial Order No. 63/2016, of 26 September 2016, the Directive on Registration of Consultants involved in the Preparation of Territorial Planning Instruments. The rules governing the performance of said activity, as well as the registration of individual consultants, companies or professional technicians, are thus put in place.

WATER SUPPLY

ADJUSTMENT TO DRINKING WATER SUPPLY RATES

By means of Resolution No. 1/2016, of 15 August 2016, the Council of Ministers determined the revision of rates of drinking water from the systems under management of Investment Funds and Assets of Water Supply, effective as of 1 October 2016.

EDUCATION

PUBLICATION OF THE TABLE OF FEES FOR THE ISSUANCE OF CERTIFICATES

By means of Decree No. 33/2016, of 24 August 2016, the Council of Ministers adopted the Table of Fees for the Issuance of Certificates and Equivalences, Approval of Certificates and Programs and Active Plans, which came into force on 17 November 2016.

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