



## **OIL & GAS**

### [Classifies Land Located in Maritime-Port Authority Jurisdiction Zones as Public Domain](#)

Considering the need to regulate the areas under maritime-port jurisdiction and the corresponding rights that lie over them, Presidential Decree No. 211/22, of 23 July 2022, was approved. This statute classifies as land of public domain all previously unallocated coast land, located in areas under the jurisdiction of the maritime-port authorities, used for carrying out port activities or complementary and accessory activities of a logistical nature, particularly areas where private investments have been made to support the petroleum industry. This decree came into effect on the date of its publication and repeals Presidential Decree No. 31/11, of 9 February 2011, Presidential Decree No. 115/11, of 3 June 2011, and Presidential Decree No. 232/11, of 23 August 2011.

## **STATE**

### [Code of Administrative Procedure approved](#)

To align the rules governing the conduct of the Public Administration with constitutional and legal requirements and the demands of proximity with

and response to interested persons, a new Code of Administrative Procedure was approved, by means of Law No. 31/22, of 30 August 2022, which will come into force within 180 days from gazetting (find further information on Miranda Alliance's Legal Alert of 9 September).

## Legal Regime on Tort Liability of the State approved

With a view to implementing the general principle set out in the Constitution of the Republic of Angola, which establishes that the State and other public legal persons are jointly and severally liable for actions and omissions of their bodies, office holders, agents and officials in the performance of the administrative, legislative and jurisdictional functions, or as a result thereof, the National Assembly, approved the Legal Regime on Tort Liability of the State and Other Public Legal Persons by means of Law No. 30/22, of 29 August 2022 (find further information on Miranda Alliance's Legal Alert of 9 September).

## New Measures for the Modernization and Digitalization of the Public Administration

Implementing the Simplification and Administrative Modernization, established in the National Development Plan (*Plano de Desenvolvimento Nacional*, "PDN") 2018-2022 as one of the structural axes of State Reform, three statutes aimed at promoting greater efficiency in the Public Administration were recently published. The Roadmap for the Public Administration Digital Transition Agenda (*Roteiro para a Agenda de Transição Digital da Administração Pública*) 2022-2027 was approved by Presidential Decree No. 181/22, of 22 July 2022. This statute institutes a new public service approach, valuing the interoperability of all services, allowing the sharing of information and technological infrastructures in order to ensure efficiency in document processing. The Project for the Simplification of Public Administration Procedures (*Projecto de Simplificação de Procedimentos na Administração Pública*, "SIMPLIFICA 2.0") was also approved, through Presidential Decree No. 182/22, of 22 July 2022. SIMPLIFICA 2.0 has the specific objectives of: (a) eliminating unnecessary formalities arising from access to public services; (b)

eliminating administrative constraints on private initiatives; (c) promoting swift responses to citizens' requests; and (d) reducing the number of face-to-face meetings. Finally, the One-stop Shop for the Remote Provision of Public Services (*Janela Única de Prestação Não Presencial de Serviços Públicos*) was also established. This service aims to: (a) make access to information and direct provision of public services available in a single, centralized platform; (b) promote integrated and systemic action among the organs and entities involved in the provision of public services; (c) simplify the requests, provision and monitoring of public services; and (d) allow the monitoring of the public services provided. Presidential Decree No. 196/22, of 22 July 2022, came into effect the day after its publication.

## **ADMINISTRATIVE OFFENCES**

### [General Regime of Administrative Offenses approved](#)

A new General Regime of Administrative Offenses and the respective procedure have recently been approved. Law No. 19/22, of 7 July 2022, will come into force on 3 January 2023 and revokes the Administrative Offenses Law, approved by Law No. 12/11, of 16 February 2011.

## **ENVIRONMENT**

### [Green Spaces Regulation approved](#)

With the objective of promoting biodiversity, and improving air quality and the well-being of the population, the Green Spaces Regulation has been approved. Presidential Decree No. 148/22, of 9 June 2022, sets forth the rules regarding the use of public green spaces, and has established the norms for the construction, maintenance and recovery of these spaces and the protection and safeguarding of trees and bushes.

### [Regulation for Radioactive Material Waste Management approved](#)

With the purpose of encouraging, implementing and developing

sustainable forms of good environmental management practices, the Regulation for Management of Naturally Occurring Radioactive Material (NORM) and other Radioactive Waste was recently approved. Presidential Decree No. 165/22, of 23 June 2022, establishes the necessary procedures for the handling, segregation, treatment, transportation, transfer, storage, and disposal of radioactive waste in radiological installations, in order to safeguard the protection and safety of workers in particular, and the population and the environment in general.

## **TAX**

### [Special Tax Regime applicable to the Cabinda Province approved](#)

Taking into account the specificities of the Cabinda Province, resulting from its geographical location and the characteristics of its productive sector, Special Tax Regime applicable to this Province was recently approved. The petroleum industry is excluded from this new fiscal regime. Presidential Legislative Decree No. 4/22, of 23 July 2022, came into effect on the date of its publication.

### [Industrial Tax Code amended](#)

To foster the revival of the national economy, the Industrial Tax Code, approved by Law No. 19/14, of 22 October 2014, was recently amended. Law No. 27/22, of 22 August, which will come into force on 1 January 2023, establishes a reduction in the withholding tax rate applicable to services rendered by entities without head offices, actual management or permanent establishment in Angola.

### [Tax Declaration for Monthly Production of Mineral Resources approved](#)

Responding to the need to determine the quantities of minerals produced during a tax period, their value, the bases used to determine the price and other elements that are indispensable for the calculation of the tax due, a tax form was approved to meet the declarative obligations regarding the

Tax on the Value of Mineral Resources (Royalty). Executive Decree No. 244/22, of 4 July 2022, came into effect on the date of its publication.

## **BANKING**

### [Foreign Exchange Capital Operations by Legal Persons Exempt from Licensing by BNA](#)

BNA Order No. 14/22, of 5 July 2022, was recently enacted, with the aim of simplifying the rules applicable to foreign exchange capital operations. This statute establishes new rules for foreign exchange capital operations by legal persons, notably financing agreements and other legal acts by which rights or obligations are created or transferred between residents and non-residents (find further information on Miranda Alliance's Legal Alert of 14 July).

## **ANTI-MONEY LAUNDERING**

### [Strengthening of Beneficial Owners Identification Mechanisms](#)

Presidential Decree No. 214-A/22, of 23 July 2022, approved measures to strengthen Beneficial Owners Identification mechanisms in the context of the Prevention of and Fight against Money Laundering, Terrorist Financing, and the Proliferation of Weapons of Mass Destruction. With a programmatic component, this statute presents administrative, political, legislative, institutional and technological actions in order to ensure greater effectiveness, efficiency and transparency in the identification of beneficial owners.

### [Guide for the Detection and Reporting of Operations Suspected of Money Laundering in the Gaming Sector](#)

Also aimed at combating money laundering, the Gaming Control Authority (*Instituto de Supervisão de Jogos*) has recently approved the Guide on Indicators for the Detection and Reporting of Operations Suspected of

Money Laundering, Financing of Terrorism and Proliferation of Weapons of Mass Destruction in the Gaming Sector. Instruction No. 4/22, of 4 July 2022, came into effect on the date of its publication.

## **INSURANCES**

### [New Insurance and Reinsurance Activity Law enacted](#)

Aiming at a clearer regulation for the conditions of access to the insurance and reinsurance activity, for the types and types of insurance, financial guarantees, supervision and regulation, and sanctions, a new Insurance and Reinsurance Activity Law was recently published. Law No. 18/22, of 7 July 2022, entered into force on the date of its publication and repeals the previous Insurance Business Law, approved by Law No. 1/00, of 3 February 2000.

### [Insurance and Pension Fund Fees updated](#)

Presidential Decree No. 213/22, of 23 July 2022, was approved as a response to the need to update the fees applicable to the insurance and pension funds market due for the services rendered by the Insurance Regulation and Supervision Agency (*Agência de Regulação e Supervisão de Seguros*, “ARSEG”) and to define the procedures to be adopted for their payment. This statute entered into force on the date of its publication.

## **INSOLVENCY AND CORPORATE RECOVERY**

### [Statute of the Recovering or Insolvency Administrator approved](#)

In order to improve the business environment and as a result of the publication of the new insolvency and corporate recovery regime, the Statute of the Recovery or Insolvency Administrator has now been approved. Law No. 20/22, of 18 July 2022, establishes the attributions, rules and requirements for the exercise of the respective activity and

creates the entity responsible for monitoring and supervising the Recovering and Insolvency Administrator.

## **SECURITIES**

### [Securities Market Fees updated](#)

Presidential Decree No. 209/22, of 23 July 2022, was published to update the fees applicable to the Securities and Derivatives Market, in return for the services provided by the Capital Market Commission (*Comissão de Mercado de Capitais*, “CMC”). This statute comes into force on 21 October 2022 and repeals Presidential Decree No. 139/18, of 4 June 2018.

## **PRIVATE INVESTMENT**

### [Bilateral Investment Treaty Between Angola and Cape Verde](#)

July 23 saw the publication in the Official Gazette of Presidential Decree No. 207/22, which approved the Treaty on the Promotion and Reciprocal Protection of Investment between the Republic of Angola and the Republic of Cape Verde. The purpose of the Treaty is to strengthen economic relations between the two States by creating favorable conditions for private investment by Capeverdean investors in Angola, and vice-versa. The Treaty will come into force upon communication between the Parties that the respective domestic legal requirements for the entry into force of the Treaty have been met.

## **PRIVATIZATIONS**

### [Privatization of BODIVA - Bolsa de Dívida e Valores de Angola](#)

Order No. 3305/22, of 22 July 2022, approved the launch of the Limited Public Tender for the privatization of the State’s 30% share in BODIVA - Bolsa de Dívida e Valores de Angola - Sociedade Gestora de Mercados

Regulamentados, S.A. The corresponding tender invitation, procedures manual and tender specifications were also approved. Founded in 2014, BODIVA is one of the largest and fastest-growing stock exchanges in all of sub-Saharan Africa.

## **SEA**

### [National Strategy for the Angolan Sea approved](#)

With the purpose of promoting the valorization of the National Maritime Space and its resources, thus enhancing the blue economy, the National Strategy for the Angolan Sea (*Estratégia Nacional para o Mar de Angola*, “ENMA”) 2030 was recently approved by Presidential Decree No. 183/22, of 22 July 2022. ENMA defines a set of strategic objectives that fundamentally aim to contribute to the improvement of social well-being, harnessing the economic value of the maritime space, its resources and natural values, in an integrated and sustainable manner. In order to materialize the strategic objectives defined within the ENMA general vision, the respective Action Plan was also approved, through Presidential Decree No. 177/22, 22 of July 2022, which sets out the concrete actions to be developed by the end of 2030 to pursue the specific sectorial objectives.

## **ROADS AND MOTOR VEHICLES**

### [National Road Statute approved](#)

The National Road Statute was approved through Presidential Decree No. 201/22, of 23 July 2022. The new statute establishes the rules that aim to protect the roads and their surrounding areas, sets the conditions for the safety and circulation of users and the exercise of activities related to their management, operation, maintenance and conservation. This statute also establishes the legal regime of the assets that comprise the public road domain of the State and the sanctioning scheme applicable to behaviors or activities that damage these assets. Presidential Decree No. 201/22, came



into effect on the date of its publication and repeals Decree No. 77/91, of 13 December 1991.

## Vehicle Title created

The Presidential Decree No. 195/22, of 22 July 2022, which approves the Vehicle Title, was recently published in order to cut red tape. This new document unifies the vehicle registration certificate and the vehicle ownership registration certificate, bringing together information regarding the vehicle's characteristics and legal status, and applies to all motor vehicles for land circulation and their trailers that are subject to registration. This statute came into effect on 20 September 2022, and revokes Presidential Decree No. 158/11, of 21 June 2011, and Executive Decree No. 345/17, of 14 July 2017.

## WELFARE

### Indicator of Sustainability of the Mandatory Social Protection System established

Presidential Decree No. 161/22, of 20 June 2022, was approved, based on the need to establish the Sustainability Indicator of the Mandatory Social Protection System, the Minimum and Maximum Limits of Pensions and the Requirement of Electronic Remuneration Statements for Benefit Claiming. This statute came into effect on the date of its publication and revokes Presidential Decree No. 87/19, of 21 March 2019.

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