

በኢትዮጵያ ፈደራሳዊ ዲሞክራሲያዊ ሪፑብሊክ የአማራ ብሔራዊ ክልል ምክር ቤት ዝክሪ ሕማ

ZIKRE HIG

OF THE COUNCIL OF THE AMBARA
NATIONAL REGIONAL STATE IN THE
FEDERAL DEMOCRATIC REPUBLIC OF
ETHIOPIA



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ZIKRE HIG OF THE COUNCIL OF THE AMHARA NATIONAL REGIONAL STATE IN THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

7ኛ ዓመት ቁጥር 2 ባሀር ዳር ጥቅምት 26 ቀን 1994 ዓ.ም 7th Year No. 2 Bahir Dar 5th November/2001

> በአማራ ብሔራዊ ክልሳዊ *መንግ*ሥት ምክር ቤት መባቂነት የወጣ

ISSUED UNDER THE AUSPICES OF THE COUNCIL OF THE AMHARA NATIONAL REGIONAL STATE

அமுத

አዋጅ ቁጥር 59/1994 ዓ.ም የተሻሻለው የአማራ ብሔራዊ ክልል ሕገ-መንግሥት ማፅደቂያ አዋጅ

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PROCLAMATION NO. 59/2001

A PROCLAMATION ISSUED TO PROVIDE FOR THE APPROVAL OF THE 2001-REVISED CONSTITUTION OF THE AMHARA NATIONAL REGIONAL STATE

WHEREAS, It has been appropriate to proclaim The Constitution of the Amhara National Regional State (as amended beforehand) which had, following the foundation of the Federal Democratic Republic of Ethiopia, been widely deliberated upon and adopted by the people's deputies of the Regional State for the very first time on the 22nd day of June 1995 and has, to this day, been in effect, after having thoroughly examined its specific provisions in such a way as to make it explicit and comprehensive enough to depict especially the allocation of power inherent in the regional state organs with full transparency, accountability and expeditious service delivery orientation as a natural consequence thereof;

Now, therefore, The Council of the Amhara National Regional State, in accordance with the powers vested init, under Art. 100 of the Regional Constitution in force hereby issues The 2001-Revised constitution of the Amhara National Regional State approval proclamation as follows.

ይህ አዋጅ "የተሻሻለው የአማራ ብሔራዊ ክልል ሕገ-መንግሥት ማዕደቂያ አዋጅ ቁጥር 59/1994 ዓ.ም" ተብሎ ሊጠቀስ ይችላል።

2. <u>የተሻሻለው የአማራ ብሔራዊ ክልል ሕገ-መንግሥት</u> ስለመፅዴቁ

በአዋጅ ቁጥር 2/1988 ዓ.ም የተ**ቋቋ**መው የአማራ ብሔራዊ ክልል ሕገ-መንግሥት /እንደተሻሻለ/ ድንጋጌዎች ይዘትና አቀማመጥ በስፋት ከተዳሰሰ በ**ኋሳ** በ1994 ዓ.ም ተሻሽሎ የወጣው የአማራ ብሔራዊ ክልል ሕ**ገ**-መንግሥት በዚህ አዋጅ ፀድቋል።

3. አዋጁ የሚፀናበት ጊዜ

በክልሉ ገነከረ ሕግ ጋዜጣ ማቋቋሚያ አዋጅ ቁጥር 1/1988 አንቀጽ 2 ንዑስ አንቀጽ 2 ሥር የተደነገገው ቢኖርም ¡ይህ ማጽደቂያ አዋጅ በ1994 ዓ.ም ተሻሽሎ ከወጣው የአማራ ብሔራዊ ክልል ሕገ-መንግሥት ጋር በክልሉ ምክር ቤት ከፀደቀበት ቀን ጀምሮ የፀና ይሆናል::

ባህር ዳር

ጥቅምት 26 ቀን 1994 ዓ.ም

ዮሴፍ ረታ

የአማራ ብሔራዊ ክልል ፕሬዚዳንት

1. Short Title

This proclamation may be cited as "The Revised Amhara National Regional Constitution approval proclamation No. 59/2001".

2. <u>Approval of the Revised Amhara National Regional</u> Constitution

The 2001-Revised Constitution of the Amhara National Regional State is hereby approved by this proclamation following an extensive examination of the provisions, both in content and form, of the preceeding constitution of the Amhara National Regional State (as amended) after its original establishment pursuant to proclamation No. 2/1995.

3. Effective Date

Notwithstanding the provisions of Art. 2(2) of the Regional Zikre Hig Gazette establishment proclamation No. 1/1995. This approval proclamation shall come into force as of the date of its approval by the regional council along with the 2001-Revised constitution of the Amhara National Regional State.

Done at Bahir Dar
This 5th Day of November, 2001
Yosef Retta

President of the Amhara National Regional State

<u>በ1994 ዓ.ም ተሻሽሎ የወጣው የአማራ ብሔራዊ ክልል</u> ሕገ-መንግሥት

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እኛ የአማራ ብሔራዊ ክልል ሕዝቦች:-

ለዘመናት ተንሰራፍቶ የቆየው ጨቋኝ ሥርዓት ሰብአዊና ዲሞክራሲያዊ መብቶቻችንን አፍኖና በተዛባ ኢኮኖሚያዊና ማሀበራዊ ፖሊሲዎች ለድሀነትና ለኋላ ቀርነት ዳርጎን መቆየቱ በጠቅላሳ አድገታችን ላይ ያደረሰውን አሉታዊ ተፅዕኖ ለማስወገድ በመኘት፤

በአብዛኞቹ የአገራችን ብሔር-ብሔረሰቦች ላይ ሲሬፀም በቆየው አስከፊ ብሔራዊ ጭቆና ምክንያት በቀጥታም ሆነ በተዘዋዋሪ መንገድ የጉጻቱ ሰለባዎች ሆነን መቆየታችን በማያዳግም ሁኔታ መታረም እንዳለበት በማመን፤

መሳ የአገራችን ብሔር-ብሔረሰቦችና ህዝቦች ለዘመናት ባካሄዱት አኩሪ ተጋድሎ የነበረው ኋላ ቀርና አፋኝ ሥርዓት ተገርስሶ አገራችን ኢትዮጵያ የግለሰቦችና የራስን እድል በራስ የመወሰን መብት እስከ መገንጠልን ጨምሮ የሁሉም ብሔረሰቦችና ሕዝቦች ሰብአዊና ዲሞክራሲያዊ መብቶች በሙሉ የተከበሩባትና በአጠቃሳይ የሕግ የበሳይነት የሰፊነበት ፌዴራሳዊ ዲሞክራሲያዊት ሪፑብሊክ መሆኗ ለጋራ እድገታችን መፋጠን ያለውን ጠቀሜታ በመገንዘብ፤

እኛ በአማራ ብሂራዊ ክልል የምንገኝ ሀገቦች ለተፋጠነ ኢኮኖሚያዊ አድገት፣ ለዘላቂ ሰላምና ለዳበሪ ዲሞክራሲ የምንበቃው የኢትዮጵያ ፌዴራላዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግስት መሠረት ያደረገ፣ ከክልላችን ተጨባጭ ሁኔታዎች ጋር የተገናዘበና የብሔራዊ ክልሉ ህዝቦች

THE 2001-REVISED CONSTITUTION OF THE AMHARA NATIONAL REGIONAL STATE

Preamble

We, the peoples of the Amhara National Regional State: -

Having been desirous to do away with the negative impact hindering our overall development which the age old oppressive system had for long imposed upon us by cruelly suppressing our human and democratic rights and thereby exposing us all to the scourge of poverty and backwardness as a result unjustified economic and social policies in place;

Being dully convinced of the fact that we had for long been victims of an unbearable harm caused to us directly or indirectly to an atrocious national oppression which had to be committed in the past on and against the majority of our country's nation-nationalities and peoples, and henceforth needs to be corrected and rectified hereafter;

Cognizant of the fact that it would be beneficial to an acceleration of our mutual development, now that our country Ethiopia, stands to be a federal democratic republic, wherein human and democratic rights of individuals as well as nation-nationalities and peoples including the right to self-determination up to secession are fully respected and ingeneral the rule of law prevails, once the formerly suppressive and backward system has been uprooted due to the heroic struggle undergone for the ages on the part of all our country's nation-nationalities and peoples;

Having firmly believed that, we, the peoples, settling in the Amhara National Regional State, would be able to attain rapid economic growth, durable peace and fullfledged democracy, only when we do mange to possess our own constitution founded on the spirit of the constitution of the Federal Democratic

የተከበሩልንን ሀገ-መንግሥታዊ መብቶች ባልተሽራረል ሁኔታ በስራ ሳይ ለማዋል የሚያስችለን የራሳችን ሕገ-መንግሥት ሲኖረን እንደሆነ አተብቀን በማመን፤

ከዚህ በመነሣት በቀጥተኛ ተሳትፏችን በጿሞክራሲያዊ አግባብ ከመካከላችን መርጠን በላክናቸው የክልሉ ምክር ቤት መስራች ጉባዔ ተወካዮቻችን አማካኝነት እስካሁን ድረስ ፅንቶ የሚሰራበትን ክልላዊ ሀገ-መንግስት ሰኔ 15 ቀን 1987 ዓ.ም ለመጀመሪያ ጊዜ መክረን ያፀደቅነው መሆኑን እያስታወስን፣ ይኸው በስራ ላይ ያለው ሀገ-መንግስታችን /አስቀድሞ እንደተሻሻለ/ ግልፅ አሰራርን የሚከተል፣ ለመረጠው ሀዝብ ተጠያቂ የሆነና ብቃት ያለው መንግስታዊ አደረጃጀትን በሚያሣይ አግባብ ፕልቅ ክለሣ ተደርጉበትና የምንገኝበት ሁኔታ በሚጠይቀው መጠን እንደገና ተሻሽሎ መውጣት የሚገባው መሆኑን በውል በመረዳት!

አነሆ ዛሬ ጥቅምት 26 ቀን 1994 ዓ.ም በባሕር ዳር ከተማ ባካሂድነው የክልሉ ምክር ቤት ሦስተኛ መደበኛ ጉባዔ ለዚሁ ዓላማ በተሰየመው አካል ተረቅቆ በቀረበው የተሻሻለ ሕገ-መንግሥት ላይ መከረንና በአንቀጾቹ ላይ በዝርዝር ተወያይተን ພነዱን በሙሉ ድምፅ አዕድቀነዋል::

ምዕራፍ አንድ ጠ<u>ቅሳሳ ድንጋጌዎች</u> አንቀፅ-1 የክልሉ መንግሥት ስደሚ

ይህ ህገ-መንግስት የአማራ ብሔራዊ ክልሳዊ መንግስት ዲሞክራሲያዊ አወቃቅርን ይደነግጋል። በዚህ መሠራት የተቋቋ መው መንግሥት "የአማራ ብሔራዊ ክልሳዊ መንግሥት" በሚል ስም ይጠራል። Republic of Ethiopia, taking into account the concrete circumstances of our regional state and thereby enabling us to exercise our constitutional rights dully respected thereto fully and unrestrictedly;

Recalling that, dependent on the above noted background, we had deliberated upon and adopted the regional constitution which has, to this day, been ineffect for the very first time on the 22nd day of June 1995 through the agency of our representatives elected from amongst us in a direct participation and democratic manner and sent to the founding congress of the regional council, and thereby the same regional constitution in force /as amended beforehand/ deserves to be, after a deep and thorough examination, revised and promulgated in such a way as to incorporate and exhibit an efficient governmental organization accountable to the electorate and strictly following transparent working procedures to the extent of the requirements demanded by the state of affairs which we are in at the moment;

Now, therefore, have hereby approved the whole text with an undivided vote, to day, on the 5th day of November 2001 in the third regular secession of the regional council held here in Bahir Dar, after having thoroughly delibrated upon the revised constitution and deeply examined its specific articles, whose initial draft had to be prepared and submitted to us by the body designated as such for the purpose.

CHAPTER ONE GENERAL PROVISIONS Article-1 Nomenclature of the Regional State

This constitution provides for the democratic structure of the Amhara National Regions State. Accordingly, the state established shall be identified as the "Amhara National Regional State".

<u>, 3740-2</u> የአማራ ብሔራዊ ክልል ግባት መሰን

በምሥራቀ የአፋር ክልል፤ በደቡብ የአሮሚያ ክልል፤ በምዕራብ የቤኒሻንትል /ጉሙዝ/ ክልልና ሱዳን ያዋስኑታል።

የአማራ ብሔራዊ ክልል የራሱ ሰንደቅ ዓሳማና አርማ ይኖረዋል። ዝርዝሩ በህግ ይመሰናል።

<u>አንቀስ-4</u> የብሔራዊ ክልሱ መገሙር

የአማራ ብሔራዊ ክልል የራሱ መዝሙር ይኖረዋል። የብሔራዊ ክልሉ መዝሙር የሕገ-መንግሥቱን ዓላማዎች፣ የክልሉ ሕዝብ ክሌሎች የኢትዮጵያ ህዝቦች ጋር በዲሞክራሲያዊ ስርዓት አብሮ ለመኖር ያለውን እምነት እና የክልሉን ሕዝብ የወደፊት የጋራ አድል የሚያንፀባርቅ ሆኖ ዝርዝሩ በህግ ይወሰናል።

<u>አንቀ</u>ይ-5 <u>ቋንቋ</u>

- 1. በክልሉ ውስጥ የሚገኙ **ቋንቋዎ**ች በ**መንግ**ሥት ዘንድ እኩል አውቅና ይኖራቸዋል።
- 2. አማርኛ የብሔራዊ ክልላዊ መንግሥቱ የሥራ ቋንቋ ይሆናል።

Article-2 Territorial Boundaries of The Amhara National Region

The Amhara National Regional State is bordered by The Tigray Region in the North, The Afar Region in the East, The Oromiya Region in the South and the Benshangul /Gumuz/Region as well as the Sudan in the West.

Article-3 Flag and Emblem

The Amhara National Regional State shall have its on flag and emblem. Particulars shall be determined by law.

Article-4 Anthem of the National Region

The Amhara National Regional State shall have its own anthem. The anthem of the national regional state shall reflect the objectives of the constitution, the belief which the people of the regional state have to live together with the rest of the Ethiopian peoples in a democratic order as well as their future common destiny. Particulars shall be determined by law.

Article-5 Language

- 1. All languages spoken throughout the regional state shall enjoy equal recognition on the part of the state.
- 2. Amharic shall be the official working language of the National Regional State.

አንቀዕ-6 ርዕሰ ከተማ

የክልሱ ርዕስ ከተማ ባሀር ዳር ነው።

<u> አንቀዕ-7</u> የ*የታ* አንሳለጽ

በዚህ ሕገ-መንግሥት ውስጥ በወንድ ፆታ የተደነገገው የሴቷንም ፆታ ያካትታል።

ምዕራፍ ሁለት የሕገ-መንግሥቱ መሠሬታዊ መርሆች አንቀፅ-8 የሕዝብ ወሳኝነት

- 1. የአማራ ክልል ሕንቦች የብሔራዊ ክልሳዊ *መንግሥቱ* የበላይ ሥልጣን ባለቤቶች ናቸው::
- 2. የብሄራዊ ክልሉ ሀዝቦች የበላይነት የሚገለፀው በሚመርጧቸው ተወካዮችና ራሳቸው በቀጥታ በሚያደርጉት ዲሞክራሲያዊ ተግትፎ አማካኝነት ነው።

አን<u>ቀ</u>0-9 የሕገ-መንግሥቱ የበሳይነት

የኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግሥት የበሳይነት እንደተጠበቀ ሆኖ፡-

- I. ይህ ህገ-መንግስት የብሔራዊ ክልሉ የበላይ ሕግ ነው። ማንኛውም ሕግ፣ ልማዳዊ አሥራር፣ እንዲሁም የመንግሥት አካል ወይም የባለሥልጣን ውሣኔ ከዚህ ሕገ-መንግሥት ጋር የሚቃረን ሆኖ ሲገኝ ተፈፃሚነት አይኖረውም።
- 2. ማንኛውም የክልሉ ነዋሪ፣ የመንግሥት አካሳት፣ የፖለቲካ ድርጅቶችና ሌሎች ማህበራት እንዲሁም ባለሥልጣኖቻቸው

Article-6 Capital City

The capital city of the Regional State is Bahir Dar.

Article-7 Gender Reference

Provisions of this constitution set out in the masculine gendershall also apply to the feminine gender.

CHAPTER TWO FUNDAMENTAL PRINCIPLES OF THE CONSTITUTION Article-8 Decisiveness of the people

- 1. The supreme power of the national regional state resides in and belongs to the peoples of the Amhara Region.
- 2. The supremacy of the peoples of the national regional state shall be dully expressed through their elected representatives and in a democratic participation which they themselves directly undertake thereto.

<u>Article-9</u> <u>Supremacy of the constitution</u>

Without prejudice to the supremacy of the constitution of the Federal Democratic Republic of Ethiopia: -

- 1. This constitution is the supreme law of the national regional state. Any law, customary practice or decision of an organ of state or a public official which contravenes this constitution shall be of no effect.
- 2. All residents of the regional state, organs of state, political organizations, other associations as well as their officials

ይህንን ሀገ-መንግስት የማከበርና እንዲሁም ለሀገ-መንግሥቱ ተገኘና የመሆን ኃላፊነት አለባቸው::

3. በዚህ ሕገ-መንግሥት ከተደነገገው ውጭ በማናቸውም አኳኋን የመንግስትን ስልጣን መያዝ የተከለከለ ነው።

አን<u>ቀፅ-10</u> ሲብአዊና ዲሞክራሲያዊ **ማ**ብቶች

- 1. ሰብአዊ መብቶችና ነፃነቶች ከሰው ልጅ ተፈጥሮ የሚማነጩ፣ የማይጣሱና የማይገሰሱ ናቸው።
- 2. በብሔራዊ ክልሉ ውስጥ የ<mark>ግለሰቦችና</mark> የሀዝቦች ሰብ<mark>አዊና</mark> ዲሞክራሲያዊ መብቶች የተከበሩ ናቸው::

<u>አንቀፅ-11</u> የመንግሥትና የሃይማኖት መለያየት

- 1. በክልሉ ውስጥ መንግሥትና ሃይማኖት የተለያዩ ናቸው።
- 2. መንግሥታዊ ሃይማኖት አይኖርም::
- 3. መንግስት በሃይማኖት ጉዳይ ጣልቃ አይገባም፤ ሃይማኖትም በመንግሥት ጉዳይ ጣልቃ አይገባም::

<u>አንቀፅ-12</u> የመንግሥት አሥራርና ተጠያቂነት

- 1.የክልሱ መንግሥት አስራር ለሀዝብ ግልጽ በሆነ መንገድ መከናወን አለበት፡፡
- 2.ሕዝቡ በመረጠው ሳይ አምነት ባጣ ጊዜ ከቦታው ሊያነሣው ይችላል። ዝርዝሩ በሕግ ይወሰናል።
- 3. ማንኛውም ኃላፊ ወይም የሕዝብ ተመራጭ ኃላፊነቱን ሲያጓድል ተጠያቂ ይሆናል፡፡

thereof shall have the responsibility to comply with and ensure observance of this constitution and to obey to it.

3. It is prohibited to assume state power in any manner other than that provided for under this constitution.

Article-10 Human and Democratic Rights

- 1. Human rights and freedoms, emanating from the nature of mankind, are inviolable and inalienable.
- 2. Human and democratic rights of private persons and peoples throughout the national regional state shall be respected.

Article-11 Separation of state and Religion

- 1. State and religion are separate in the regional state.
- 2. There shall be no state religion.
- 3. The State shall not interfere in religious matters; and religion shall not interfere in state affairs.

Article-12 Conduct and Accountability of State

- 1. The conduct of affairs of the regional state shall be transparent.
- 2. In case of loss of confidence, the people may recall an elected representative. The particulars of recall shall be determined by law.
- 3. Any public official or an elected representative shall be accountable for any failure in official duties.

ምዕራፍ ሦስት <u>መሠረታዊ መብቶችና ነፃነቶች</u> አንቀፅ-13 የተፈፃሚነትና የአተረጓጉም ወሰን

- 1.በማንኛውም ደረጃ የሚገኙ የብሔራዊ ክልላዊ መንግሥቱ ሕግ አውጭ፣ ሕግ አስፈፃሚና የዳኝነት አካላት በዚህ ምዕራፍ ውስጥ የተካተቱትን ድንጋጌዎች የማከበርና የማስከበር ኃላፊነትና ግዴታ አለባቸው።
- 2. በዚህ ምዕራፍ ውስጥ የተዘረዘሩት የመሰረታዊ መብቶችና ነፃነቶች ድንጋጌዎች ኢትዮጵያ ከተቀበለቻቸው አለም አቀፍ የሰብአዊ መብቶች ሕግጋት፣ አለም አቀፍ የሰብአዊ መብቶች ስምምነቶችና አለም አቀፍ ሰነዶች መርሆች ጋር በተጣጣመ መንገድ ይተረሳማሉ።

ክፍል አንድ ሰብአዊ መብቶች አንቀፅ-14 የሕይወት፤ የአካል ደህንነትና የነፃነት መብት

ማንኛውም ሰው ሰብአዊ በመሆኑ የማይደፈርና የማይገሰስ በሕይወት የመፍር፣ የአካል ደህንነትና የነፃነት መብት አለው::

ል<u>ንቀፅ-15</u> በሕይወት የ**ማ**ኖር ማብት

ማንኛውም ሰው በሕይወት የመኖር መብት አለው። ማንኛውም ሰው በሕግ በተደነገገ ከባድ የወንጀል ቅጣት ካልሆነ በስተቀር ሕይወቱን አያጣም።

CHAPTER THREE FUNDAMENTAL RIGHTS AND FREEDOMS Article-13

Scope of Application and Interpretation

- 1. All legislative, executive and judicial organs of the nationalregional state at all levels shall have the responsibility and duty to respect and enforce the provisions of this chapter.
- 2. The provisions of fundamental rights and freedoms specified in this chapter shall be interpreted in a manner conforming to the principles of the Universal Human Rights' bills, International Covenants on Human Rights and International Instruments adopted by Ethiopia.

PART ONE HUMAN RIGHTS Article-14 Rights to Life, Security of Person and Liberty

Every person has the inviolable and inalienable right to life, the security of person and liberty.

Article-15 The Right to Life

Every person has the right to life. No person may be deprived of his life except as a punishment for a serious criminal offence determined by law.

"የንኛውም ሰው በአካሉ ሳይ ጉዳት እንዳይደርስበት የመጠበቅ መብት አለው::

አ<u>ንቀ</u>ስ-17 ይህነት *ማ*ብት

- 1. ማንኛውም ሰው በሕግ ከተደነገገው ሥርዓት ውጭ ነፃነቱን አደጣም።
- 2. ማንኛውም ሰው በሕግ ከተደነገገው ሥርዓት ውጭ ሊያዝ፣ ክስ ሳይቀር በበት ወይም ሳይፈረድበት ሊታሠር አይችልም::

ልን<u>ቀ</u>*ዕ-18* ኢሰብአዊ አደየዝ ስለመከልከሉ

- 1. ማንኛውም ሰው ጭካኔ ከተመላበት፣ ኢስብአዊ ከሆነ ወይም ከብሩን ከሚያዋርድ አያያዝ ወይም ቅጣት የመጠበቅ መብት አለው::
- 2. ግንኛውም ሰው በባርነት ወይም በግዴታ አገል ኃይነት ሊያዝ አይችልም፡፡ ለማንኛውም ዓሳማ በሰው የመነገድ ተማባር የተከለከለ ነው፡፡
- 3. ማንኛውምስው "በኃይል ተገዶ" ወይም **"ግዴታን ለማሟላት**" ማንኛውንም ሥራ እንዲሥራ ማድረግ የተከለከለ ነው::
- 4. በዚህ አንቀፅ ንዑስ አንቀፅ 3 "በኃይል ተ**ገ**ጾ" ወይም "ግዴታን ለማሟላት" የሚለው ሀረግ የሚከተሉትን ሁኔታዎች አያካትትም:-
 - /ሀ/ ግንኛውም አስረኛ በአስር ባለበት ጊዜ በሕግ መሠረት አንዲሠራ የተወሰነውን ወይም በገደብ ከአሥር በተለቀቀበት ጊዜ የሚሠራውን ማንኛውንም ሥራ፣

Article-16 The Right to the Security of Person

Everyone has the right to protection against bodily harm.

Article-17 The Right to Liberty

- 1. No one shall be deprived of his liberty except on such grounds and in accordance with such procedures as are established by law.
- 2. No person may be subjected to arbitrary arrest, detained or imprisoned without charge or conviction thereof.

Article-18 Prohibition Against Inhumane Treatment

- 1. Everyone has the right to protection against cruel, inhumane or degrading treatment or punishment.
- 2. No one shall be held in slavery or servitude. Trafficking in human beings for whatever purpose is prohibited.
- 3. No one shall be required to perform forced or compulsory labour.
- 4. For the purpose of sub-article 3 of this Article, the phrase "forced" or "compulsory labour" shall not include the following: -
 - (a) Any work or service normally required of a person who is under detention in consequence of a lawful order, or of a person during conditional release from such detention;

- /ሰ/ ማንኛውም ወታደራዊ አገልግሎት ለመስጠት ሕሊናው የማይፈቅድለት ሰው በምትክ የሚሰጠውን አገልግሎት፣
- /ሐ/ የማሀበረሰቡን ሕይወት ወይም ደሀንነት የሚያሰጋ የአስቸኳይ ጊዜ ሁኔታ ወይም አደጋ በሚያጋተምበት ጊዜ የሚሰተን ማናቸውንም አገልግሎት፣
- /መ/ በሚመለከተው ሕዝብ ፈቃድ በአካባቢው የሚፈፀመውን ማንኛውንም ኢኮኖሚያዊና ማሀበራዊ የልማት ሥራ::

አንቀፅ-19 የተያዘ ሰው *ማ*ብቶች

- 1. ወንጀል ፌጽሟል ተብሎ የተጠረጠረና የተያዘ ማናቸውም ሰው የቀረበበት ክስና ምክንያቶቹ በዝርዝርና ወዲያውኑ በሚገባው ቋንቋ እንዲነገረው መብት አለው::
- 2. ማናቸውም የተያዘ ሰው ላለመናገር መብት አለው:: የሚሰጠው ማንኛውም ቃል ፍርድ ቤት በማስረጃነት ሊቀርብበት እንደሚችል መረዳት በሚችለው ቋንቋ እንደተያዘ ወዲያውኑ ማስገንዘቢያ እንዲሰጠው መብት አለው::
- 3. ማንኛውም የተያዘ ሰው በአርባ ስምንት ሰዓታት ውስጥ ፍርድ ቤት የመቅረብ መብት አለው። ሆኖም ይህ የጊዜ ገደብ ሰውየውን ከተያዘበት ቦታ ወደ አቅራቢያው ፍርድ ቤት ለማምጣት አግባብ ባለው ግምት የሚጠይቀውን ጊዜ አይጨምርም። ወዲያውኑ ፍርድ ቤት እንደቀረበም በተጠረጠረበት ወንጀል ለመታሰር የሚያበቃ ምክንያት ያለ መሆኑ ተለይቶ እንዲገለጽለት መብት አለው።
- 4. የያዘው የፖሊስ መኮንን ወይም የሕግ አስከባሪ በጊዜ ገደቡ መሠረት ፍርድ ቤት በማቅረብ የተያዘበትን ምክንያት ካሳስረጻ ፍርድ ቤቱ የአካል ነፃነቱን እንዲያከብርለት የመጠየቅ ሊጣስ የማይችል መብት አለው። ሆኖም ፍትህ

- (b) In the case of conscientious objectors, any service exacted in lieu of compulsory military service;
- (c) Any service exacted in cases of emergency or calamity threatening the life or wellbeing of the community;
- (d) Any economic and social development activity voluntarily performed by a community within its locality.

Article-19 Rights of Person Under Arrest

- 1. Any person suspected of a criminal offense and put under arrest has the right to be informed promptly and specifically, in a language he understands, of the reasons for his arrest and of any charges against him.
- 2. Any person under arrest has the right to remain silent. Immediately upon arrest, he has the right to be informed promptly, in a language he understands, that any statement he makes may be used as an evidence against him in court.
- 3. Any person put under arrest has the right to be brought before a court within 48 hours of his arrest. However, this time-limit may not include the time reasonably required for the journey to produce the person from the place of arrest to the nearest court, under appropriate circumstances. Immediately on appearance before a court, he has the right to be given prompt and specific explanation of the reasons for his arrest due to the alleged crime committed.
- 4. A person under arrest has an inalienable right to petition the court to order his physical release where the arresting police officer or the low-enforcer to bring him before a court within the prescribed time-limit and to provide reasons for his

እንጻይጓደል ሁኔታው የሚጠይቅ ከሆነ ፍርድ ቤቱ የተያዘው ሰው በጥበቃ ሥር እንዲቆይ ለማዘዝ ወይም ምርመራ ለማካሄድ ተጨማሪ ጊዜ ሲጠየቅ አስፈላጊ በሆነ መጠን ብቻ ሊፈቅድ ይችላል። ፍርድ ቤቱ የሚያስፈልገውን ተጨማሪ የምርመራ ጊዜ ሲወሰን ኃላፊ የሆኑት የህግ-አስክባሪ ባለስልጣኖች ምርመራውን አጣርተው የተያዘው ሰው በተቻለ ፍጥነት ፍርድ ቤት እንዲቀርብ ያለውን መብት የሚያስከብር መሆን አለበት።

- 5. የተያዘ ሰው በራሱ ላይ በማስረጃነት ሊቀርብ የሚችል የአምነት ቃል እንዲሰጥ ወይም ማንኛውንም ማስረጃ እንዲያምን አይገደድም፡፡ በማስገደድ የተገኘ ማስረጃም ተቀባይነት አይኖረውም፡፡
- 6. የተያዘ ሰው በዋስ የመልታት መብት አለው። ሆኖም በሕግ በተደነገጉ ልዩ ሁኔታዎች ፍርድ ቤት ዋስትና ሳለመቀበል ወይም በገደብ መፍታትን ጨምሮ በቂ የሆነ የዋስትና ማረጋገጫ እንዲቀርብ ለማዘዝ ይችላል።

ልንቀዕ-20 የተከሰስ ሰው መብቶች

- 1. በወንጀል የተከሰሰ ማናቸውም ሰው ክስ ከቀረበበት በኋላ ተገቢ በሆነ አጭር ጊዜ ውስጥ በመደበኛ ፍርድ ቤት ለሕዝብ ግልጽ በሆነ ችሎት የመሰማት መብት አለው። ሆኖም የተከራካሪዎችን የግል ሀይወት፣ የሀዝብን ሞራል ሁኔታና የአገሪቱን ደሀንነት ለመጠበቅ ሲባል ብቻ ክርክሩ በዝግ ችሎት ሊውማ ይችላል።
- 2. ማናቸውም የተክሰስ ሰው ክሱ በቂ በሆነ ዝርዝር እንዲነገረውና ክሱን በጽሁፍ የማማኘት መብት አለው::
- 3. በፍርድ ሂደት ባለበት ጊዜ በተከሰሰበት ወንጀል እንደጥፋተኛ ያለመቆጠር በምስክርነት እንዲቀርብም ያለመንደድ መብት አለው::
- 4. ማናቸውም የተከሰሰ ሰው የቀረበበትን ማንኛውንም ማስረጃ የመመልክት፣ የቀረቡበትን ምስክሮች የመጠየቅ፣ ለመከላከል

arrest. Where the interest of Justice so requires, the court may order the arrested person to remain in custody or, when requested, remand him for an additional time strictly required to carry out the necessary investigation. In determining the additional time necessary for the investigation, the court shall ensure that the responsible law enforcement authorities carryout the investigation respecting the arrested person's right to a speedy trial.

- 5. No person under arrest may be compelled to make confessions or admissions which could be used in evidence against him. Accordingly, any form of evidence obtained under coercion shall not be admissible.
- 6. A person under arrest has the right to be released on bail. In exceptional circumstances prescribed by law, however, the court may deny bail or demand adequate guarantee for bail including that of conditional release of the arrested person.

Article-20 The Rights of an Accused Person

- 1. Any person accused of a criminal offense has the right to a public trail by an ordinary court of law within a reasonable period of time after having been charged. The court may however, hear cases in a closed session only with a view to protecting the right to privacy of the parties concerned, public moral and national security.
- 2. Any accused person has the right to be informed, with sufficient particulars, of the charge brought against him and to be provided with the charge in writing.
- 3. During proceedings, he has the right to be presumed innocent until proven guilty according to law and not to be compelled to testify against himself.
- 4. Any accused person has the right to full access to any evidence presented against him, to examine witnesses

,也是这种,我们是一个人的,我们也会是一个人的,他们也是一个人的,我们也可以是一个人的,我们也是一个人的,我们也是一个人的,我们也是一个人的,我们也是一个人的,

የሚያስችለውን ማስረጃ የማቅረብ ወይም የ<mark>ማስቀረብ</mark> እንዲሁም ምስክሮቹ ቀርበው እንዲሰሙ**ለት የመ**ጠየቅ **መብት** አለው::

- 5. ማናቸውም የተከሰሰ ሰው በመረጠው የሕግ ጠበቃ የመወከል ወይም ጠበቃ የማቆም አቅም በማጣቱ ምክንያት ፍትህ ሊጓደል የሚችልበት ሁኔታ ሲያጋፕም ከመንግሥት ጠበቃ የማግኘት መብት አለው።
- 6. ማናቸውም ሰው ክርክሩ በሚታይበት ፍርድ ቤት በተሰጠበት ትዕዛዝ ወይም ፍርድ ላይ ሥልጣን ላለው ፍርድ ቤት ይግባኝ የማቅረብ መብት አለው::
- 7. የፍርዱ ሂደት በማይገባው **ቋንቋ** በሚካሂድበት ጊዜ በመንግሥት ወጪ ክርክሩ እንዲተ<mark>ረጉምለት የመጠየቅ</mark> መብት አለው::

ልንቀዕ-21 በተበቃ ሥር ያለና በፍርድ የታሰሬ ሰው ምብቶች

- 1. በተበቃ ሥር ያስ ወይም በፍርድ የታሰረ ማናቸውም ሰው ሰብአዊ ክብሩን በሚጠብቁ ሁኔታዎች የመያዝ መብት አለው::
- 2. ከትዳር ጓድኛው፣ ከቅርብ ዘመዶቹ፣ ከጓደኞቹ፣ ከሃይማኖት አማካሪው፣ ከሀኪሙና ከሕግ አማካሪው *ጋር የመገ*ናኘትና እንዲኈበኙት ዕድል የማግኘት መብት አለው::

1. ማንኛውም ሰው የወንጀል ክስ ሲቀርብበት የተከሰሰበት ድርጊት በተፈፀመበት ጊዜ ድርጊቱን መፈፀሙ ወይም አለመፈፀሙ ወንጀል መሆኑ በሕግ የተደነገገ ካልሆነ

- testifying against him, to adduce or have evidence produced in his own defence, and to obtain the attendance and examination of witnesses on his behalf before the court.
- 5. Any accused person has the right to be represented by a legal counsel of his choice, and, if he does not in case have sufficient means to pay for such a service and miscarriage of justice would ensue as a consequence thereof, to be provided with legal representation at a state expense.
- 6. Any person has the right of appeal to the competent court against an order or a judgment rendered against him by the court which had first entertained the case.
- 7. He has the right to request for the assistance of an interpreter at a state expense when the court proceedings are conducted in a language he doesn't understand.

Article-21 The Rights of Person Held in Custody and Convicted Prisoner

- 1. Any person held in custody or one imprisoned upon conviction and sentencing has the right to be treated in conditions respecting his human dignity.
- 2. Such person shall have the right to obtain an opportunity to communicate with, and to be visited by, his spouse or partner, close relatives, friends, religious counsel or, medical doctor and his legal counsel.

Article-22 Non-Retroactivity of Criminal Law

1. Noone shall be held guilty of any criminal offense on account of any act or omission which did not constitute a criminal offense at the time when it was committed; nor shall

በስተቀር ሊቀጣ አይችልም። እንዲሁም ወንጀሉ በተፈፀመበት ጊዜ ለወንጀሉ ተፈፃሚ ከነበረው የቅጣት ጣሪድ በሳይ የከበደ ቅጣት በማንኛውም ሰው ሳይ አይወሰንም።

2. የዚህ አንቀጵ ንዑስ አንቀጽ 1 ድንጋጌ ቢኖርም ድርጊቱ ከተፈፀመ በኋላ የወጣ ሕግ ለተከሳሹ ወይም ለተቀጣው ሰው መቃሚ ሆኖ ከተገኘ ከድርጊቱ በኋላ የወጣው ሕግ ተፈፃሚነት ይኖረዋል።

አንቀዕ-23 በአንድ መንጀል ድ*ጋሚ ቅጣት ስ*ልመከልከል፡

ማንኛውም ስው በመንጀለኛ መቅጫ ሕግና ሥነ-ሥርዓት ሕግ ወይም አግባብ ባላቸው ሌሎች ሕጎች መሠረት ተከሶ የመጨረሻ በሆነና ጥፋተኝነቱ በተረጋገጠበት ወይም በነፃ በተለቀቀበት ወንጀል እንደገና አይከስስም ወይም አይቀጣም::

<u> ልንተፅ-24</u> የክብርና የመልካም ስም መብት

- 1. ማንኛውም ሰው በማናቸውም ሥፍራ በሰብአዊ ፍጡርነቱ አውቅና የማግኘት መብት አለው::
- 2. ማንኛውም ሰው ሰብዓዊ ከብሩና መልክም ስሙ የመከበር መብት አለው::
- 3. ማንኛውም ሰው የራሱን ስብፅና ከሌሎች ዜጐች መብቶች ጋር በተጣጣው ሁኔታ በነፃ የማሳደግ መብት አለው::

አን<u>ቀዕ-25</u> የአቡልነት መብት

ሁሉም ሰዎች በሕፃ ፊት እኩል ናቸው። በመካከ**ሳቸው** ማንኛውም ዓይነት ልዩነት ሳይደረግ በሕፃ እኩ<mark>ል ጥበ</mark>ቃ

- a heavier penalty be imposed on any person than the one that was applicable at the time when the criminal offense was committed.
- 2. Notwithstanding the provisions of sub-article 1 of this Article, a law promulgated subsequent to the commission of the offense shall apply if it is advantageous to the accused or sentenced person.

Article-23 Prohibition of Double Jeopardy

No person shall be liable to be tried or punished again for an offense for which he has already been finally convicted or acquitted in accordance with the penal law, criminal procedure law or any other laws pertinent thereto.

Article-24 Right to Honour and Reputation

- 1. Everyone has the right to enjoy recognition everywhere as a human person due to his creation as such.
- 2. Everyone has the right to respect for his human dignity, reputation and honour.
- 3. Everyone has the right to the free development of his personality in a manner compatible with the rights of other citizens.

Article-25 The Right to Equality

All persons are equal before the law and are entitled without any discrimination to the equal protection of the law. In this

ይደረግሳቸዋል። በዚህ , ረገድ በዘር፣ በብሔር-ብሔረሰብ፣ በቀለም፣ በፆታ፣ በቋንቋ፣ በሃይማኖት፣ በፖለቲካ አመለካከት፣ በማሀበራዊ አመጣጥ፣ በሀብት፣ በትውልድ፣ ወይም በሌላ አቋም ምክንያት ልዩነት ሳይደረግባቸው ሰዎች ሁሉ እኩልና ተጨባጭ የሕግ ዋስትና የማግኘት መብት አላቸው።

<u>አንቀፅ-26</u> የግል ሕይወት የመከበርና የመጠበት መብት

- 1. ማንኛውም ሰው የግል ሕይወቱ፣ ግላዊንቱ የመከበር መብት አለው:: ይህ መብት መኖሪያ ቤቱ፣ ሰውነቱና ንብረቱ ከመመርመር እንዲሁም በግል ይዞታው ያለ ንብረት ከመያዝ የመጠበቅ መብቶችን ያካትታል::
- 2. ማንኛውም ሰው በግል የሚፅፋቸውና **የሚፃባ**ፋቸው፣ በፖስታ የሚልካቸው ደብዳቤዎች፣ **አንዲ**ሁም በቴ**ሌፎን፣** በቴሌኮሙኒኬሽንና በኤሌክ**ትሮኒክስ** መሣሪያዎች የሚያደርጋቸው ግንኙነቶች አይደ**ፈሩም**።
- 3. የመንግሥት ባለሥልጣኖች እንዚህን መብቶች የማክበርና የማስከበር ግዴታ አለባቸው:: አስገዳጅ ሁኔታዎች ሲልጠሩና ብሔራዊ ደህንነትን፣ የሕዝብ ሰላምን፣ ወንጀልን በመከላከል፣ ጤናንና የሕዝብን የሞራል ሁኔታ በመጠበቅ ወይም የሌሎችን መብቶችና ጎፃነቶች በማስከበር ዓላማዎች ላይ በተመሠረቱ ዝርዝር ሕጎች መሠረት ካልሆነ በስተቀር የእንዚህ መብቶች አጠቃቀም ሊገደብ አይችልም::

<u>አንቀፅ-27</u> የሃይማኖት፣ የሀሊናና የአምነት ነፃነት

1. ማንኛውም ሰው የማሰብ፣ የሕሊና እና የሃይማኖት ነፃነት አለው። ይህ መብት ማንኛውም ሰው የመረጠውን ሃይማኖት ወይም አምነት የመያዝ ወይም የመቀበል፣ ሃይማኖቱንና አምነቱን ለብቻው ወይም ከሌሎች ጋር በመሆን በይፋ ወይም በግል የማምለክ፣ የመከተል፣ የመተግበር፣ የማስተማር ወይም የመግለጽ መብቶችን ያካትታል። respect, the law shall guarantee to all persons equal and effective protection without discrimination on the grounds of race, notion-nationality, colour, sex, language, religion, political opinion, social origion, property, birth, or other status.

Article-26 The Right to Privacy

- 1. Everyone has the right to privacy. This right shall include the rights not to be subjected to searches of his home, person or property, or the seizure of any property under his personal possession.
- 2. Everyone has the right to the inviolability of his notes and correspondence including postal, letters, and communications, made by means of telephone, telecommunications and electronic devices.
- 3. Public officials shall respect and protect these rights. No restrictions may be placed on the enjoyment of such rights except in compelling circumstances and in accordance with specific laws whose purposes shall be the safeguarding of national security or public peace, prevention of crimes or protection of health, public morality or the rights and freedoms of others

Article-27 Freedom of Religion, Conscience And Belief

1. Everyone has the right to freedom of thought, conscience and religion. This right shall include the rights of any person to hold or to adopt a religion or belief of his choice, and the freedom either individually or in community with others, and in public or private, to manifest his religion or belief in worship, observance, practice and teaching.

- 2. ብዚህ ሕገ-መንግሥት አንቀጽ 111 ንዑስ አንቀ**ጽ** 2 የተጠቀሰው እንደተጠበቀ ሆኖ የሃይማኖት ተከታዮች ሃይማኖታቸውን ለማስፋፋትና ለማደራጀት የሚያስችሏቸውን የሃይማኖት ትምሀርትና የአስተዳደር ተቋማት ለማቋቋም ይችላሉ።
- 3. ማንኛውም ሰው የሚፈልገውን እምነት ለመያዝ ያለውን ነፃነት በኃይል ወይም በሌሳ ሁኔታ በማስገደድ መገደብ ወይም መከልከል አይቻልም::
- 4. ወላጆችና ሌሎች ሕጋዊ አሳዳጊዎች በእምነታቸው መሠረት የሃይማኖታቸውንና የመልካም ሥነ-ምግባር ትምሀርት በመስጠት ልጆቻቸውን የማሣደግ መብት አሳቸው::
- 5. ሃይማኖትና አምነትን የመግለጽ መብት ሊገደብ የሚችለው የሕዝብን ደሀንነት፣ ሰላምን፣ ጤናን፣ ትምሀርትን፣ የሕዝብን የሞራል ሁኔታ፣ የሌሎች ዜጎችን መሠረታዊ መብቶች፣ ነፃነቶችና መንግሥት ከሃይማኖት ነፃ መሆኑን ለማረጋገጥ በሚወጡ ሕጎች ይሆናል።

<u> አንቀዕ-28</u> በሰብፅና ሳይ ስለሚፈጽሙ ወንጀሎች

ኢትዮጵያ ባወደቀቻቸው ዓለም አቀፍ ስምምነቶችና በሌሎች የአገሪቱ ሕጎች ውስጥ "በሰው ልጆች ላይ የተፈፀሙ ወንጀሎች" ተብለው የተወሰኑትን ወንጀሎች በተለይም የሰው· HC ማተፋትን፣ ያለፍርድ የሞት ቅጣት አርምጃ መውሰድን፣ በአስገጻድ ሁኔታ ሰውን መሰወርን ወይም ኢሰብአዊ የድብደባ ድርጊቶችን በፈጸሙ ሰዎች ላይ ክስ ማቅረብ በይርጋ አይታገድም፣ በሕግ አውጭው ክፍልም ሆነ በማንኛውም POOZYWI መማኔ በምሀረት አካል *መ* ይም በይቅርታ አይታለፍም::

- 2. Without prejudice to the provisions of sub-art.2 of Article-111 of this constitution, believers may establish institutions of religious education and administration in order to be able propagate and organize their religion.
- 3. Noone shall be subjected to coercion or other means which would otherwise restrict or prevent his freedom to hold a belief of his choice.
- 4. Parents and other legal guardians have the right to bring up their children ensuring their religious and moral education in conformity with their own convictions.
- 5. Freedom to express or manifest one's own religion and belief may be subject only to such limitations as are prescribed by laws and are necessary to protect public safety, peace, health, education, public morality or the fundamental rights and freedoms of other citizens and to ensure the independence of the state from religion.

Article-28 Crimes Against Humanity

Criminal liability of persons who commit "crimes against humanity" as defined and determined by international conventions ratified by Ethiopia and other laws of the country with particular reference to genocide, summary executions, forcible disappearances or tortures shall not be barred by a statute of limitation. Such offences may not even be commuted by amnesty or pardon of the legislature or any other organ of the state.

ክፍል ሁለት ዲሞክራሲያዊ መብቶች ኢንቀፅ-29 አመለካከትንና ሃሳብን በነፃ የመያዝና የመግለፅ መብት

- 1. ጣንኛውም ሰው ያ**ለጣንም ጣልቃ ገ**ብነት **የመሰለውን** አመለካከት ለመያዝ ይችላል።
- 2. ማንኛውም ስው ያለማንም ጣልቃ ገብነት ሃሣቡን የመግለጽ ነፃነት አለው። ይህ መብት በአገር ውስጥም ሆነ ከአገር ውጭ ወሰን ሳይደረግበት በቃልም ሆነ በጽሁፍ ወይም በሀትመት፣ በሥነ-ጥበብ መልክ ወይም በመረጠው በማንኛውም የማሰራጫ ዘዴ ማንኛውንም ዓይነት መረጃና ሃሣብን የመሰብሰብ፣ የመቀበልና የማሰራጨት ነፃነቶችን ያካትታል።
- 3. የፕሬስና የሌሎች መገናኛ ብዙሃን እንዲሁም የሥነ-ተበብ ፈጠራ ነፃነት ተረጋግጧል፡፡ የፕሬስ ነፃነት በተ**ለ**ይ የሚከተሉትን ሁኔታዎች ያጠቃልሳል፡-
 - /ሀ/ የቅድሚያ ምር*መራ* በ**ማን**ኛውም መልኩ የተከለከለ መሆኑን፣
 - /ለ/ የሕዝብን ጥቅም **የሚመለከት ማናቸውንም መረጃ** የማግኘት መብትን::
- 4. ለዲሞክራሲያዊ ሥርዓት አስፈላጊ የሆኑ መረጃዎች፣ ሃሳቦችና አመለካከቶች በነፃ መንሸራሸራቸውን ለማረጋገጥ ሲባል ፕሬስ በተቋምነቱ የአውራር ነፃነትና የተለይዩ አስተያየቶችን የማስተናገድ ችሎታ እንዲኖረው የሕፃ ጥበቃ ይደረግለታል።
- 5. በክልሉ ውስጥ በ*መንግሥት ገንዘብ* የሚካሂድ ወይም በመንግሥት ቁጥፕር ሥር ያለ ማናቸውም መገናኛ ብዙሃን

PART TWO DEMOCRATIC RIGHTS Article-29

The Right to Freely Holding And Expression of Opinion and Thought

- 1. Everyone has the right to hold opinions of his own perception without any one's interference.
- 2. Everyone has the right to freedom of expression without any interference. This right shall include freedoms to seek, receive and impart information and ideas of all kind, regardless of frontiers, at home and abroad, either orally, in writing or in print, in the form of art, or through any media of his choice.
- 3. Freedom of the press and other mass media and freedom of artistic creativity is guaranteed. Freedom of the press shall specifically include the following elements: -
 - (a) Prohibition of any form of censorship;
 - (b) The right to have access to any information pertaining to public interest.
- 4. In order to ascertain the free flow of information, ideas and opinions which are essential to the functioning of a democratic order, the press shall, as an institution, enjoy legal protection to guarantee its operational independence and its capacity to entertain diverse opinions.
- 5. Any mass media in the regional state financed by and operated under the control of the government shall be carried

ያተለያዩ አስተያየቶችን ለማስተናገድ በሚያስችለው ሁኔታ እንዲመራ ይደረጋል።

- 6. እክዚህ መብቶች ገደብ ሊጣልባቸው የሚችለው "የሃሳብና መረጃ የማግኘት ንፃነት በአስተሳሰባዊ ይዝቱና ሊያስክትል በሚችለው አስተሳሰባዊ ውጤት ሊገታ አይገባውም" በሚል መርህ ሳይ ተመሰርተው በሚወጡ ሕጎች ብቻ ይሆናል። ሆኖም የመጣቶችን ደህንነት፣ የሰውን ከብርና መልክም ስም ለመጠበት ሲባል ሕጋዊ ገደቦች በእክዚህ መብቶች ሳይ ሲደነገት ይችላሉ። የጦርነት ቅስቀሳዎች እንዲሁም ሰብአዊ ከብርን የሚነት የአደባባይ መግለጫዎች በህግ የሚከለከሉ ይሆናሉ።
- 7. ማንኛውም ሰው ከላይ በተጠቀሱት መብቶች አጠቃቀም ሬንድ የማይጣሱ ሕጋዊ ንደቦችን ተሶ ከተገኘ በህግ ተጠይቂ ሲሆን ይችላል።

ልንተፅ-30 የመስብስብ፣ ሠላማዊ ሠልፍ የማድረግ ንሃነተና አቤቱታ የማቅረብ መብት

- 1. ግንኛውም ሰው ከሌሎች ጋር በመሆን መሣሪያ ሳይዝ በሠላም የመሰብሰብ፣ ሠላማዊ ሰልፍ የማድረግ ንፃነትና አቤቱታ የማቅረብ መብት አለው። ከቤት ውጭ የሚደረጉ ስብሰባዎችና ሠላማዊ ሰልፎች በሚንቀሳቀሱባቸው ቦታዎች በሕዝብ እንቅስቃሴ ላይ ችግር እንዳይፈዋሩ ለማድረግ መይም በመካሄድ ላይ ያለ ስብሰባ ወይም ሠላማዊ ሠልፍ ሠላምን፣ ዲሞክራሲያዊ መብቶችንና የሕዝብን የሞራል ሁኔታ እንዳይተሱ ለማስጠበቅ አማባብ ያላቸው ደንቦችና ሥርዓቶች ሲደነገን ይችላሉ።
- 2. ይህ መብት የወጣቶችን ደህንነት፣ **የሰ**ውን ክብርና መልካም ስምን ለመጠበት፣ የጦርነት ቅስቀሳዎች እንዲሁም ሰብአዊ ክብርን የሚነክ የአደባባይ መማለጫዎችን ለመከላከል ሲባል በሚወጡ ሕጎች መሠረት ተጠደቂ **ከመሆን** ኢየድንም::

- out and managed in such a manner as to ensure its capacity to entertain diversity in the expression of opinions.
- 6. These rights may be limited only through laws which are enacted on the basis of the principle that "freedom of expression and information should not be limited on account of the content or effect of the point of view expressed therein". Legal limitations may, however, be laid down with regard to these rights in order to protect the wellbeing of the youth as well as the honour and reputation of individuals. Any form of propaganda for war as well as public expressions of opinion intended to injure human dignity shall be prohibited by law.
- 7. Any person who is found to have violated any of the abovestipulated legal limitations on the exercise of these rights, may be held liable under the law.

Article-30 Freedom of Assembly, Peaceful Demonstration and the Right to Petition

- 1. Everyone is free to assemble and demonstrate together with others peaceably and unarmed, and has the right to petition. Appropriate rules and procedures maybe provided for in the interest of public convenience relating to the location of open-air meetings and the routes of movement of demonstrators or, for the protection of democratic rights, public morality and peace during such a meeting or demonstration.
- 2. This right may not exonerate one from liability under laws enacted with the view to protecting the wellbeing of the youth or honour and reputation of individuals, and such other laws as are laid down to prohibit any form of propaganda for war and similar public expressions of opinion intended to injure human dignity.

አንቀ<u>0-31</u> የመሄራጀት መብት

ማንኛውም ሰው ለማንኛውም ዓላማ በማሀበር የመደራጀት መብት አለው። ሆኖም አግባብ ያለውን ሕግ በመጣስ ወይም ሕገ-መንግሥታዊ ሥርዓቱን በሀገ ወጥ መንገድ ለማፍረስ የተመሠረቱ ወይም የተጠቀሱትን ተግባራት የሚያራምዱ ድርጅቶች የተከለከሉ ይሆናሉ።

ልንቀዕ-32 የመዘዋወር ነፃነትና የመኖሪያ ቦታ የመመሥሬት መብት

በኢትዮጵያ ፌዴራላዊ ዲሞክራሲያዊ ሪፑብሊክ ሀገ-መንግሥት አንቀጽ 32 የተደነገገው እንደተጠበቀ ሆኖ ማንኛውም የክልሉ ነዋሪ ወይም በሀጋዊ መንገድ በክልሉ ውስጥ የሚገኝ ሰው በመረጠው የክልሉ አካባቢ የመዘዋወርና የመኖሪያ ቦታ የመመሥረት፣ ሰርቶ የመኖር፣ ሀብትና ንብረት የማፍራትና የመያዝ እንዲሁም በፈለገ ጊዜ ከክልሉ የመውጣት መብት አለው።

አ<u>ንቀፅ-33</u> በሕዝባዊና መንግሥታዊ ሥራዎች የመሆጣራት መብት

የክልሱን የሥራ ቋንቋ የሚያውቅ ማንኛውም ኢትዮጵያዊ በማናቸውም የክልሱ ሕዝባዊና መንግሥታዊ ሥራዎች ተመርጠ ወይም ተመደበ የመሥራት መብት አለው።

<u>አንቀፅ-34</u> የ2ብቻ፣ የግልና የቤተሰብ *ማ*ብቶች

1. በሕግ ከተወሰነው የጋብቻ ዕድሜ የደረሱ ወንዶችና ሴቶች በዘር፤ በብሔር-ብሔረሰብ፣ በሀይማኖት ወይም በሌሎች ምክንያቶች ልዩነት ሳይደረግባቸው የማግባትና ቤተሰብ

Articl-31 Freedom of Association

Every person has the right to freedom of association for any cause or purpose. Organizations formed, in violation of appropriate laws, or to illegally subvert the constitutional order, or which promote such activities are, however, prohibited.

Article-32 Freedom of Movement and the Right to Establish Residence

Without prejudice to the provisions of Art, 32 of the Constitution of the Federal Democratic Republic of Ethiopia, any resident of the regional state or person found therein in a legal way, has the rights to freedom of movement and establish place of abode in any area of his choice inside the regional state, live with gainful occupation, produce and thereby possess wealth and property as well as leave the region any time he wishes to.

Article-33 The Right to Engage in Public And Governmental Occupations

Any Ethiopian who understands the working language of the regional state has the right to work in any of the region's public or governmental employment positions to be obtained either through electoral or placement procedures.

Article-34 Marital, Personal and Family Rights

1. Men and women, who have attained marriageable age, have, without distinction as to race, nation-nationality, religion or any other grounds, the right to marry and found a family.

የመመሥረት መብት አሳቸው። በኃብቻ አፈባበም፣ በኃብቻ ዘመንና በፍቺ ጊዜ እኩል መብት አሳቸው። በፍች ጊዜም የልጆች መብትና ጥቅም እንዲከበር የሚያደርጉ የሀግ ደንጋኒዎች ይወጣሉ።

- 2. ኃብቻ በተጋቢዎች ነፃና ሙሉ ፊቃደኝነት ላይ ብቻ ይመሠረታል::
- 3. ቤተሰብ የሕብረተስብ የተፈጥሮ መሠረታዊ መነሻ ነው:: ስለሆነም ከሀብረተሰቡና ከመንግሥት ጥበቃ የማግኘት መብት አለው::
- 4. በሕግ በተለይ በሚዘረዘረው መሠረት በሃይማኖት ወይም በባሀል የሀግ ሥርዓቶች ላይ ተመሥርተው ለሚፈፀሙ ጋብቻዎች አውቅና የሚሰጥ ሕግ ሊወጣ ይችላል::
- 5. ይሀ ሕገ-መንግሥት የግልና የቤተሰብ ሕግን በተመለከተ በተከራካሪዎች ፌቃድ፣ በሃይማኖቶች ወይም በባ<mark>ሀሎች</mark> ሀጐች መሠረት መዳኘትን አይከለክልም:: ዝርዝሩ በሀግ

ልንቀፅ-35 የሴቶች መብት

- 1. ሲቶች ይሀ ሕገ-መንግሥት በአረ*ጋገጣቸው መብቶችና* ተበቃዎች በመጠቀም ረገድ ከወንዶች ጋር እኩል መብት አላቸው::
- 2. ሴቶች በዚህ ሕገ-መንግሥት በተደነገገው መሠረት በኃብቻ ከወንዶች ጋር እኩል መብት አላቸው::
- 3. ሴቶች በበታችነትና በልዩነት ሲታዩ በመቆየታቸው ምክንያት የደረሰባቸውን የታሪክ ጠባሳ ከግምት ውስጥ በማስገባት ይኽው የታሪክ ጠባሳ አንዲታረምላቸው በተጨማሪ የድጋፍ እርምጃዎች ተጠቃሚ የመሆን መብት አሳቸው። በዚህ ረገድ የሚወሰዱት እርምጃዎች ዓላማ በፖለቲካዊ፣ በማህበራዊና በኢኮኖሚያዊ መስኮች እንዲሁም በመንግሥትና በግል ተቋሞች ውስጥ ሴቶች ከወንዶች ጋር

They have equal rights while entering into, during marriage and at the time of divorce. Legal provisions shall be provided with the view to ensuring the protection of rights and interests of children at the time of divorce.

- 2. Marriage shall be entered into only with the free and full consent of the intending spouses.
- 3. The family is the natural, fundamental unit of the society. Accordingly, it is entitled to the right of protection by society and the state.
- 4. In accordance with provisions to be specified by law, a law giving recognition to marriages concluded under systems of religious or customary laws may be enacted.
- 5. This constitution shall not preclude the adjudication of disputes relating to personal and family laws in accordance with religious or customary laws, with the consent of the parties to the dispute. Particulars shall be determined by law.

Article-35 Rights of Women

- 1. Women shall, in the enjoyment of rights and protections provided for by this constitution, have equal right with men.
- 2. Women have equal rights with men in marriage as prescribed by this constitution.
- 3. Taking into account the historical scar suffered by them due to their prolonged treatment with inequality and discrimination, women are, in order to have such a scar rectified in their favour, entitled to enjoy additional affirmative measures. The purpose of such measures shall of course be to provide with special attention to women so as to enable them compete and participate on the basis of equality

በእኩልነት ተወዳዳሪና ተሳታፊ እንዲሆኑ ለማድረግ እንዲቻል ልዩ ትኩረት ለመስጠት ነው።

- 4 ሴቶች ከጎጂ ልማድ ተዕዕኖ ለመሳቀቅ ያሳቸውን መብት መንግሥት ማስከበር አለበት። ሴቶችን የሚጨቁኑ ወይም በአካላቸው ወይም በአእምሯቸው ላይ ጉዳት የሚያስከትሉ ሕጎች፣ ወጎችና ልማዶች የተከለከሉ ናቸው::
- 5. ሴቶች የቅጥር፣ የሥራ እድንት፣ የክፍያና ሙሬታን የማስተሳለፍ እኩል መብት አላቸው::
- 6. በመንግሥት መሥሪያ ቤቶች ወይም በግል ድርጅቶች ተቀጥረው የሚሠሩ ሴቶች:-
 - /ሀ/ የወሲድ ፌቃድ ከሙሉ የደመወዝ ክፍያ ጋር የማግኘት መብት አሳቸው። የወሊድ ፌቃድ ርዝመት ሴቷ የምትሥራውን ስራ ሁኔታ፣ የሀፃኑንና የቤተሰቡን ደሀንነት ከግምት ውስጥ በ**ማስገባት** በሀግ ይወሰናል።
 - /ለ/ የወሊድ ፌቃድ በሕግ በሚወሰነው መሠረት ከሙሉ የደመመዝ ክፍያ ጋር የሚሰጥ የአርግዝና ፈቃድን ሊጨምር ይችላል።
- 7. ሴቶች በእርግዝናና በወሊድ **ምክን**ያት የሚደርስባቸውን የቤተሰብ ምጣኔ ትምህርት፣ መረጃና አቅም የማግኘት መብት አላቸው።
- 8. ሴቶች ንብረት የጣፍራት፣ የማስተጻደር፣ የመቆጣጠር፣ የመጠቀምና የማስተላለፍ መብት አላቸው። በተለይ መሬትን በመጠቀም፣ በማስተላለፍ፣ በማስተዳደርና በመቆጣጠር ረገድ ከወንዶች ጋር እኩል መብት አላቸው:: እንዲሁም ውርስን በሚመለከት በእኩልነት የመታየት መብት አላቸው:::
- 9. ሴቶች በብሔራዊ ክልሱ የልማት ፖሊሲዎች፣ እቅዶችና ፕሮጀክቶች ዝግጅትና አ**ፈባ**ዐም **በተለ**ይ የሴቶችን ተቅም

- with men in political, social and economic fields as well as in public and private institutions.
- 4. The state shall enforce the right which the women have to extricate themselves from the influences of harmful customs. laws, customs and practices that are meant to oppress or cause physical or mental harm to women are prohibited.
- 5. Women shall have the right to equality with regard to emplyment, promotion, pay and the transfer of pension entitlements.
- 6. Women employed by and working for public bodies or private organizations shall: -
 - (a) Have the right to maternity leave with full pay. The duration of maternity leave shall be determined by law taking into account the nature of the work, the health of the mother as well as the wellbeing of the child and the family.
 - (b) Maternity leave may, in accordance with the provisions of law, include pre-natal leave with full pay.
- 7. With the view to preventing harm arising from pregnancy and child birth and in order to safeguard their health, women have the right of access to family-planning education, information and capacity.
- 8. Women have the right to acquire, administer, control, use and transfer property. In particular, they have equal rights with men, as regardes the use, transfer, administration and control of land. They shall also enjoy equal treatment with respect to inheritance.
- 9. Women have the right to full consultation in the formulation of plans and development policies of the national regional

በሚነኩ ፕሮጀክቶች ላይ ሃሣባቸውን በተሟላ ሁኔታ እንዲሰጡ የመጠየቅ መብት አላቸው።

<u>አንቀስ-36</u> የሕፃናት *ሚ*ብት

- 1. ማንኛውም ሕፃን የሚከተሉት መብቶች አሉት፡-
 - 10/ (11.20) PorgC:
 - /ለ/ ስምና ዜማንት የማማኝት፣
 - /ሐ/ ወላጆችን ወይም በህግ የማሳደግ መብት ያላቸውን ስዎች የማወቅና የአነሱንም እንከብካቤ የማግኘት፣
 - /መ/ ጉልበቱን ከሚበዘብቡ ልማዶች የመጠበቅ፣ በትምህርቱ፣ በጤናውና በደህንነቱ ሳይ ጉዳት የሚያደርሱ ስራዎችን እንዲሰራ ያለመገደድ ወይም ከመስራት የመጠበቅ፣
 - /፡፡/ በትምህርት ቤቶች ወይም በሕፃናት ማሳደጊያ ተቋሞች ውስጥ በአካሉ ላይ ከሚፈፀም ወይም ከሞካኔና ኢሰብአዊ ከሆነ ቅጣት ነፃ የመሆን፡፡
- 2 ሕፃናትን የሚመለከቱ እርምጃዎች በሚመስዱበት ጊዜ በመን ግሥታዊ ወይም በግል የበት አድራትት ተቋሞች፣ በፍርድ ቤቶች፣ በአስተዳደር ባለሥልጣኖች ወይም በሕግ አውጭ አካላት የሕፃናት ደህንነት በቀደምትነት መታሰብ አለበት።
- 3 ወጣት አጥሬዎች፣ በማረሚያ ወይም በ<mark>ማቋቋሚያ ተቋ</mark>ሞች የሚገኙና በመንግሥት አርዳታ የሚያድጉ ወጣቶች በመንግሥት ወይም በግል አጓለማውታን ተቋሞች ውስጥ የሚገኙ ወጣቶች ከአዋቂዎች ተለይተው መያገ አለባቸው::
- 4. ከኃብቻ ውጭ የተወለዱ ሕፃናት በኃብቻ ከተወለዱ ሕፃናት ኃር እኩል መብት አላቸው።

state as well as the designing, preparation and execution of projects, and particularly in the case of projects affecting the interests of women.

Article-36 The Rights of Children

- 1. Every child has the following rights: -
 - (a) To life,
 - (b) To a name and nationality,
 - (c) To know and be cared for by his parents or legal guardians,
 - (d) Not to be subjected to exploitative practices, neither to be required nor permitted to perform work which may be hazardous or harmful to his education, health or wellbeing,
 - (e) To be free from corporal punishment or cruel and inhumane treatment in schools and other institutions responsible for the care and upbringing of children.
- 2. In all actions concerning children undertaken by public and private welfare institutions, courts of law, administrative authorities or legislative bodies, the primary consideration shall be the best interests of the child.
- 3. Juvenile offenders admitted to corrective or rehabilitative institutions, and juveniles who become wards of the state or who are placed in public or private orphanages, shall be kept separately from adults.
- 4. Children born out of wedlock shall have the same rights as children born of wedlock.

5, መንግሥት ለእጓለማውታን ልዩ ተበቃ ያደር**ግላቸዋል።** በኁዲፈቻ የሚያድጉበትን ሥርዓት የሚያመቻቹና የሚያስፋፉ እንዲሁም ደህንነታቸውንና ትምሀርታቸውን የሚያራምዱ ተቋሞች እንዲመሥረቱ ያበረታታል።

<u>አንቀፅ-37</u> ፍትህ የማግኘት መብት

- 1. ጣንኛውም ስው በፍርድ ሊወሰን የሚገባውን ለፍርድ ቤት ወይም ለሌሳ በሀግ የዳኝነት ሥልጣን ለተሰጠው አካል የጣቅረብና ውሣኔ ወይም ፍርድ የ<mark>ማግኘት መ</mark>ብት አለው።
- 2, በዚህ አንቀጽ ንዑስ አንቀጽ 1 የተ**መለከ**ተው ውሣኔ ወይም ፍርድ፡-
 - /ሀ/ ማንኛውም ማሀበር የአባላቱን የ*ጋራ* ወይም **የግል** ተቅም በመወከል፣ ወይም
 - /ለ/ ማንኛውንም ቡድን ወይም ተመሳሳይ ጥቅም ያላቸውን ሰዎች የሚወከል ግለሰብ ወይም የቡድን አባል የመጠየቅና የማግኘት መብት አለው።

አን<u>ቀፅ-</u>38 የመምረ<u>ተና የመመረ</u>ታ መብት

- 1. ማንኛውም ኢትዮጵያዊ በቀለም፣ በዘር፣ በብሔር-ብሔረሰብ፣ በፆታ፣ በቋንቋ፣ በሃይማኖት፣ በፖለቲካ ወይም በሌላ አመለካከት ወይም አቋም ላይ የተመሠረተ ልዩነት ሳይደረግበት የሚከተሉት መብቶች አሉት:-
 - /ሀ/ በቀተታና በነፃነተ በመረጣቸው ተወካዮች አማካኝነት በሕዝብ ጉዳይ አስተዳደር የመሳተፍ፣
 - /ለ/ በማናቸውም የ*ማንግሥት አስተጻ*ደር እርከን በየጊዜው በሚካሂደው የ*ማንግ*ስት ምርጫ አድሜው 18 ዓመት

5. The state shall accord special protection to orphans and shall encourage the establishment of institutions which ensure and promote their adoption and advance their welfare, and education thereof.

Article-37 Right of Access to Justice

- 1. Everyone has the right to bring a justiciable matter to, and to obtain a decision or judgement by a court of law or any other competent body with judicial power.
- 2. The decision or judgement referred to under sub-art. 1 of this Article hereof may also be sought by:-
 - (a) Any association representing the collective or individual interest of its members, or
 - (b) Any group or person who is a member of, or represents a group with similar interests.

Article-38 The Right to Vote and to be Elected

- 1. Every Ethiopian has, without any discrimination, based on colour, race, nation-nationality, sex, language, religion, political or other opinion or status, the following rights: -
 - (a) To take part in conduct of public affairs, directly and through freely chosen representatives,
 - (b)To vote on the attainment of 18 years of age and to be elected on the attainment of 21 years of age, throughout

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[°]ሲሞላ በሕ**ግ መሠረት የመምረ**ጥና እድሜው 21 ዓመት ሲሞላ ደግሞ የመመረጥ መብት አለው::

- 2 ምርጫው ሁሉን አቀፍ፣ በሁሉም እኩልነት ላይ የተመሠረትና መራጩ ሕዝብ ፌቃዱን በምስጢር ድምፅ አሰጣፕ ሥርዓት በነፃነት የሚገልፅበትን ዋስትና የሚሰጥ መሆን አለበት።
- 3. በፖለቲካ ድርጅቶች፣ በሥራተኞች፣ በንግድ አሰሪዎችና በሙያ ማሀበራት ለመሳተፍ ድርጅቱ የሚጠይቀውን ጠቅሳሳና ልዩ የአባልነት መሥፌርት የሚያሟሳ ማንኛውም ሰው በፍሳኈቱ አባል የመሆን መብቱ የተከበረ መሆን አለበት::
- 4. በዚህ አንቀጽ ንዑስ አንቀጽ 2 በተመለከቱት ድርጅቶች ውስጥ ለኃላፊነት ቦታዎች የሚካሂዱ ምርጫዎች ነፃና ዲሞክራሲያዊ በሆነ መንገድ ይፈጽማሉ።
- 5. የዚህ አንቀጽ ንዑስ አንቀጽ 3 እና 4 ድንጋጌዎች የሕዝብን ተቅም ሰፋ ባለ ሁኔታ የሚነኩ እስከሆነ ድረስ በሕዝባዊ ድርጅቶች ላይ ተፈፃሚዎች ይሆናሉ::

አ<u>ንቀፅ-39</u> የአ<u>ግራ ብሔራዊ ክልል ሕዝብ መ</u>ብቶች

የአማራ ብሔራዊ ክልል ሕዝብ በኢትዮጵያ ፌዴራላዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግሥት የራስን እድል በራስ የመወሰን እስከ መገንጠል ድረስ ያለው መብቱ በማናቸውም መልኩ ያለገደብ የተጠበቀ ነው። በዚህም መሠረት የብሔራዊ ክልሉ ሕዝብ:-

1. የራሱን ብሔራዊ ማንነት የመጠበቅና የማስከበር፣ ቅርሱንና ታሪኩን የመንከባከብና የማበልፀግ እንዲሁም በቋንቋው የመጠቀም፣ ቋንቋውን የማሳደግ፣ ባህሱን የመግለፅ፣ የማጸበርና የማስፋፋት መብት አለው:: peridically conducted elections to any public office at any level of state administration, inaccourdance with law.

- 2. Elections shall be carried out on the basis of universal and equal suffrage and have to be held under secrect ballot ultimately guaranteeing the free expression of the will of the electorate.
- 3. The right of everyone to be a member of his own will in a political organization, labour- union, business organization, or employers' or professional association shall be respected if he meets the special and general requirements stipulated by such organization.
- 4. Elections to positions of responsibility within any of the organizations referred to under sub-art.2 of this Article hereof shall be conducted in a free and democratic manner.
- 5. The provisions of sub-arts. 3 and 4 of this Article hereof shall apply to civic organizations which may significantly affect the public interest.

Article-39 The Rights of the Peoples of the Amhara National Regional State

The unconditional right of the peoples of the Amhara National Regional State to self-determination including secession as has been enshrined in the constitution of the Federal Democratic Republic of Ethiopia is, in any way, guaranteed and protected without any form of restriction. Accordingly, the people of the National Regional State: -

1. Has the right to preserve its own National identity and strive towards its due respect, maintain, enrich and care for its legacy and history as well as utilize and enhance its own language, assert its own culture, develop and promote same.

- 2. በራሱ መልክዓ-ምድራዊ ክልል ውስጥ የራሱን ጉዳይ በራሱ የመጨረስ፣ ራሱን በራሱ የማስተዳደርና እንዲሁም በፌዴራሱ መንግሥት ውስጥ በነፃነት፣ አድልዎ በሌለበት ተገቢና ፍትህዊ በሆነ የውክልና አማባብ ውጤታማ ተሳትፎ የማድረግ መብት አለው።
- 3. የአማራ ብሔራዊ ክልል ሕዝብ ራስን የማስተዳደር መብት ሕዝቡ በሰፈረበት መልክዓ ምድር ራሱን የሚያስተዳድርባቸውን መንግሥታዊ ተቋማት የማቋቋምና በፌዴራሉ መንግሥት አስተዳደር ውስጥ ሚዛናዊ ውክልና የማግኘት መብቶችን ያጠቃልላል።
- 4. በዚህ አንቀጽ ከንዑስ አንቀጽ 1 እስከ ንዑስ አንቀጽ 3 የተጠቀሱት መብቶች ታገዱ፣ ተረገጡ ወይም ተሸራረፉ ብሎ ባመነበትና ባንድነት ሥር ሆኖ ሊያስተካክላቸው ባልቻለበት ጊዜ በኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ህገ-መንግስት አንቀጽ 39 በተደነገገው መሠረት የራሱን እድል በራሱ እስከ መገንጠል ድረስ የመወሰን መብቱን ተግባራዊ ያደርጋል።
- 5. ብሔሮች፣ ብሔረሰቦችና ሕዝቦች በዚህ አንቀጽ ንዑስ አንቀጽ 4 መሠረት ያሳቸው የራስን አድል በራስ የመወሰን እስከ መገንጠል መብት በሥራ ሳይ የሚውለው:-
 - /ሀ/ የመገንጣል ጥያቄው በብሔር-ብሔረሰቡ ወይም በሕገበ ምክር ቤት ሁለት ሦስተኛ ድምጽ ድጋፍ ተቀባይነት ማግኘቱ ሲረጋገጥ፣
 - /ለ/ የፌዴራሉ መንግሥት የብሔር-ብሔረሰቡ ወይም የሕዝቡ ምክር ቤት የመገንጠል ውሣኔ በደረሰው በሦስት ዓመታት ጊዜ ውስጥ ለጠያቂው ብሔር-ብሔረሰብ ወይም ሕዝብ ሕዝበ-ውሣኔ ሲያደራጅ፣

- 2. It also has, within the geographical limit of its territory, the right to the final determination of its own affairs, exercise self-government as well as enjoy an effective participation in the system of the federal government in a freer, nondiscriminatory, appropriate, fair and equitable means of representation.
- 3. The right of the peoples of the Amhara National Regional State to exercise self-government shall include those rights to establish governmental institutions of administrative purposes within the geographical area of its inhabitation as well as obtain an equitable representation in the administrative arrangement of the federal government.
- 4. Where it is of the opinion that the rights mentioned under sub-arts. 1-3 of this Article hereof have been suspended, abrogated or abridged and hence could no longer be rectified under the circumstances, while in unity, it shall exercise its right of self-determination up to secession in accordance with the provisions of Article 39 of the Constitution of the Federal Democratic Republic of Ethiopia.
- 5. The right of Nation-Nationalities and peoples to selfdetermination up to secession as contained under sub-art, 4 of this Article hereof, may only come into effect: -
 - (a) Where it is ascertained that the demand for secession under consideration has been accepted by an approval of the supporting vote of the two-thirds majority of the council belonging to the nation-nationality or people concerned,
 - (b) When the federal government organizes a referndum which must take place within three years from the time it received the decision for secession of the council of the nation-nationality or people concerned,

/መ/ የፌዴራስ መንግሥት መገንጠሉን ለመረጠው ብሔር-ብሔረሰብ ወይም ሕዝብ ምክር ቤት ሥልጣኑን

/፡፡/ በሕግ በሚወሰነው መሠረት የንብረት ክፍፍል ሲደረግ ነው::

- 6. በዚህ አንቀጽ ከንዑስ አንቀጽ 1 እስከ ንዑስ አንቀጽ 5 የተጠቀሱት ብሔራዊ መብቶች በክልሉ ውስጥ ለሚገኙት የኸምራ፣ የአዊና የኦሮሞ ሕዝቦችም ይሠራሉ።
- 7. በዚህ ሕገ-መንግሥት ውስጥ "ብሔር-ብሔረሰብ" ወይም "ሕዝብ" ማለት ቀጥሎ የተገለፁትን ባሕር ያት የሚያሳይ ማህበረሰብ ነው። ስፋ ያለ የጋራ ጠባይ የሚያንፀባርቅ ባሕል ወይም ተመሳሳይ ልምዶች ያላቸው፣ ሊግባቡበት የሚችሉበት የጋራ ቋንቋ ያላቸው፣ የጋራ ወይም የተዛመደ ሕልውና አለን ብለው የሚያምኑ የሥነ-ልቡና አንድነት ያላቸውና በአብዛኛው በተያያዘ መልክዓ- ምድር የሚኖሩ።

<u> አንቀፅ-40</u> ደንብሬት *መ*ብት

- 1. በክልሉ ውስጥና ከክልሉ ውጭ የሚኖር ማንኛውም ኢትዮጵያዊ የግል ንብረት ባለቤት መሆኑ ይከበርለታል። ይሀ መብት የሕዝብን ጥቅም ለመጠበቅ በሌላ ሁኔታ በሀግ አስካልተወሰነ ድረስ ንብረት የመያዝና በንብረት የመጠቀም ወይም የሌሎች ዜጎችን መብቶች አስካልተቃረነ ድረስ ንብረት የመሸጥ፣ የማውረስ ወይም በሌላ መንገድ የማስተላለፍ መብቶችን ያካትታል።
- 2. ለዚህ አንቀጽ አላማ "የግል ንብረት" ማለት በክልለ መስጥና ከክልሉ ውጭ የሚኖር ማንኛውም ኢትዮጵያዊ ወይም ሕጋዊ ሰውነት በሀግ የተሰጣቸው አገር አቀፍ ወይም

- (c) When the demand for secession is supported by a majority vote in the said referndum,
- (d) When the Federal Government will have transferred its powers to the council of the nation-nationality or people opting to secede, and
- (e) When the division of assets is effected in a manner prescribed by law.
- 6. The National rights stipulated under sub-art, 1-5 of this Article hereof shall apply with respect to the peoples of Himra, Awi and Oromia as well.
- 7. "Nation-Nationality" or "people", for the purpose of this constitution, is a group of people who have or share a large measure of a common culture or similar customs, mutual intelligibility of language, belief in a common or related identities, a common psychological make-up, and who inhabit an identifiable, pre-dominantly contiguous territory.

Article-40 The Right to Property

- 1. Any Ethiopian residing inside or outside the regional state has the right to the ownership of private property. Unless otherwise prescribed by law on account of public interest, this right shall include the right to acquire, to use and, in a manner compatible with the rights of other citizens, to dispose of such property by sale or bequest or to transfer it otherwise.
- 2. "Private property" for the purpose of this Article, shall mean any tangible or intangible product which has value and is produced by the labour, creativity, enterprise or capital of

ክልላዊ ማሕበራት ወይም አማባብ ባላቸው ሁኔታዎች በሀግ በተለይ በኃራ የንብረት ባለቤቶች እንዲሆኑ የተፈቀደላቸው ማሕበረሰቦች፣ በጉልበታቸው፣ በፈጠራ ችሎታቸው ወይም በካፒታላቸው ያፈሩት ተጨባጭ የሆነና የተጨባጭነት ጠባይ ሳይኖረው ዋኃ ያለው ውጤት ነው::

- 3. የገጠርም ሆነ የከተማ መሬትና የተፈጥሮ ሀብት ባለቤትነት መብት የመንግሥትና የሕዝብ ብቻ ነው። መሬት የማይሸጥ የማይለወጥ የክልሉ ሕዝብ የ*ጋራ ንብረት ነው*።
- 4 የክልሱ አርሶ አደሮች መሬት በነፃ የማግኘትና ከመሬታቸው ያለመፈናቀል መብታቸው የተከበረ ነው:: አፈፃፀሙ በሕግ ይወሰናል::
- 5. በክልሉ የሚገኙ አርብቶ-አደሮች ለግጦሽም ሆነ ለእርሻ የሚጠቀሙበት መሬት በነፃ የማግኘት፣ የመጠቀምና ከመሬታቸው ያለመፈናቀል መብት አላቸው:: አፈፃፀሙ በህግ ይወሰናል::
- 6. የመሬት ባለቤትነት የሕዝብ መሆኑ እንደተጠበቀ ሆኖ የክልሉ መንግሥት ለግል ባለሀብቶች በሕግ በሚወሰን ክፍያ በመሬት የመጠቀም መብታቸውን ያስከብርሳቸዋል፡፡ ዝርዝሩ በሀግ ይወሰናል::
- 7. በክልሉ ውስተ ወይም ከክልሉ ውጭ የሚኖር ማንኛውም ኢትዮጵያዊ በጉልበቱ ወይም በገንዘቡ በመሬት ላይ ለሚገነባው ቋሚ ንብረት ወይም ለሚያደርገው ቋሚ መሻሻል ሙሉ መብት አለው። ይህም መብት የመሸጥ፣ የመለወጥ፣ የማውረስ፣ የመሬት ተጠቃሚነቱ ሲቋረጥ ደግሞ ንብረቱን የማንሳት፣ ባለቤትነቱን የማዛወር ወይም የካሣ ክፍያ የመጠየቅ መብቶችን ያካትታል። ዝርዝሩ በህግ ይወስናል።

any Ethiopian individual residing inside or outside the regional state, nation-wide or regional associations which enjoy juridical personality under the law, or in appropriate circumstances, by communities specifically empowered by law to own property in common.

- 3. The right to ownership of rural and urban land, as well as of all natural resources, is exclusively vested in the state and the people as a whole. Land is a common property of the peoples of the regional state and hence shall not be subject to sale or to other means of exchange.
- 4. The peasants of the regional state have the right to obtain land without payment and the protection against eviction from their possessions thereof. Its implementation shall be determined by law.
- 5. The cattle-raisers or pastoralists residing in the regional state have the right to obtain, free of charge, land for grazing and cultivation as well as the right to use and not to be displaced from their own land-holdings. Its implementation shall be determined by law.
- 6. Without prejudice to the people's right to the ownership of land, the regional state shall ensure the right of private proprietors to the use of land on the basis of payment arrangements established by law. Particulars shall be determined by law.
- 7. Any Ethiopian residing inside or outside the regional state shall have the full right to the immovable property he builds and to the permanent improvements he brings about on the land by his labour or capital. This right shall include the rights to alienate, to bequeath, and, where the right of use expires, to remove his property, transfer his title, or claim compensation for it. Particulars shall be determined by law.

8. የግል ንብረት ባለቤትነት መብት እንደተጠበቀ ሆኖ የክልሱ መንግሥት ለህዝብ ጥቅም አስፈላጊ ሆኖ ሲያገኘው ተመጣጣኝ ካሣ በቅድሚያ በመክፈል የግል ንብረትን ለመውሰድ ይችላል::

- 1. የክልሱ ነዋሪ የሆነ ወይም በክልሱ ውስ<u>ተ ለመኖር የሚ</u>ፈልግ ማንኛውም ኢትዮጵያዊ በክልሱ ውስ<u>ተ በማንኛው</u>ም የኢኮኖሚ እንቅስቃሴ የመሰማራትና ለመተዳደሪያው የመረጠውን ሥራ የመሥራት መብት አለው::
- 2. ማንኛውም የክልሉ ነዋሪ መተዳደሪያውን፣ ሥራውንና ሙያውን የመምረጥ መብት አለው::
- 3. የክልሱ ነዋሪዎች ሁሉ በ**መንግሥት ገን**ዘብ በ**ሚካ**ሂዱ ማሀበራዊ አገልግሎቶች በእኩልነት የመጠቀም መብት አሳቸው::
- 4. የክልሉ መንግሥት የጤና፣ የትምሀርትና ሌሎች ማሀበራዊ አገልግሎቶችን ለሕዝብ ለማቅረብ **በየ**ጊዜው እየጨመረ የሚሄድ ሀብት ይመድባል::
- 5. የክልሉ መንግሥት የአካልና የአእምሮ ጉዳተኞችን፣ አረጋዊያንና ያለወላጅ ወይም ያለአሳጻጊ የቀሩ ሕፃናትን ለማቋቋምና ለመርዳት የክልሉ ኢኮኖሚ አቅም በፈቀደው ደረጃ እንክብካቤ ያደርጋል::
- 6. የክልሉ መንግሥት ለሥራ አጠችና ለችግረኞች ሥራ ለመፍጠር የሚያስችሉ ፖሊሲዎችን ይከተሳል፣ እንዲሁም በሚያካሂደው የሥራ ዘርፍ ውስጥ የሥራ አድል ለመፍጠር የሥራ ፕሮግራሞችን ያወጣል፣ ፕሮጀክቶችን ያካሂዳል።
- 7. የክልሉ መንግሥት የክልሉ ነዋሪዎች ጠቃሚ ሥራ የማግኘት ዕድሳቸው እየሰፋ እንዲሂድ ለማድረግ አስፈላጊ እርምጃዎችን ይወስዳል::

8. Without prejudice to the right to private Property, the regional state may expropriate Private property for public purposes subject to payment in advance of compensation commen-surate to the value of the property in question.

Article-41 Economic, Social and Cultural Rights

- 1. Any Ethiopian who resides or desires to reside in the regional state has the right to freely engage in any economic activity and to pursue a livelihood of his choice anywhere within the regional territory.
- 2. Every resident of the regional state has the right to choose his means of livelihood, occupation and profession thereof.
- 3. All residents of the regional state have the right to equal access to and hence use the publicly founded and undertaken social services.
- 4. The regional state has the obligation to allocate everincreasing resources to provide for public health, education and other social services
- 5. The regional state shall, within the available capacity of the regional economy, allocate resources to provide rehabilitation and assistance to the physically and mentally disabled, the aged and to children who are left without parents or guardians.
- 6. The regional state shall pursue policies which aim at creating job opportunities for the unemployed and the poor and shall accordingly undertake programmes and public works' projects.
- 7. The regional state shall take all measures necessary to increase opportunities for the residents of the region to find gainful employment thereto.

- 8. ገበሬዎችና አርብቶ-አደሮች በየጊዜው እየተሻሻለ የሚሄድ ኑሮ ለመኖር የሚያስችላቸውንና ለብሔራዊ ሀብት ካደረጉት የምርት አስተዋዕአ ጋር ተመጣጣን የሆነ ለምርት ውጤቶቻቸው ተገቢነት ያለው ዋጋ የማግኘት መብት አላቸው::
 - የክልሉ መንግሥት የኢኮኖሚና ማሀበራዊ ልማት ፖሊሲ ዎችን በሚተልምበት ጊዜ በዚህ ዓላማ መመራት አለበት።
- 9. የክልሉ መንግሥት የባሀልና የታሪክ ቅርሶችን የመንከባከብና ለሥነ-ተበብና ለስፖርት መስፋፋት አስተዋፅአ የማድረግ ኃሳፊነት አለበት።

<u> አንቀፅ-42</u> የሥራተኞች መብት

- 1. የፋብሪካና የአገልግሎት ሠራተኞች፣ የአርሻ ሠራተ**ኞች፣** ገበሬዎች፣ ሌሎች የገጠር ሠራተኞች ከተወሰነ የኃ**ላፊነት** ደረጃ በታች ያሉና የሥራ ጠባያቸው የሚፈቅድ**ሳቸው** የመንግሥት ሠራተኞች:-
 - /ሀ/ የሥራና የኢኮኖሚ ሁኔታዎችን ለማሻሻል በማሀበር የመደራጀት መብት አሳቸው:: ይሀ መብት የሠራተኛ ማሀበራትንና ሌሎች ማሀበራትን የማደራጀት፣ ከአሰሪዎችና ጥቅማቸውን ከሚነኩ ሌሎች ድርጅቶች ጋር የመደራደር መብቶችን ያካትታል::
- /ለ/ ከዚህ በሳይ በዚህ ንዑስ አንቀጽ ሥር የተመለከቱት የሥራተኛ ክፍሎች ሥራ ማቆምን ጨምሮ ቅሬታ የማሰማት መብት አሳቸው::
- /ሐ/ ክፍ ብሎ በዚህ ንዑስ አንቀጽ በፊደል ተራ ቁጥሮች ሀ እና ለ መሠረት እውቅና ባንኙት መብቶች ለመጠቀም የሚችሉት የመንግሥት ሠራተኞች በህግ ይወሰናሉ።

- 8. Farmers and pastoralists or cattle-raisers have the right to obtain fair prices for their products, that would lead to improvement in their conditions of life and to enable them to gain an equitable share of the national wealth commensurate with their contribution in the realization of the output thereof.
 - The regional state shall be guided by this objective while formulating economic and social development policies.
- 9. The regional state has the responsibility to protect and preserve historical and cultural legacies, and to contribute to the promotion of the arts and sports.

Articl-42 Rights of Labour

- 1. Factory and service workers, farmers, farm-labourers, other rural workers and government employees whose work compatibility allows for it and who are below a certain level of responsibility:-
 - (a) Have the right to form associations to improve their conditions of employment and economic well-being. This right includes the rights to form trade unions and other associations to bargain collectively with employers or other organizations that affect their interests.
 - (b) The categories of workers referred to under this preceeding sub-article hereof, have the right to expresses grievances, including the right to strike.
 - (c) Government employees who may be able to enjoy the rights provided for under the stipulations of (a) and (b) of this sub-article hereof, Shall be detrmind by law.

/መ/ ሴቶች ሰራተኞች ለተመሳሳደ ስራ ተመሳሳደ ክፍያ የማግኘት መብታቸው የተጠበቀ ነው።:

- 2. ሠራተኞች በአማባቡ የተወሰነ የሥራ ሰዓት፣ አረፍት፣ የመዝናኛ ጊዜ፣ በየጊዜው ከክፍያ ጋር የሚሰጡ የአረፍት ቀናት፣ ደመወዝ የሚከፈልባቸው የሕዝብ በዓላት እንዲሁም ጤናማና አደጋ የማያደርስ የሥራ አካባቢ የማግኘት መብት አላቸው::
- 3 እነዚህን መብቶች ተግባራዊ ለማድረግ የሚወጡ ሕጎች በዚህ አንቀጽ ንዑስ አንቀጽ 1 መሠረት አውቅና ያገኙትን መብቶች ሳይቀንሱ የተጠቀሱት ዓይነት የሠራተኛ ማህበራት ስለሚቋቋሙበትና የጋር ድርድር ስለሚካሂድበት ሥርዓት ይደነግጋሉ::

<u> አንቀፅ-43</u> የልማት *መ*ብት

- 1. የክልሉ ነዋሪዎች የኑሮ ሁኔታቸውን የማሻሻልና የማያቋርጥ አድንት የማግኘት መብታቸው የተጠበቀ ነው::
- 2. የክልሉ ነዋሪዎች በብሔራዊ ልማት የመሳተፍ በታለይም አባል የሆኑበትን ማሀበረሰብ በሚመለከቱ ፖሊሲዎችና ፕሮጀክቶች ላይ ሀሣባቸውን እንዲሰጡ የመጠየቅ መብት አላቸው::
- 3. የልማት እንቅስቃሴ ዋና ዓሳማ የክል**ሉን** ነዋሪዎች እድገትና መሠረታዊ ፍሳጎቶች ማሟሳት ይሆናል::

አን<u>ቀፅ-44</u> የአካባቢ ይህንነት መብት

1. የክልሉ ነዋሪዎች ንፁሀና ጤናማ በሆነ አካባቢ የማኖር ማብት አሳቸው::

- (d) Women workers have the right to equal pay 101 equal work.
- 2. Workers have the right to reasonably detrmined working hours, rest, leisure, and periodic leaves with pay, remuneration for public holidays as well as healthy and safe working environment.
- 3. Without prejudice to the rights recognized under sub-article 1 of this article, laws enacted for the implementation of such rights shall establish procedures for the formation of trade unions and the regulation of the collective bargaining process thereof.

ARticle-43 The Right to Development

- 1. The residents of the regional state have the right to improve their conditions of life and enjoy sustainable development.
- 2. The residents of the regional state have the right to participate in the national development and, in particular, to be consulted with respect to policies and projects affecting their community.
- 3. The basic aim of development activities shall be to enhance the capacity of the inhabitants of the regional state for development and to meet their basic needs.

Article-44 Environmental Rights

1. The residents of the regional state have the right to a clean and healthy environment.

2. የክልሉ መንግስት በሚያካሂዳቸው ፕሮግራሞች ምክንያት የተፈናቀሉ ወይም ኦሯቸው የተንካባቸው ሰዎች ሁሉ በመንግስት በቂ አርዳታ ወደ ሌላ አካባቢ መዘዋወርን ጨምሮ ተመጣጣኝ የሆነ የገንዘብ ወይም ሌላ አጣራጭ ማክካሻ የማግኘት መብት አላቸው::

> ምዕራፍ አራት የክልሉ መንግሥት አደረጃጀትና የሥልጣን ክፍፍል አንቀፅ-45 የክልሉ አስተዳደር አርክኖች

- 1. ክልሉ በክልል፣ በወረዳዎችና በቀበ**ሌ**ዎች የተዋቀረ ነው:: ይሁን እንጂ የክልሉ ምክር ቤ**ት አስፈሳ**ጊ ሆኖ ሲያገኘው ሌሎች የአስተዳደር እርከኖችን ሊያዋቅርና ሥልጣንና ተግባራቸውን በሕግ ሊወስን ይች**ሳ**ል::
- 2. በክልሱ ውስጥ የሚገኙ የኸምራ፣ **የአዊና** የአሮሞ ሕዝቦች የራሳቸው ምክር ቤት ይኖራቸዋል::
- 3. በዚህ አንቀጽ ንዑስ አንቀጽ 2 ስር የተደ**ነገገ**ው እንደተጠበቀ ሆኖ በክልሉ ውስጥ የሚገኙ **ሌሎች ብሔ**ር-ብሔረሰቦችና ሕግቦች ውክልና በልዩ ሁኔታ የሚታይ ይሆናል፡፡ ዝርዝሩ በሀግ ይወሰናል፡፡
- 4. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ስር ስለክልሉ የአስተዳደር እርክኖች የተደነገገው አንደተጠበቀ ሆኖ በክልሉ ውስጥ የሚገኙ ከተሞች ልማታቸውን የሚያፋጥን የራሳቸው ም/ቤት ሊኖራቸው ይችላል። ዝርዝሩ በሕግ ይወስናል።

All persons who may have been displaced or whose livelihoods have been adversely affected as a result of the programmes undertaken by the regional state have the right to obtain commensurate monitary or other alternative means of compensation, including relocation with adequate state assistance.

CHAPTER FOUR ORGANIZATION OF THE REGIONAL STATE AND ITS ALLOCATION OF POWERS Article-45 Administrative Hierarchies of the Regional State

- 1. The Regional State is hierarchically structured in such a way as to comprise the Regional, Woreda and Kebele administrative units. The Regional Council may, however, establish other administrative hierarchies and thereby determine by law their respective power and duties, as may find it necessary.
- 2. The peoples of Himra, Awi and Oromia inhabiting the regional state shall have their own councils.
- 3. Without prejudice to the provisions laid down under sub-art. 2 of this Article hereof, the representation of other nationnationalities and peoples settling in the regional state shall be taken care of with special considerations. Particulars shall be detrmined by law.
- 4. Without prejudice to the stipulations laid down under subart. 1 of this Article, with regard to the administrative hierarchies of the regional state hereof, urban centers within the regional state may have their own councils with the view to enhancing their development. Particulars shall be determined by law.

<u>አንቀፅ-46</u> የክልሉ መንግሥት የሥልጣን አካሳት

- 1. የክልሱ መንግስት ሀግ አውጪ አካል የክልሉ ምክር ቤት ሲሆን የብሔራዊ ክልላዊ መንግሥቱ ከፍተኛ የሥልጣን አካል ሆኖ ተጠሪነቱ ለወከለው ሕዝብ ነው::
- 2. የክልሉ ከፍተኛ የሕግ አስፈፃሚ አካል የክልሉ *መስተጻድር* ምክር ቤት ሲሆን ተጠሪነቱ ለክልሉ ምክር ቤት ነው::
- 3. የክልሱ የዳኝነት ሥልጣን የክልሱ ፍርድ ቤቶች ብቻ ነው::

<u>አንቀፅ-47</u> የክልሉ *መንግሥት ሥልጣንና ተግባር*

- 1. በኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግስት ውስጥ በውል ተለይተው ለፌዴራሱ መንግስት ወይም ለፌዴራሱ መንግስትና ለክልሉ በጋራ ከተሰጡት ሥልጣንና ተግባራት ውጭ ያለ ማናቸውም ሥልጣንና ተግባር የክልሉ መንግሥት ሥልጣንና ተግባር ይሆናል።
- 2. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ሥር የሠፈረው አጠቃላይ ድንጋጊ እንደተጠበቀ ሆኖ ክልላዊ መንግስቱ :-
 - 2.1 የክልሉን የኢኮኖሚና ማሀበራዊ ልማት ፖሊሲ፣ ስትራቴጂና አቅድ ያወጣል፣ ያስፈጽማል፤
- 2.2 የክልሱን ሕገ-መንግሥትና ሌሎች ሕጎች ያወጣል፤ ያስፈጽማል፤
- 2.3 የፌኤራሉ መንግሥት በሚያወጣው ሕግ መሰረት መሬትንና የተፈጥሮ ሀብትን ያስተዳድራል፤

Article-46 Organs of Power of the Regional State

- 1. The Regional Council, being the legislative organ of the regional state, shall be the supreme organ of state powers and thus be accountable to the people it represents thereof.
- 2. The highest executive organ of the regional state is the council of the regional government and shall be accountable to the regional council.
- 3. The judicial power of the regional state resides solely and exclusively in the regional judiciary.

Article-47 Powers and Duties of The Regional State

- 1. All powers and duties outside those dully and explicitly reserved to the federal state or otherwise to the federal and regional states in common within the constitution of the Federal Democratic Republic of Ethiopia shall henceforth be the powers and duties of the regional state.
- 2. Without prejudice to the generality of the foregoing provisions stipulated under sub-art. 1 of this Article hereof, the regional state: -
 - 2.1 Sets out the economic and social development policy, strategy and plan of the regional state and works towards their implementation thereof;
 - 2.2 Enacts and executes the constitution and other laws of the regional state;
 - 2.3 Administers land and natural resources, in accordance with laws enacted by the federal state;

- 2.4 ራስን በራስ ማስተዳደርን ዓሳማው ያደረገ ክልሳዊ መስተዳድር ያዋቅራል፣ የሕግ የበሳይነት የሰፌነበት ዲሞክራሲያዊ ሥርዓት ይገነባል፣ የኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግስትንና ይሀንን ሕገ-መንግሥት ይጠብቃል፣ ይከሳከላል፤
- 2.5 የክልሉን መስተጻድር ሠራተኞች አስተጻደርና የሥራ ሁኔታዎች በተመለከተ ሕግ ያወጣል፣ ያስፈጽግል፣ ይህንኑ በሚያስፈጽምበት ጊዜ የሀገሪቱን የትምሀርት፣ የሥልጠናና የልምድ መመዘኛዎች ከግምት ውስተ ማስገባት ይኖርበታል፤
- 2.6 የክልሱን የፖሊሲ ኃይል ያደራጃል፣ ይመራል፤ የክልሱን ሠሳምና ፀፕታ ይጠብቃል፤
- 2.7 የኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ሕገ-መንግሥት አንቀጽ 28 ንዑስ አንቀጽ 1 እና የዚህ ሕገ-መንግሥት አንቀጽ 28 ድንጋጌዎች እንደተጠበቁ ሆነው በሕግ መሠረት ምህረት ወይም ይቅርታ ያደርጋል፤
- 2.8 ለክልሉ በተወሰነው የገቢ ምንጭ ግብርና ሌሎች ታክሶችን ይተሳል፣ ይሰበስባል፣ የራሱን በጀት ያወጣል፤ ያስፈጽማል፤
- 2.9 ከክልል መስተጻድሩና ከግል ድርጅቶች ተቀጣሪዎች ሳይ የሥራ ግብር ይተሳል፣ ይሰበስባል፤
- 2.10 የገጠር መሬት መጠቀሚያ ክፍያን ይመስናል፣ ይሰበስባል፤
- 2.11 የአርሻ ሥራ ገቢ ግብር ይተሳል፣ ይሰበስባል፤

- objective of self administration, establishes and builds up a democratic order, wherein the rule of law prevails, safeguards and defends the constitution of the Federal Democratic Republic of Ethiopia as well as this constitution;
- 2.5 Enacts laws regarding working conditions of civilservants of the regional government and strives towards their implimentation thereof, provided, however, that it shall take into account the standard criteria of the country in relation to education, training and working experience, while executing such laws;
- 2.6 Organizes and directs the regional police force and thereby protects peace and security of the regional state;
- 2.7 Without prejudice to the provisions of art. 28 sub-art. 1 of the constitution of the Federal Democratic Republic of Ethiopia and Art. 28 of this constitution, grants amnesty or pardon in accordance with law;
- 2.8 Levies and collects taxes and other duties on any source of revenue reserved to the jurisdiction of the regional state as well as prepares and issues its own budget and implements thereof;
- 2.9 Levies and collects income tax on and from the employees of the regional government and private enterprizes;
- 2.10 Determines and collects rural land userfees;
- 2.11 Levies and collects agricultural income tax;

- 2.12 በክልሱ ውስጥ በማል ባለቤትነት ሥር ከሚገኙ ቤቶችና ሴሎች ንብረቶች በሚገኝ ገቢ ላይ ግብር ይጥላል፣ ይሰበስባል፣ በክልል መስተዳድሩ በባለቤትነት ሥር ባሉ ቤቶችና ሌሎች ንብረቶች ላይ ኪራይ ያስክፍላል፤
- 2.13 በክልል መስተጻድሩ ባለቤትነት ሥር ከሚገኙ የል ማት ድርጅቶች ላይ የንግድ ትርፍ፣ የሥራ ግብርና የሽያጭና የኤክሳይዝ ታክሶችን ይጥላል፣ ይሰበስባል፤

2.14 hb. S. b. A. 0077777 DC :-

- /ሀ/ በጋራ ከሚያቋቁሟቸው የልማት ድርጅቶች የሚገኘውን የንግድ ትርፍ ግብር፣ የሥራ ግብር፣ የሽያጭና የኤክሳደዝ ታክሶችን በሕጉ መሠረት ይካፈላል፤
- /ሰ/ ከድርጅቶች የንግድ ትርፍና ከባለአክሲዮኖቹ የትርፍ ድርሻ ላይ ግብርና የሽያጭ ታክሶች በሕጉ መሠረት ይካፈላል፤
- /ሐ/ ከከፍተኛ የማዕድን ሥራዎችና ከማናቸውም የፔትሮሊየምና የጋዝ ሥራዎች የሚገኝውን የነበ ግብርና የሮደሊቲ ከፍደዎች በሕጉ መሠረት ይካፈላል።
- 2.15. በክልል መስተዳደሩ አካላት ከሚሰጡ ፈቃዶችና አገልግሎቶች የሚመነጬ ከፍፆዎችን ይወስናል
- 2.16 ከደን የሚገኘውን የሮያልቲ ክፍያ ይወስናል፣ ይሰበስባል፤
- 2.17 በክልለ ውስጥ ማናቸውም የተፈጥሮ አደጋ ሲያጋጥም ወይም የሕዝብን ጨንነት አደጋ ላይ

- 2.12 Levies and collects tax on and from the revenue generated from houses and properties under private ownership situated in the regional state, and collects rental payments from houses and other forms of property under public ownership of the regional government;
- 2.13 Levies and collects business profit, personal income, sales and excise taxes on and from development enterprizes operated under the ownership of the regional government;
- 2.14 Together with the federal state: -
 - (a) Shares, in accordance with law, business profit, personal income, sales and excise taxes generated from development entrprizes jointly established thereto;
 - (b) Shares, in accordance with law, sales and other taxes derived from business profits of companies and dividends due to share-holders;
 - (c) Shares, in accordance with law, income tax derived from large-scale mining and all petroleum and gas operations and royalties on such operations.
- 2.15 Determines and collects, fees generated from licensing and delivery of other services rendered by the organs of the regional government;
- 2.16 Fixes and collects royalty to be derived from forest resources;
- 2.17 Where natural calamity is faced or any disease endangering public health, declares and implements

6. ማንኛውም የምክር ቤቱ አባል የመረጠው ሕዝብ አመኔታ ባጣበተ ጊዜ በሕግ መሠረት ከምክር ቤት አባልነቱ ይወገጻል::

<u>ልንቀፅ-49</u> የክልሉ ምክር ቤት ሥልጣንና ተግባር

- 1. የክልሱ ምክር ቤት በዚህ ሕገ-መንግሥት መሠረት የክልሱ ሕግ አውጭ አካል ነው::
- 2. የኢትዮጵያ ፌዴራሳዊ ዴሞክራሲያዊ ሪፑብሊክ ሕገ-ማንግሥት ድንጋኔ እንደተጠበቀ ሆኖ ምክር ቤቱ በብሂራዊ ክልሉ የውስጥ ጉዳዮች ላይ የበሳይ የፖለቲካ ሥልጣን ባለቤት ነው::
- 3. በዚህ አንቀጽ ንዑስ አንቀጽ 1 አና 2 ድንጋጌዎች ሥር የሠፈረው አጠቃላይ ሥልጣን እንደተጠበቀ ሆኖ ምክር ቤቱ በተለይ የሚከተሉት ዝርዝር ሥልጣንና ኃላፊነቶች ይኖሩታል:-
 - 3.1 በዚህ ሕገ-መንግሥት መሠረት የፌዴራሱን ሕገ-መንግስትና ሌሎች ሕጎችን የማይፃረሩ ልዩ ልዩ ሕጎችን ያወጣል፤
- 3.2 የሕዝቡን ብዛት፤ የክልሉን ስፋትና ማሀበረ-ኢኮኖሚያዊ እንቅስቃሴ ግምት ውስጥ በማስገባት በክልሉ ውስጥ ተጨማሪ የአስተዳደር እርከኖችን ወይም የራስ በራስ አስተዳደራዊ አካባቢዎችን ያቋቁማል፤
- 3.3 የፌዴራሉ መንግሥት ስልጣን እንደተጠበቀ ሆኖ ከአኅራባች ብሂራዊ ክልሳዊ መንግስታት ጋር የሚደረጉ ስምምነቶችን ያፀድቃል፤
- 3.4 የራሱን አፈ-ጉባዔና ምክትል አፈ-ጉባዔ ይመርጣል! ለምክር ቤቱ ሥራ የሚያስፈልጉትን ቋሚና ጊዜያዊ ከሚቴዎች ይሰይማል፤

6. Any member of the council shall, in accordance with law, be removed from his membership of the council upon loss of confidence by the electorate.

Article-49 Powers and Duties of The Regional Council

- 1. The Regional Council is, in accordance with this constitution, the legislative organ of the regional state.
- 2. Without prejudice to the provisions of the constitution of the Federal Democratic Republic of Ethiopia, the council enjoys supereme political power in all internal affairs of the National Regional State.
- 3. Without prejudice to the generality of the jurisdiction indicated under the provisions of sub-arts. 1 and 2 of this Article hereof, the council shall have the following specific powers and responsibilities: -
 - 3.1 Issues various laws, in accordance with this constitution and other laws thereto;
 - 3.2 Establishes additional administrative hierarchies, or self-administrative areas within the limit of the Regional state, taking into account the density of the inhabiting population, territorial extent of the region as well as the socio-economic activity of its inhabitants;
 - 3.3 Without prejudice to the jurisdiction of the federal state, ratifies agreements concluded with the neighbouring national regional states adjoining thereto;
 - 3.4 Elects its own Speaker and Deputy Speaker of the council and designates permanent and ad-hoc committees essential to conduct its business;

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- 3.5 ከምክር ቤቱ አባላት መካከል Con መስተዳድሩን በምርጫ ደሰደማል፤ በርዕሰ መስተዳድሩ አቅራቢነት የክልለ-ን መስተዳድር ምክር ቤት አባላት ሽመት
- 3.6 በርዕስ መስተዳድሩ አቅራቢነት የክልሱን ጠቅሳይ ፍ/ቤት ፕሬዚደንት፣ ምክትል ፕሬዚደንት፣ አዲተሩንና ምክትል ዋና አዲተሩን ይሾማል፤
- 3.7 የክልሉን ጠቅሳይ፣ ከፍተኛና የ**መጀመ**ሪያ ደረጃ ፍርድ ቤቶች *የቋቁማ*ል፣ ዳኞችን ይሾ**ማ**ል፤
- 3.8 የአዲትና ሌሎች የቁጥጥር አካላትን ያቋቁማል፤
- 3.9 በሕጉ መሠረት ምሀረት ያደርጋል፣ የክልሉን ሠላምና ለመጠበቅ የሚያስፈልጉ ያመጣል፣ የፀጥታና የፖሊስ ኃ**ደሉን ያቋቁጣ**ል፤ መመሪያዎችን
- L3.10 የብሔራዊ ክልሳዊ መስተዳድሩን ማሀበራዊና ኢኮኖ ማያዊ ልማት ፕሮግራሞች ያፀድ ቃል፤
- 3.11 የብሔራዊ ክልሉን የገቢ ምንጮች የሚመለከቱ ሕጎችን ያመጣል፣ የራሱን በጀት መርምሮ ያፀድ ቃል፤
- 3.12 ለማህበራዊ አገልግሎቶች መስፋፋት፣ ለኢኮኖሚያዊ ልማት መፋጠንና ለዲሞክራሲያዊ ሥርዓት ግንባታ አስፈላጊ የሆኑ ተቋማትን ያቋቁማል፤
- 3.13 ለክልሉ መንግሥት በተከለለው የገቢ ምንጭ በክልሉ ውስጥ ግብርና ታክስ ይጥላል፤

- 3.5 Designates the Head of Government by election of him from among the members of the council and approves the proposed appointment of members of the Council of the Regional Government submitted to it by the Head of Government;
- 3.6 Appoints the president and vice-president of the regional supreme court as well as the auditor general and deputy auditor general of the regional state, upon their presentation by the head of government;
- 3.7 Establishes the regional supreme, high and first instance courts and thereby appoints their respective judges;
- 3.8 Establishes audit and other inspection bodies of its own;
- 3.9 Grants amnesty in accordance with law, issues directives necessary for the protection of peace and security of the regional state and thereby establishes its own security and police force;
- 3.10 Approves the social and economic development programs of the national regional government;
- 3.11 Enacts laws with regard to the sources of revenue of the national regional state as well as examines and approves its own budget;
- 3.12 Establishes such institutions as are of paramount importance for the expantion of social services, acceleration of economic development and building up of democratic order;
- 3.13 Levies taxes and duties, throughout the region, on those sources of revenue reserved to the regional state;

- /3.14 የክልል መስተጻድሩን የሠራተኛ አስተጻደርና የስራ ሁኔታዎችን በተመለከተ ሀግ ያወጣል፤
- √3.15 በዚህ ሕገ-መንግሥት አንቀጽ 47 ንዑስ አንቀጽ 2/17/ ሥር ለክልሉ መንግሥት በተሰጠው ሥልጣን መሠረት የአስቸኳይ ጊዜ አዋጅ ያወጣል፤
- /3.16 የሀገሪቷንና የክልሉን ሕግጋት መንግሥታት፣ አዋጆችና ሌሎች ሕጎችን በክልሉ ውስጥ ተግባራዊ ለጣድረግ የሚያስችሉ ዝርዝር የማስፈፀሚያ ደንቦችን ያወጣል፤
- 3.17 የክልሱን ርዕሰ መስተዳድርና ሌሎች የክልሱን መንግሥት ባለሥልጣናት ለጥደቄ ይጠራል፣ የአስፈፃሚውን አካል አሠራር ይመረምራል።

ልንቀስ-50 ስለክልሱ ምክር ቤት ጽ/ቤት

- 1. የክልሱ ም/ቤት የራሱ ጽ/ቤት ይኖረዋል::
- 2. የጽ/ቤተ፡ ሥልጣንና ተግባር በሕግ ይመሰናል::

አንቀፅ-51 ስለምክር ቤቱ አፌ-ጉባዔ አሲደየምና የሥራ ዘመን

- 1. የክልሱ ምክር ቤት አፌ-ጉባዔ በዚህ ሕገ-መንግስት አንቀጽ 49 ንዑስ አንቀጽ 3/4/ መሠረት ከም/ቤቱ አባላት መካከል በምርጫ የሚሰየም ሆኖ ተጠሪነቱ ለክልሱ ም/ቤት ነው::
- 2. የአፈ-ጉባዔው የስራ ዘመን የክልሉ ም/ቤት የስራ ዘመን ይሆናል።

- 3.14 Enacts laws concerning the administration of civil employees of the regional government and their conditions of service;
- 3.15 Declares a state of emergency decree, in accordance with the power bestowed upon the regional state under art. 47 sub-art. 2/17/ of this constitution hereof;
- 3.16 Issues detailed regulations of execution which shall be enabling to impliment both the national and regional constitutions, proclamations and other laws, throughout the regional state;
- 3.17 Calls for questioning the head of the regional government and other officials of the regional state and thereby examines the workings of the executive organ thereof.

Article-50 Secretariat of The Regional Council

- 1. The Regional Council shall have its own secretariat.
- 2. The powers and duties of the secretariat shall be determined by law.

Article-51 Desigantion and Term of Office of The Speaker of The Council

- 1. The speaker of the regional council is, upon being designated as such through his election from among the members of the council presuant to Art. 49 Sub-art. 3/4/ of this constitution hereof, accountable to the regional council.
- 2. the term of office of the Speaker shall be that of the regional council.

<u>አንቀስ-52</u> የአ<u>ፈ-ጉባዔው ሥልጣንና ተግባር</u>

የክልሱ ም/ቤት አፈ-ጉባዔ በዚህ ሕገ-መንግሥት መሠረት የሚከተሉት ሥልጣንና ተግባራት ይኖሩታል :-

- 1. የም/ቤቱን መደበኛና አስቸኳይ ስብሰባዎች ይጠራ**ል፣**
- 2. ም/ቤቱን በሦስተኛ ወገኖች ዘንድ ይወከላል፤
- 3. የም/ቤቱን ጽ/ቤት ያደራጃል፣ ጠቅሳሳ የአስተዳደር ሥራዎችን በበሳይነት ይመራል፤
- 4. ም/ቤቱ በአባሎቹ ሳይ እንዲወሰድ የወሰነውን የዲስፕሊን አርምጃ ያስፈጽማል፤
- 5. በክልሉ ም/ቤት የሚሰጡትን ሌሎች ተማባራት ያከናውናል።

አ<u>ንቀፅ-53</u> የምክትል አፈ-ጉባዔው ሥልጣንና ተግባር

ምክትል አፈ-ጉባዔው ተጠሪነቱ ለአፈ-ጉባዔውና ለክልሱ ም/ቤት ሆኖ:-

- 1. በአፈ-ጉባዔው ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- 2. አፈ-ጉባዔው በማደኖርበት ወደም ሥራውን ለማከናወን በማደችልበት ጊዜ ተክቶ ይሠራል::

Article-52 Powers and Duties of the Speaker

The speaker of the Regional council shall, in accordance with this constitution, have the following power and duties:

- 1. Calls and presides over ordinary and extra-ordinary sessions of the council;
- 2. Represents the council in its relation with third parties;
- 3. Organizes the secretariat of the council and directs or superintends over all its general administrative activities thereof;
- 4. Enforces disciplinary actions which the council takes against its members;
- 5. Performs such other functions as may be assigned to him by the regional council.

Article-53 Powers and Duties of The Deputy Speaker

The Deputy Speaker, with his accountability being to the Speaker and the regional council respectively, shall:-

- Undertakes such duties as may specifically be rendered to him by the speaker;
- 2. Performs, in the capacity of the Speaker, in case of absence or inability of the latter to discharge his duties.

<u>አንቀፅ-54</u> የምክር ቤቱ የስብሰባ ጊዜና የሥራ ዘመን

- 1. የክልሱ ምክር ቤት ቢያንስ በዓመት ሁለት ጊዜ መደበኛ
- 2 ከምክር ቤቱ አባላት መካከል ከሁለት ሦስተኛው በሳይ የሚሆኑት በስብሰባው ሳይ ከተገኙ የስብሰባው ምልአተ-ጉባዔ ይሆናል። የምክር ቤቱ ውሣኔ በስብሰባው ሳይ በተገኙ የምክር ቤቱ አባላት የአብላጫ ድምፅ ይተላለፋል።
- 3. የክልሉ ምክር ቤት አባላት የሚመረጡት ለአምስት ዓመታት ነው። የስራ ዘመኑ ከማብቃቱ ከአንድ ወር በፊት አዲስ ምርጫ ተካሂዶ ይጠናቀቃል። የቀድሞው ምክር ቤት የሥራ ዘመን በተጠናቀቀ በአንድ ወር ጊዜ ውስጥ አዲሱ ምክር ቤት ስራውን ይጀምራል።
- 4. ምክር ቤቱ መደበኛ ስብሰባ በማያደርግበት ወቅት አፈ-ጉባዔው አስቸኳይ ስብሰባ ሊጠራ ይችላል። የክልሉ ርዕሰ መስተዳድር ወይም ክምክር ቤቱ አባላት መካከል ከአንድ ሦስተኛ በላይ የሚሆኑት አስቸኳይ ስብሰባ እንዲጠራ ከጠየቁ አፈ-ጉባዔው የምክር ቤቱን ስብሰባ የመፕራት ግዴታ አለበት።
- 5. የክልሱ ምክር ቤት ስብሰባ በግልጽ ይካሂዳል:: ሆኖም ስብሰባው በዝግ እንዲካሂድ በምክር ቤቱ አባላት ወይም በክልሉ አስፈፃሚ አካል ከተጠየቀና ከምክር ቤቱ አባላት መካከል ከግማሽ በላይ የሚሆኑት ፕያቄውን ከደገፉት ምክር ቤቱ ዝግ ስብሰባ ሊያደርግ ይችላል::

ል<u>ንቀፅ-55</u> የምክር ቤቱ ውሣኔዎችና ውስጣዋ የአሠራር ሥነ-ሥርዓቶች

1. በዚህ ሕገ-መንግሥት ውስጥ ተገልያ በተለይ ካልተደነገገ በስተቀር ማናቸውም ውሥኔዎች የሚተላለፉት በስብሰባው ሳይ በተገኙት የምክር ቤቱ አባሳት አብላጫ ድምፅ ይሆናል።

Article-54 Meeting Time and Term of Office of the Council

- 1. The Regional Council shall convene for its ordinary sessions at least twice a year.
- 2. A two-thirds majority of all the members of the council present in a meeting shall constitute a quorum at any session, provided, however, that any decision of the council shall be passed by a simple majority of those members of the council present at a meeting.
- 3. Members of the regional council shall be elected for a term of 5 years. New election shall take place one month before the expiry of the term of office hereof. The new council shall commence its duties within one month from the expiry of the term of office of the preceding council.
- 4. The Speaker may call for emergency sessions any time whenever the council is not used to holding ordinary or regular meetings. The speaker shall, however, be dutybound to call for such an emergency session either by the head of the regional government or more than one-third of the members of the council.
- 5. Any proceeding of the council shall be conducted publicly. The council may, however, hold a closed meeting at the request of its members or the regional executive organ if such a request has been supported by a decision of more than one half of the members of the council.

Article-55 Decisions and Internal Working Procedures of The Council

1. Unless otherwise expressly provided for in this constitution hereof, all decisions of the council shall be passed by a majority vote of its members present and voting at a meeting.

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2. ምክር ቤቱ ውስጣዊ አሠራሩንና የሕግ አመጣጡን ሂደት አስመልክቶ ዝርዝር ደንቦችን ሊያወጣና በሥራ ሳይ

<u>ምዕራፍ ስድስት</u> ስለክልሉ ሕግ አስፈፃሚ አካል አንቀፅ-56 የአስፈፃሚነት ሥልጣን

- 1. የአማራ ብሔራዊ ክልላዊ መንግሥት ከፍተኛ የአስፈፃሚነት ሥልጣን የተሰጠው ለርዕሰ መስተጻድሩና ለክልሉ መስተጻድር ምክር ቤት ነው::
- 2. ርዕስ መስተዳድሩና የክልሉ መስተዳድር ምክር ቤት ተጠሪነታቸው ለብሔራዊ ክልሉ ምክር ቤት ነው::
- 3. የክልሉ መስተዳድር ምክር ቤት አባላት በመንግሥት ተግባራቸው በጋራ ለሚያሳልፉት ውሣኔና ለሚፈጽሙት ተግባር የጋራ ኃላፊነት አለባቸው::

አንቀፅ-57 የክልሉ መስተዳድር ምክር ቤት

- 1. የክልሉ መስተዳድር ምክር ቤት ርዕሰ መስተዳድሩ፣ ምክትል ርዕሰ መስተዳድሩ፣ የአስፈፃሚ ቢሮዎች ኃላፊዎችና በሕግ በሚወሰነው መሠረት ሌሎች አባላት የሚገኙበት አካል ነው::
- 2. የክልሱ መስተጻደር ምክር ቤት ሰብሳቢ ርዕሰ መስተጻድሩ ነው::
- 3 የክልሉ መስተዳድር ምክር ቤት ተጠሪነቱ ለርዕሰ መስተዳድሩ ነው::

2. The council may adopt specific rules and regulations governing its internal operations and legislative processes and implement same thereof.

CHAPTER SIX THE EXECUTIVE ORGAN OF THE REGIONAL STATE Article-56 Powers of Execution

- 1. The highest executive power of the Amhara National Regional State is vested in the Head and the Council of the Regional Government.
- 2. Accordingly, the head and the Council of the Regional Government are accountable to the National-Regional Council.
- 3. Members of the council of The Regional Government shall have collective responsibility for any decision they pass or any duty they perform in common with regard to their official state functions.

Article-57 Council of the Regional Government

- 1. The Council of the Regional Government is an organ consisting of the Head of Government, Deputy head of Government, Heads of Executive Bureaux as well as such other members as may be determined by law.
- 2. The chair-person of the Council of the Regional Government is the head of Government.
- 3. Accordingly, the Council of the Regional Government is accountable to the Head of Government.

4. ሆኖም የክልሉ መስተዳድር ምክር ቤት በሚወስነው ውሣኔ ለክልሱ ምክር ቤት ተጠሪ ይሆናል::

<u>አንቀፅ-58</u> የክልሉ መስተዳድር ምክር ቤት ሥልጣንና ተግባር

የፌዴራሉ ሕገ-መንግሥት ድንጋጌ እንደተጠበቀ ሆኖ የክልሱ መስተዳድር ምክር ቤት ክዚህ በታች የተመለከቱት ሥልጣንና ተግባራት ይኖሩታል:-

- 1. በክልሱ ምክር ቤትና በፌዴራሉ መንግሥት የወጡ ሕጎችና የተሳለፉ ውሣኔዎች በክልሉ ውስጥ በሥራ መተርጎማቸውን ያረጋግጣል፣ መመሪያዎችን ይሰጣል፤
- 2. የክልል መስተጻድሩን አስፈፃሚ አካላትና የሌሎች ተቋማት አደረጃጀት ይወስናል፣ ሥራቸውን ይከታተላል፣ ይመራል፤
- 3. በዚህ ሕግ-መንግሥት አንቀጽ 45 ንዑስ አንቀጽ 1 እና አንቀጽ 49 ንዑስ አንቀጽ 3/2/ ድንጋጌዎች ሥር ስክልሉ ም/ቤት የተሰጠው ሥልጣን እንደተጠበቀ ሆኖ በክልሉ ውስተ ከሚገኙ ወረዳዎችና ቀበሌዎች የሚቀርቡ የግዛት ሽግሽግ ወይም ማስተካከያ ጥያቄዎችን አጣርቶ ይወስናል፤
- 4. የክልሱን ዓመታዊ በጀት ያዘጋጃል፣ ለክልሱ ምክር ቤት ያቀርባል፣ ሲወድትም በተግባር ሳይ እንዲውል ያደርጋል፤
- 5. የክልሱን ኢክኖሚያዊና ማሀበራዊ ልማት ፖሊሲዎችና በትራቴጅዎች ይነድፋል፣ የሕግ ረቂቆችን ለክልሱ ምክር ቤት አቅርበ ያስዐድቃል፣ የተወሰነውንም ያስፈፅማል፤

4. In all its decisions, however, the Council of the Regional Government shall be responsible to the regional council.

Article-58 Powers and Duties of The Council of The Regional Government

Without prejudice to the provisions of the Constitution of the Federal Democratic Republic of Ethiopia, the Council of the Regional Government shall have the following powers and duties hereunder: -

- 1. Ensures, throughout the region, the implementation of laws enacted and decisions passed by the Federal State and the Regional Council respectively, and renders directives thereto;
- 2. Decides on the organization of executive organs and other institutions of the Regional Government, oversees their activities and thereby provides them with leadership;
- 3. Without prejudice to the powers conferred upon the Regional Council under the provisions of Art. 45 Sub-art. 1 and Art. 49 Sub art. 3/2/ of this constitution hereof, looks into and decides on those questions of territorial allotment or rectification submitted to it by the woredas and kebeles with in the regional state;
- 4. Prepares the annual budget of the Regional State, submites it to the Regional Council and thereby gets same implemented upon approval;
- 5. Formulates the economic and social develop-ment polices and strategies of the Regional State, submits draft bills to and have them approved by the Regional Council and executes same upon decision;

- 6. በክልሉ ውስጥ ሕግና ሥርዓት መከበሩን ያረጋግጣል፣ በሕግ መሠረት ይቅርታ ያደርጋል፤
- 7. የክልሱ ምክር ቤት በሚሰጠው ሥልጣን መሠረት ደንቦችንና መመሪያዎችን ያወጣል፤
- 8. የአስቸኳይ ጊዜ አዋጅ ረቂቅ አዘጋጅቶ ለክልሱ ምክር ቤት
- 9. በዚህ ሕገ-መንግሥት አንቀጽ 49 ንዑስ አንቀጽ 3/15/ ሥር ለክልሱ ምክር ቤት አስቀድሞ የተሰጠው ሥልጣን እንደተጠበቀ ሆኖ ምክር ቤቱ ሊሰበሰብ ባልቻለበት ሁኔታ የጤና ችግር ወይም ድንገተኛ የተፈጥሮ አደጋ በክልሉ ወስጥ በሚደርስበት ጊዜ የአስቸኳይ ጊዜ ድንጋጌ አውጥቶ
- 10.በክልሉ ምክር ቤት የሚሰጡትን ሌሎች ተግባራት

<u>አንቀፅ-59</u> የ<u>ርዕስ መስተዳድ</u>ሩ አሲያየምና የስራ ዘመን

- 1. ርዕስ መስተዳድሩ በክልሉ ምክር ቤት ውስጥ አብላጫ መቀመጫ ባገኘው የፖለቲካ ድርጅት ወይም ድርጅቶች አቅራቢነት ከክልሉ ምክር ቤት አባላት መካከል በምርጫ ይሰየማል::
- 2. በዚህ ሕገ-መንግሥት በሌላ አኳኋን ካልተወሰነ በስተቀር የርዕሰ መስተዳድሩ የሥራ ዘመን የብሔራዊ ክልል ምክር ቤቱ የሥራ ዘመን ነው::

- 6. Ensures the maintenance of law and order throughout the Regional State and grants pardon, in accordance with law;
- 7. Issues laws and regulations pursuant to the powers which shall have been rendered to it by the regional council;
- 8. Prepares and submites draft state of emergency decree to the regional council;
- 9. Without prejudice to the powers bestowed upon the Regional Council under Art. 49 sub art. 3/15/ of this constitution hereof, issues and implements state of emergency decree where it finds itself in an adverse situation, in which the regional council has been unable to convene, in the wake of health Jeopardy or Sudden Natural calamity occurring in the regional state;
- 10. Carries out such other functions as may be assigned to it by the Regional Council.

Article-59 Designation and Term of Office of The Head of Government

- 1. The Head of Government shall be designated as such through his election from among members of the council, upon his pirior presentation on the part of the political patry or parties having won the majority seats in the Regional Council.
- 2. Unless otherwise determined anywhere in this constitution, the term of office of the Head of Government shall be that of the National Regional Council.

የርዕሰ መስተዳድሩ ሥልጣንና ተግባር

- 1. Con መስተዳድሩ የክልል መስተዳድሩ የመስተዳድር ምክር ቤቱ ሰብሳቢና የብሔራዊ ክልሱ ፕሬዚደንት ነው::
- 2. ርዕሰ መስተዳድሩ ተጠሪነቱ ለክልሉ ምክር ቤት ነው::
- 3. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ስር የሰፌረው አጠቃሳይ ድንጋጌ እንደተጠበቀ ሆኖ ርዕስ መስተዳድሩ:-
 - የክልሉን መስተዳድር ምክር ቤት ይመራል፣ Phanalai eonai
- የክልሉ መንግሥት ሕግ አውጭና ሕግ አስፈፃሚ አካላት በየበኩላቸው መከረው ያፀደቋቸውን አዋጆችና ደንቦች በክልሉ ገነክረ ሕግ ኃዜጣ ይታወጁ ዘንድ በአሥራ አምስት ቀናት ውስጥ ፈርሞ ይልካል፤
- የክልለ መስተዳድር ያወጣቸውን ፖሊሲዎች፣ ደንቦች፣ መመሪያዎችና ውሣኔዎች ተፈፃሚነት ይከታተላል፤
- የክልሉን ጠቅሳይ ፍርድ ቤት ፕሬዚደንት፣ ምክትል ፕሬዚደንት፣ የክልሉን ዋና አዲተርና ምክትል ዋና አዲተር መርጠ ለክልሉ ም/ቤት በማቅረብ ያሾማል፤
- ምክትል ርዕሰ መስተዳድሩን Phan መስተዳድር ም/ቤት አባሳት ኃላፊዎችን ሹመት ለክልሉ ም/ቤት PILC በማቅረብ ያስፀድቃል!

Article-60 Powers and Duties of the Head of Government

- 1. The Head of Government is the managing head of the Regional Government, chair-person of the Governing Council as well as the president of the National Regional State.
- 2. The accountability of the Head of Government is to the Regional Council.
- 3. Without prejudice to the generality of the foregoing provisions stipulated under sub-art. 1 of this Article hereof, the Head of Government shall: -
 - (a) Provied leadership to, coordinate and represent the council of the regional government;
 - (b) Sign and convey, within 15 days of their deliberation and approval by both the legislative and Executive Councils of the Regional State, those proclamations and regulations so that they would be promulgated through the Zikre Hig Gazzette of the regional state;
 - (c) Oversee the implementation of policies, regulations, directives and decisions issued by the council of the regional government;
 - (d) Nominate or propose the President and Vice President of the Regional Superme Court as well as the Auditor-General and Deputy Auditor-General of the Regional State and thereby secure their respective appointments by the Regional Council;
 - (e) Put forward the proposed appointment of those Bureau Heads wished to become members of the Council of the Regional Government, including the Deputy Head of Government, and get their final approval by the regional council;

- /ረ/ በዚህ አንቀጽ ንዑስ አንቀጽ 3 ፌደል ተራ ቁጥሮች መ እና ሥ ስር የሰፈረው እንደተጠበቀ ሆኖ የክልሉ ምክር ቤት ሊሰበሰብ ባልቻለበት ጊዜና ሁኔታ ከምክትል ርዕስ መስተዳድሩ በመለስ ያሉትንና ክፍ መድበ ያሠራል፤
- /ሰ/ ከክልል መስተዳድር ምክር ቤት አባሳት ውጭ የሆኑ የቢሮ ኃላፊዎች፣ ምክተል የቢሮ ኃላፊዎች፣ ኮሚሽነሮችና ሌሎች የስራ ኃላፊዎችን መርጠ
- ጠ ዝርዝሩ የክልል መስተዳድር ም/ቤት በሚያወጣው ደንብ የሚወሰን ሆኖ ከብሔረሰብ አስተዳደሮች ውጪ በሆኑና አስፈላጊነታቸው እየታየ በተመረጡ ስፍራዎች የክልል መስተዳድሩን የሚወክሉና ለወረዳዎች ሁለንተናዊ ድጋፍ የሚሰጡ የአስተዳደር አካባቢ ተጠሪ የሥራ ኃላፊዎችን ይሰይማል፤
- /ቀ/ የብሔራዊ ክልሉን ደሀንንት ለማስጠበቅና ሕግና ሥርዓትን ለማስከበር የተቋቋሙትን ክልል አቀፍ የፀጥታና የፖሊስ ኃይሎች በበላይነት ይመራል፣ ይቆጣጠራል:
- M በክልሉ የሚገኙትን የበታች የአስተዳድር እርከኖች ሥራ ይመራል፣ ያስተባብራል፣ ይቆጣጠራል፤
- lt/ በክልሉ መስተዳድር ምክር ቤትና በክልሉ ምክር ቤት የሚሰጡትን ሌሎች ተግባራት ያከናውናል።

- (f) Without prejudice to what has been stipulated under the provisions of /D/ and /E/ of sub-art, 3 of this Article hereof, provisionally assign and employ the above-mentioned office heads, with the exception of the Deputy Head of Government, when and wherever faced with the situation in which the Regional Council has been unable to convene for its normal duties;
- (g) Select and appoint Bureau heads, deputy Bureau Heads, commissioners and other officials thereof outside those members of the council of the regional government;
- (h) With details to be outlined and determined in a regulation which shall have been issued by the Council of the Regional Government, establish official agencies of administrative areas as well as appoint administrators and other branch office heads empowered to represent the regional government and render an all-out support to the woredas, in places selected having regard to their needs and requirements, outside the territorial limit of the Nationality Administrations;
- (i) Direct and supervise over the region-wide security and police forces established with the view to protecting the safety of the national-regional state and enforcement of law and order therein;
- (j) Provide leadership to, coordinate and supervise over the activities of subordinate administrative hierarchies within the Regional State;
- (k) Perform such other functions as may be entrusted to him by the council of the regional government and the regional state council respectively.

- 1 ምክትል ርዕስ መስተዳድሩ በርዕስ መስተዳድሩ አቅራቢነት በክልሉ ምክር ቤት ሹመቱ የሚፀድቅ ሆኖ የሚከተሉት ሥልጣንና ተግባራት ይኖሩታል:-
 - /ሀ/ በርዕሰ መስተዳድሩና በክልሉ መስተዳድር ምክር ቤት ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- /ስ/ ርዕስ መስተጻድሩ በማይኖርበት ወይም ሥራውን ስማክናወን በማይችልበት ጊዜ ተክቶ ይሠራል::
- 2 ምክትል ርዕሰ መስተዳድሩ ተጠሪነቱ ለርዕሰ መስተዳድሩና ለክልሉ መስተዳድር ምክር ቤት ነው::

<u>አንቀፅ-62</u> የርዕስ <u>መስተዳድሩ ጽ/ቤት</u>

- 1. ርዕሰ መስተዳድሩ በዚህ ህገ-መንግስት የተጣለበትን ኃላፊነት ለመወጣት ያስችለው ዘንድ የራሱ ጽ/ቤት ይኖረዋል::
- 1 የርዕሰ መስተዳድሩ ጽ/ቤት የክልሉ መስተዳድር ምክር ቤት አ/ቤት በመሆን ጭምር ያገለግላል፤
- ፤ የጵ/ቤቱ ዝርዝር ተማባርና ኃላፊነት በሕግ ይወሰናል።

Article-61 Powers and Duties of The Deputy Head of Government

- 1. The Deputy Head of Government, whose appointment is to be approved by the Regional Council upon prior presentation by the head of government, shall have the following powers and duties: -
 - (a) Carry out such functions as may specifi-cally be referred to him by the Head and the Council of the Regional Government;
 - (b) Formally represent the Head of Government in the absence of the latter or is unable to perform his normal duties.
- 2. The Deputy Head of Government is accountable both to the Head and the Council of the Regional Government.

Article-62 Office of The Head of Government

- 1. The Head of Government shall have an office of his own enabling him to discharge his responsibilities bestowed upon him by this constitution.
- 2. The office of the Head of Government shall also serve as an office of the Council of the Regional Government as well.
- 3. The specific duties and responsibilities of the office hereof shall be determined by law.

6340-63 ስለከፍተኛ ኢኮኖሚያዊ፣ ማህበራዊና አስተዳደራዊ ተቋማት መቋቋም

- 1. የክልሉን ኢኮኖሚያዊ፣ ማህበራዊና አስተዳደራዊ የአለት ከአለት ሥራዎች የሚያከናውኑ፣ የሚያስተባብሩና የሚመሩ ልዩ ልዩ ቢሮዎች፣ ከሚሽኖችና ሌሎች ተቋማት አንደ አስፈሳጊነ,ታቸው ይቋቋማሉ::
- 2. የቢሮዎች፣ የኮሚሽኖችና ሌሎች ከፍተኛ ተጠሪነት ለክልሉ ርዕስ መስተዳድርና ለመስተዳድር ምክር ቤተ፡ ይሆናል::
- 3. በዚህ አንቀጵ ንዑስ አንቀጵ 2 ሥር የተደነገገው ቢኖርም የክልሱ ቢሮዎች፣ ከሚሽኖችና ሌሎች ተቋማት ተጠሪነት ከተቋቋሙበት አሳማና ከሚያስ**ፈጽሙት** ተልዕኮ ጋር አማባብነት ሳሳቸው የክልሉ መንግሥት የበላይ አስፈፃሚ መሥሪያ ቤቶች ይሆናል። ዝርዝሩ በሕግ ይወሰናል።

ምዕራፍ ሰባት ስለፍርድ ቤቶች አወቃቀርና ሥልጣን አንቀዕ-64 ስለነባ የዳኝነት አካል መቋቋም

- 1. Phan. 59 88357 አካል ОЦυ ሕገ-መንግሥት ተቋቁሟል::
- 2 የዳኝነት ስልጣንን ከመደበኛ ፍርድ ቤቶች ወይም በሀ**ግ** የመጻኘት ስልጣን ከተሰጠው ተቋም ውጪ የሚያደርግና በህግ የተደነገገውን የዳኝነት ስርዓት የማይከተል ልዩ ወይም ጊዜያዊ ፍርድ ቤት አይቋቋምም::

Article-63

Establishment of Higher Economic, Social and Administrative Institutions

- 1. There may be established different Bureaux, commissions or any other institutions with the view to carrying out, coordinating and directing the day-to-day economic, social and administrative activities of the Regional State, as are to be necessary.
- 2. The accountability of such Bureaux, commissions and any other higher institutions shall be to the Head and the Council of the Regional Government.
- 3. Notwithstanding the provisions of sub-art. 2 of this Article hereof, the accountability of the regional Bureaux. commissions and any other institutions shall be to the superior executive organs of the Regional State related to and consistent with their establishment objectives and missions to be accomplished thereof. Particulars shall be determined by law.

CHAPTER SEVEN STRUCTURE AND POWERS OF THE JUDICIARY Article-64

Establishment of the Independent Judiciary

- 1. There is hereby established an independent judicial organ of the Regional State by virtue of this constitution.
- 2. Special or ad-hoc courts which take judicial powers away from the regular courts or institutions legally empowered to exercise judicial functions and which do not follow legally prescribed procedures shall not be established.

, <u>አንቀፅ-65</u> ስለባሀሳዊና ሐይማኖታዊ የዳኝነት አካላት

በዚህ ሕገ-መንግሥት አንቀጽ 34 ንዑስ አንቀጽ 5 ስር የተደነገገው እንደተጠበቀ ሆኖ ይህ ሕገ-መንግሥት ከመጽደቁ በፊት በመንግሥት እውቅና አግኝተው ሲሰራባቸው የነበሩ ሐይማኖታዊና ባህላዊ የዳኝነት አካላት በዚህ ሕገ-መንግሥት መሠረት እውቅና አግኝተው ይደራጃሉ።

አን<u>ቀ</u>ፅ-66 የዳኝነት ሥልጣን

- 1. የክልሉ የዳኝነት ሥልጣን የፍርድ ቤቶች ብቻ ነው::
- 2. በየተኛውም ደረጃ የሚገኝ የዳኝነት አካል ከማናቸውም የመንግሥት አካል፣ ባለስልጣን ወይም ሌላ ጣልቃ ገብነት ወይም ተፅዕኖ ነፃ ነው::
- 3. ዳኞች የዳኝነት ተግባራቸውን በሙሉ ነፃነት ያከናውናሉ:: ከሕግ በስተቀር በሌላ ሁኔታ አይመሩም::
- 4. ማንኛውም ዳኛ ከዚህ በታች በተጠቀሱት ሁኔታዎች ካልሆነ በስተቀር በሕግ የተወሰነው የጡረታ መውጫ አድሜ ከመድረሱ በፊት ከፈቃዱ ውጭ ከዳኝነት ሥራው አይነሳም:-
 - /ሀ/ የዳኞች አስተዳደር ጉባዔ በዳኞች የዲሲፕሊን ሕግ መሠረት ጥፋት ፊዕሟል ወይም ጉልሀ የሆነ የስራ ችሎታና ቅልጥፍና አንሶታል ብሎ ሲወስን፤ ወይም
- /ለ/ በሕመም ምክንያት ዳኛው ተግባሩን በተገቢው ሁኔታ ማከናወን አይችልም ብሎ ሲወስንና
- /ሐ/ የጉባዔው ውሣኔ ለክልሉ ምክር ቤት ቀርቦ በአባሳቱ የአብላጫ ድምፅ ድ*ጋ*ፍ ሲዐድቅ።

<u>Article-65</u> <u>Customary and Religious Tribunals</u>

Without prejudice to the provisions of sub-art. 5 of art. 34 of this constitution hereof, customary and religious tribunals which had been recognized by the state and utilized to that effect before the adoption of this constitution shall hereafter be recognized and organized in accordance with this constitution.

Article-66 Judicial Powers

- 1. The judicial powers of the Regional State are vested in the courts.
- 2. Courts of any level shall be free from any interference or influence of any governmental body, official or any other source.
- 3. Judges shall exercise their judicial functions with full independence. Accordingly, they shall be guided solely by the law.
- 4. No judge shall be removed from his duties before he reaches the retirement age determined by law except under the following conditions indicated herebelow: -
 - (a) When the Judicial Administration Com-mission decides to remove him for violation of disciplinary rules or on the grounds of gross incompetence and inefficiency; or
 - (b) When the Judicial Administration Com-mission decides that a judge can no longer carry out his duties on account of illness and
 - (c) When the decision of the commission is submitted to and approved by the Regional Council having acquired the support of the majority vote of its members.

- 5. በዚህ አንቀጽ ንዑስ አንቀጽ 4 ሥር የሠፈሩት ድንጋጌዎች ዝርዝር አፈዓፀም በሕግ ይወሰናል።
- 6 የማንኛውም ዳኛ የጡረታ መውጫ ጊዜ አይራዘምም።

<u>አንተፅ-67</u> የፍርድ ቤቶች አደረጃጀ*ትና ሥልጣን*

- 1. የክልሉ የጻኝነት አካል በክልል ጠቅላይ ፍርድ ቤት፣ በክፍተኛ ፍርድ ቤቶችና በመጀመሪያ ደረጃ ፍርድ ቤቶች ይደራጃል። የወረዳ ፍርድ ቤት የክልሉ የበታችና የመጀመሪያ ደረጃ የዳኝነት አካል ነው።
- 2 የክልሉ ጠቅላይ ፍርድ ቤተ:-
 - /ሀ/ ክልላዊ ጉዳዮችን በተመለከተ ከፍተኛውና የመጨረሻው የዳኝነት ሥልጣን፣
 - /N/ በፌዴራል ጉዳዮች ላይ የፌዴራሉ መንግስት ከፍተኛ ፍርድ ቤት የዳኝነት ሥልጣንና
- /ሐ/ ማናቸውም ክልላዊ ፍርድ ቤት የሰጠው የመጨረሻ ውሣኔ መሠረታዊ የሕግ ስሀተት ሲኖርበት በሰበር ችሎት የማየት ሥልጣን ይኖረዋል፡፡ ዝርዝሩ በሕግ ይወሰናል፡፡
- 3. የክልሉ ከፍተኛ ፍርድ ቤት ካለው ሥልጣን በተጨማሪ በፌዴራል ጉዳዮች ሳይ የፌዴራል የመጀመሪያ ደረጃ ፍርድ ቤት በመሆን ይዳኛል።
- 4 የክልሉ ከፍተኛ ፍርድ ቤት በፌዴራል መጀመሪያ ደረጃ ፍርድ ቤት የዳኝነት ሥልጣኑ መሠረት በሚሰጠው ውሣኔ ላይ የሚቀርበው ይግባኝ በክልሉ ፍርድ ቤት ታይቶ ይወሰናል።

- 5. Details of execution of the provisions stipulated under subart. 4 of this Article hereof shall be determined by law.
- 6. The period of retirement of any judge shall not be extended.

Article-67 Organization and Powers of the Judiciary

- 1. The judiciary of the Regional State shall be organized in such a way as to comprise the Regional Supreme, court high courts and first-instance courts. The *Woreda* court is the lowest subordinate first-instance judicial organ of the regional state.
- 2. The regional supreme court shall have: -
 - (a) The highest and final jurisdiction with regard to regional matters;
 - (b) The jurisdiction of the high court of the Federal State over federal matters, as well as;
 - (c) The jurisdiction to review in cassation, where a final decision rendered by any level of regional court is revealed to have been affected by fundamental error of law. Particulars shall be determined by law.
- 3. The regional high court shall, in addition to its regional jurisdiction, adjudicate over federal matters in the capacity of the federal first-instance court.
- 4. An appeal arising from any decision rendered by the regional high court, while exercising the jurisdiction of the federal first-instance court, shall be heard and determined by the regional supreme court.

- 5. የክልሉ ጠቅሳይ ፍርድ ቤት ባለው የፌዴራል ክፍተኛ ፍርድ ቤት የዳኝነት ሥልጣኑ መሠረት በሚሰጠው ውሣኔ ሳይ የማቀርበው ይግባኝ በፌዴራሉ ጠቅሳይ ፍርድ ቤት ታይቶ ይወሰናል::
- 6 የክልሱ ጠቅላይ ፍርድ ቤት የዳኝንት አካላቱን የሚያንቀሳቅስበትን በጀት ለክልሱ ምክር ቤት አቅርቦ ያስወስናል፤ ሲፈቀድም በጀቱን ያስተጻድራል::
- 1. የክልሉ ፍርድ ቤቶች በውክልና የሚፈፀሙትን ፌዴራላዊ የጻኝነት ተግባር ለማከናወን የሚያወጡትን የገንዘብ ወጪ በተመለከተ ከፌዴራል መንግሥቱ ማካካሻ እንዲሰጣቸው የክልል ጠቅላይ ፍርድ ቤት ፕሬዚደንት ለፌዴራል ጠቅላይ ፍርድ ቤት ፕያቴ ያቀርባል::

አንቀፅ-68 ስለዳኞች አሿሿም

- 1. የክልሱ ጠቅሳይ ፍርድ ቤት ፕሬዚደንትና ምክትል ፕሬዚደንት በክልሱ ርዕሰ መስተጻድር አቅራቢነት በክልሱ ምክር ቤት ይሾማሉ::
- 2 የክልል ጠቅላይ ፍርድ ቤት፣ የከፍተኛ ፍርድ ቤቶች እና የወረጻ ፍርድ ቤቶች ዳኞች በክልሉ የዳኞች አስተዳደር ጉባፄ አቅራቢነት በክልሉ ምክር ቤት ይሾማሉ::
- 3 የክልሱ ዳኞች አስተዳደር ጉባዔ የክልሱን ጠቅሳይ ፍርድ ቤትና የክፍተኛ ፍርድ ቤቶች ዳኞች ሹመት ለክልሱ ምክር ቤት ከማቅረቡ በፊት የፌዴራሱ ዳኞች አስተዳደር ጉባዔ በአጩዎች ላይ ያለውን አስተያየት መጠየቅና የተሰጠውን አስተያየት ክራሱ መማለጫ ጋር ለክልሱ ምክር ቤት የማቅረብ ኃላፊነት አለበት። ሆኖም የፌዴራሱ ዳኞች አስተዳደር ጉባዔ የተጠየቀውን አስተያየት በሦስት ወራት

- 5. An appeal arising from the decision of the regional supreme court, while exercising the jurisdiction of the federal high court, shall be entertained and determined by the federal supreme court.
- The regional supreme court shall get the budget, with which
 to finance the operation of its judicial organs, presented and
 decided upon by the regional council and thereby administer
 same upon approval.
- 7. The president of the regional supreme court shall be entitled to ask the federal supreme court for the recovery of the financial cost incurred upon the regional courts while discharging by delegation the federal judicial functions on behalf of the Federal State.

Article-68 Appointment of Judges

- 1. The president and vice president of the Regional Supreme Court shall be appointed by the Regional Council following their nomination by the Head of Government.
- 2. All Judges of the Regional Supreme Court, High Courts and Woreda Courts shall be appointed by the regional council upon their prior proposal by the Regional Commission of Judicial Administration.
- 3. The Regional Commission of Judicial Administration shall, prior to submitting the proposed appointment of the regional supreme court and high courts judges to the regional council, have the responsibility to seek for and obtain the opinion on the candidates of the federal commission of judicial administration, combine it with its own statement and present same to the regional council. Nevertheless, the

ጊዜ ውስጥ ካልሰጠ የክልሉ ምክር ቤት የአመቴ ዳኞችን ሹመት ተቀብሎ ያፀድቃል።

<u>አንቀዕ-69</u> ስለክልሉ ዳኞች አስተዳደር ጉባዔ መቋቋም

- ገ. በክልሉ ውስጥ ዳኞች በአብላጫ ድምዕ የሚወክሉበት የዳኞች አስተዳደር ጉባዔ ይ**ቋቋማል**።
- 2 የክልሉ ጠቅሳይ ፍርድ ቤት ፕሬዚደንት ጉባዔውን በስብሳቢነት ይመራል::
- 3 የጉባዔው አባላት ዝርዝር፣ ስብ**ተር፣ ሥልጣን**ና ተግባር በሕግ ይወሰናል::

<u>አንቀፅ-70</u> ሕገ-*መንግሥቱን ስለሙተርጎም*

- 1. በክልሱ ውስጥ የሕገ-መንግሥታዊ ክርክር ጉዳይ ወይም የትርጉም ጥያቄ ሲነሣ በክልሉ ውስጥ ከሚገኙ ከእያንዳንዱ የብሔረሰብና የወረዳ ምክር ቤቶች ተውጣጥቶ በውክልና የሚሰየም የሕገ-መንግሥት ተርጓሚ ኮሚሲዮን በዚህ ሕገ-መንግሥት ተቋቁሟል::
- 2 ኮሚሲዩኑ የክልሉ ሕገ-መንግሥታዊ ጉዳዮች አጣሪ ጉባዔ በሚያቀርብለት ሕገ-መንግሥታዊ ጉዳይ ላይ መከሮ በስልሣ ቀናት ውስጥ ውሣኔ ይሰጣል፡፡ ዝርዝሩ በሕግ ይወሰናል፡፡

regional council shall accept the proposal and thereby approve the appointment of the candidate judges on account of failure to provide with the opinion sought hereof within three months, on the part of the federal commission of judicial administration.

Article-69 Establishment of the Regional Judicial Administration Commission

- 1. There shall be established, in the Regional State, a Commission for Judicial Administration, wherein judges are represented with a majority vote.
- 2. The President of the regional Supreme Court shall preside over the commission hereof.
- 3. Particulars of membership, composition, powers and duties of the commission shall be determined by law.

Article-70 Interpretation of the Constitution

- 1. There is hereby established and designated, by this constitution, a Constitutional Interpretation Commission, whose members are to be drawn by way of representation, from each and every Nationality and Woreda Councils found throughout the Regional State, to examine a case of constitutional dispute or an issue of its interpretation, whenever such a case arises in the region.
- 2. The commission shall, within 60 day, discuss and decide on any constitutional issue having been submitted to it by the regional council of Constitutional Inquiry. Particulars shall be determined by law.

- 3. በዚህ አንቀጽ ንዑስ ኢንቀጽ 1 መሠረት የሚቋቋመው ኮሚሲዮን የአገልግሎት ዘመን አባላቱ የተወከሉባቸው የብሔረሰብና የወረዳ ምክር ቤቶች የሥራ ዘመን ሲሆን ሕገ-መንግሥታዊ ኃላፊነቱን ለመወጣት አስፈላጊ በሆነ ጊዜ ይሰበስባል::
- 4 ኮሚሲዮኑ የራሱን ሰብሳቢና ፀሐፊ ከአባላቱ መካከል መርመ ሥራውን የሚያከናውን ሲሆን ለስራው የሚያስፈልገውን የጽሕፈት ቤት አገልግሎትና የፋይናንስ ድጋፍ ከክልሉ ምክር ቤት ያገኛል።

አንቀፅ-71 የሕገ-መንግሥት ጉዳዮች አጣሪ ጉባዔ

- 1. የክልሉ ሕገ-መንግሥታዊ ጉዳዮች አጣሪ ጉባዔ በዚህ ሕገ-መንግሥት ተቋቁሟል::
- 2. የክልሉ ሕገ-መንግሥታዊ ጉዳዮች አጣሪ ጉባዔ አሥራ አንድ አባላት የሚኖሩት ሲሆን እነርሱም የሚከተሉት ናቸው:-
 - /ሀ/ የክልሉ ጠቅሳይ ፍርድ ቤት ፕሬዚደንት ሰብሳቢ
- /ለ/ የክልሉ ጠቅላይ ፍርድ ቤት ምክትል ፕሬዚደንት..... ምክትል ሰብሳቢ
- /ሐ/ በርዕሰ መስተዳድሩ አቅራቢነት በብሔራዊ ክልሉ ምክር ቤት የሚሾሙና በሙያ ብቃታቸውም ሆነ በሥነ-ምግባራቸው የተመሰከረሳቸው ስድስት የሕግ ባለሙያዎች... አባሳት
- ^[መ] በአፈ-ጉባዔው አቅራቢነት ከክልሉ ምክር ቤት አበሳት ^መካከል በምርጫ የሚሰየሙ ሦስት ተወካዮች.... አባሳት

- 3. The period of service of the commission established pursuant to sub art. 1 of this Article hereof shall be equivalent to the term of office of its members representing the nationality and Woreda councils and convenes, as it deems it necessary, in an effort to discharge its constitutional responsibilities.
- 4. The commission shall carry out its activities by having elected its chair-person and secretary out of its members and obtain whatever secretarial service and finacial support it requires for its duties from and with the help of the regional council.

Article-71 the Council of Constituional Inquiry

- 1. The Regional Council of Constitutional Inquiry is hereby established by this constitution.
- 2. The Regional Council of Constitutional Inquiry shall have eleven members of its own, who may be listed out as follows: -

 - (b) The Vice President of the Regional Supreme Court deputy chairperson
 - (c) Six legal experts, appointed by the National Regional Council following their nomination by the Head of Government and widely acknowledged for having to possess professional competence and integrity...... members
 - (d) Three representatives nominated by the Speaker and thereby appointed by the Regional Council out of its own members through election...... members

<u>አንቀፅ-72</u> <u>የአጣሪ ንባዔው ሥልጣንና ተግባር</u>

- 1. የክልሱ ሕገ-መንግሥታዊ ጉዳዮች **አጣ**ሪ ጉባዔ ይህንን ሕገ- | 1. መሠረት አድርገው ከብሔራዊ ክልለ የሚመነርው ሕገ-መንግሥታዊ ጉዳዮችን የማጣራት ሥልጣን ይኖረዋል። በሚያደርገው ማጣራት መሠረትም የክልሱን ሕገ-መንግሥት መተርጉም አስፈላጊ ሆኖ ሲያገኘው በጉዳዩ ሳይ የራሱን የውሳኔ ሀሣብ አዘ*ጋ*ጅቶ ለሕገ-መንግሥት ተርጓሚ ኮሚሲዮን ያቀርባል።
- 2. አጣሪ ጉባዬው በክልሉ መንግሥት አካላት የሚወጡ ሕጎች፣ ደንቦችና መመሪያዎች ከዚህ ሕገ-መንግሥት ጋር ይቃረናሉ የሚል ተያቴ በማናቸውም ሁኔታ ሲነሳና በሚመለከተው ፍርድ ቤት ወይም በባለጉዳዮች አማካኝነት ሲቀርብለት ከመረመረና ካጣራ በኋላ ለመጨረሻ ውሣኔ ለኮሚሲዮት ያቀርባል::
- 3. 1年Cと 11千年 #3史 Pカフーのプロルテーテビルグ エアセ ルデザー 3. When an issue involving constitutional-interpretation arises
 - የክልሉን ሕገ-መንግሥት መተርጎም አስፈላጊ ሆኖ ሳያገኘው ሲቀር ጉዳዩን ለሚመለከተው ፍርድ ቤት ወዲያውኑ ይመልሳል፤ ሆኖም በአጣሪ ጉባዔው ውሣኔ ቅር የተሰኝ ማናቸውም ባለጉዳይ ይህንኑ ቅሬታውን በጽሁፍ አዘጋጅቶ ለኮሚስዮኑ በደግባኝ ማቅረብ ይችላል፤
- የሕገ-መንግሥት ትርጉም ተያቴ መኖሩን ያመነበት እንደሆነ በጉዳዩ ላይ የሚሰጠውን ሕገ-መንግሥታዊ ትርጉም አሰናድቶ ለኮሚሲዮኑ ለመጨረሻ ውሣኔ ያቀርባል::

Article-72 Powers and Duties of the Council of Inquiry

- The Regional Council of Constitutional Inquiry shall have the powers to investigate constitutional disputes emanating from within the National Regional State on the ground of this constitution. Should the council, on account of the investigation undertaken hereof, find it necessary to interpret the regional constitution, it shall prepare and sunmit its recommendation thereon to the commission for constitutional interpretation.
- Whenever a case arises alleging that laws, regulations and directives issued by the Regional State organs have contravened or came into conflict with this constitution and is thereby submitted to it either by the pertinent court or parties in dispute, the council of inquiry shall present such findings as may have been obtained out of its examination and investigation on to the commission for the latter's final decision.
- on the part of the courts, the council shall: -
 - (a) Immediately remand the case to the concerned court if it finds out that there is no need for interpretation of the Regional Constitution, provided, however, that any interested party, if dissatisfied with the decision of the council, may appeal to the commission in writing as regards his grievance thereof;
 - (b) Prepare and submit its recommendation to the commission for a final decision should it believe that there has been an issue calling for constitutional interpretation.

አንቀፅ-72 የአጣሪ ንባዔው ሥልጣንና ተግባር

- 1. የክልሉ ሕገ-መንግሥታዊ ጉዳዮች **አጣ**ሪ ጉባዔ ይህንን ሕገ- | 1. መንግሥት መሠረት አድርገሙ ከብሔራዊ ክልሉ የሚመነናው ሕገ-መንግሥታዊ ጉዳዮችን የማጣራት ሥልጣን ይኖረዋል። በሚያደርገው ማጣራት መሠረትም የክልሉን ሕገ-መንግሥት መተርጉም አስፈላጊ ሆኖ ሲያገኘው በጉዳዩ ላይ የራሱን የውሳኔ ሀሣብ አዘጋጅቶ ለሕገ-መንግሥት ተርጓሚ ኮሚሲዮን ያቀርባል።
- 2 አጣሪ ንባዬው በክልሉ መንግሥት አካላት የሚወጡ ሕጎች፣ ደንቦትና መመሪያዎች ከዚህ ሕገ-መንግሥት ጋር ይቃረናሉ PMA TPB በማናቸውም ሁኔታ ሲነሳና በሚመለከተው ፍርድ ቤት ወይም በባለጉዳዮች አማካኝነት ሲቀርብለት ከመረመረና ካጣራ በኋላ ለመጨረሻ ውሣኔ ለኮሚሲዮን ያቀርባል።
- 3. በፍርድ ቢቶች ዘንድ የሕገ-መንግሥት ትርጉም ጥያቄ ሲንግ : 3. When an issue involving constitutional-interpretation arises
 - የክልሉን ሕገ-መንግሥት መተርጎም አስፈላጊ ሆኖ ሳያገኘው ሲቀር ጉዳዩን ለሚመለከተው ፍርድ ቤት ወዲያውኑ ይመልሳል፤ ሆኖም በአጣሪ ጉባዔው ውሣኔ ቅር የተሰኘ ማናቸውም ባ**ለጉዳይ** ይሀንኑ ቅሬታውን በጽሁፍ አዘጋጅቶ ለኮሚስዮኑ በይግባኝ ማቅረብ ይችላል፤
- የሕገ-መንግሥት ተርጉም ተያቴ መኖሩን ያመነበት አንደሆነ በጉዳዩ ላይ የሚሰጠውን ሕገ-መንግሥታዊ ትርጉም አሰናድቶ ለኮሚሲዮኑ ለመጨረሻ ውሣኔ ያቀርባል::

Article-72 Powers and Duties of the Council of Inquiry

- The Regional Council of Constitutional Inquiry shall have the powers to investigate constitutional disputes emanating from within the National Regional State on the ground of this constitution. Should the council, on account of the investigation undertaken hereof, find it necessary to interpret the regional constitution, it shall prepare and sunmit its recommendation thereon to the commission for constitutional interpretation.
- 2. Whenever a case arises alleging that laws, regulations and directives issued by the Regional State organs have contravened or came into conflict with this constitution and is thereby submitted to it either by the pertinent court or parties in dispute, the council of inquiry shall present such findings as may have been obtained out of its examination and investigation on to the commission for the latter's final decision.
- on the part of the courts, the council shall: -
 - (a) Immediately remand the case to the concerned court if it finds out that there is no need for interpretation of the Regional Constitution, provided, however, that any interested party, if dissatisfied with the decision of the council, may appeal to the commission in writing as regards his grievance thereof;
 - (b) Prepare and submit its recommendation to the commission for a final decision should it believe that there has been an issue calling for constitutional interpretation.

<u>ምዕራፍ ስምንት</u> ስለብሔረሰብ አስተዳደሮች አደረጃጀትና ሥልጣን ልንቀፅ-73 ስለብሔረሰብ አስተዳደሮች አደረጃጀት

- 1. በብሔራዊ ክልሉ ውስጥ የኸምራ፣ የአዊና የአሮሞ ሕዝቦች በሰፈሩባቸው አካባቢዎች በዚህ ሕገ-መንግሥት አንቀጽ 39 ንዑስ አንቀጽ 6 እና አንቀጽ 45 ንዑስ አንቀጽ 2 ሥር በተደነገገው መሠረት የብሔረሰብ አስተዳደር ተቋቁሟል።
- 2. ኢየንጻንዱ የብሔረሰብ አስተጻደር የሚከተሉት አበይት አካላት ይኖሩታል:-

/ሀ/ የብሔረሰብ ምክር ቤት

/ለ/ የብሔረሰብ አስተዳደር ምክር ቤት

/ሐ/ የብሔረሰብ አስተዳደር የጳኝነት አካል

አንቀፅ-74 የብሔረሰብ ምክር ቤት ሥልጣንና ተግባር

- 1. ኢየንጻንዱ የብሔረሰብ ምክር ቤት ለክልል ምክር ቤት አባልነት የተመረጡትን ጨምሮ በውስጡ ከታቀፉት የወረጻ ም/ቤቶች በልዩ ሁኔታ የሚመረጡ አባላት ያሉት ሆኖ ይቋቋማል። ዝርዝሩ በሕግ ይወሰናል።
- 2. በኢትዮጵያ ፌዴራሳዊ ዲሞክራሲያዊ ሪፑብሊክ ሀገ-መንግስት ለፌዴራሉ የሀዝብ ተወካዮችና ለፌዴሬሽን ምክር ቤቶች በዚህ ሕገ-መንግሥት ደግሞ ለክልሉ ምክር ቤት የተሰጣቸው ሥልጣንና ተግባር እንደተጠበቀ ሆኖ የብሔረሰብ ምክር ቤቶች የየብሔረሰባቸው የበላይ የፖለቲካ ሥልጣን ባለቤቶች ናቸው::

CHAPTER EIGHT ORGANIZATION AND POWERS OF THE NATIONALITY ADMINISTRATIONS

Article-73 Organization of Nationality Administrations

- 1. There is hereby established, a nationality administration in those geographical areas of the National Regional State inhabited by the Himra, Awi, and Oromo peoples, pursuant to the provisions of Art. 39 sub-art. 6 and Art. 45 sub-art. 2 of this constitution hereof.
- 2. Every nationality administration shall have the following principal organs: -
 - (a) The Nationality Council
 - (b) The Nationality Administrative Council and
 - (c) Judicial body of the Naionality Administration.

Article-74 Powers and Duties of the Nationality Council

- 1. Every Nationality Council shall be established in a manner that would render it to be constituted out of especially-elected members of the woreda councils within its territorial limit, in addition to those allredy elected for the membership of the Regional Council. Particulars shall be determined by law.
- 2. Without prejudice to the powers and duties vested in the Federal Houses of the People's Representatives and the federation as well as the Regional Council pursuant to both the Constitution of the Federal Democratic Republic of Ethiopia and this constitution hereof, the nationality councils are the bearers of suprem political authority on behalf of their respective nationalitaties.

3. በዚህ አንቀጽ ንዑስ አንቀጽ 2 ድንጋጌ ሥር የሠፈረው አጠቃላይ ሥልጣን እንደተጠበቀ ሆኖ አያንዳንዱ የብሔረሰብ ምክር ቤት ተጠሪነቱ ለክልሉ ምክር ቤት ሲሆን የሚከተሉት ልዩ ስልጣንና ተግባራት ይኖሩታ:-

/ህ/ ብሔረሰቡ የሚጠቀምበትን የሥራ ቋንቋ መወሰን፤

- /ለ/ ብሔረሰቡ በቋንቋው ለመናገርና ለመፃፍ፣ ቋንቋውን ለማሣደግ፣ ለመጠበቅ፣ ለመግለፅ፣ ለማዳበርና ለማስፋፋት፣ እንዲሁም ታሪኩን ለመንከባከብ ያለውን መብት ማስጠበቅ፤
- /ሐ/ በዚህ ሕገ-መንግሥት ውስጥ ለክልሉ ምክር ቤት የተሰጠው የሕግ አውጭነት ሥልጣን እንደተጠበቀ ሆኖ በተደራጀበት አካባቢ ከክልል አቀፍ ሕግጋት፣ ደንቦችና መመሪያዎች ጋር በማይፃረር ሁኔታ የራሱን ዝርዝር የአፈፃፀም መመሪያዎች አውጥቶ በሥራ ላይ ማዋል፤
- /መ/ የክልሉ ምክር ቤት ያፀደቀውን ብሔራዊ ክልላዊ አቅድና በጀት መሰረት በማድረግ የአካባቢውን አቅድና በጀት ማውጣትና መርምሮ ማፀደቅ፤
- /ሥ/ የብሔረሰብ አስተዳደ**ሩን አፈ-ጉባ**ዔ ምክትል አፈ-ጉባዔውንና ዋና አስተ*ጻዳሪውን በምርጫ መ*ሰየም፤
- /ረ/ በዋና አስተዳጻሪው የሚቀርቡለትን የብሄረሰብ አስተጻደሩን ምክትል አስተዳጻሪና ሌሎች የአስተጻደር ምክር ቤት አባላት ሹ*ሙት መርምሮ ማዕ*ደቅ፤
- /ሰ/ በብሔረሰብ አስተዳደሩ ከፍተኛና የመጀመሪያ ደረጃ ፍ/ቤቶች ዳኞች ሹመት ረገድ የበኩሉን አስተያየት ለክልሉ ምክር ቤት መስጠት፤

- 3. Without prejudice to the generality of the powers referred to under sub-art. 2 of this Article hereof, each and every nationality council shall, being accountable to the regional council, have the following specific powers and duties to:-
 - (a) Determine the working language to be used by the nationality concerned;
 - (b) Ensure the protection of the rights which the nationality has with respect to speak and write in its own tongue, develop preserve, express, enhance and promote its own language as well as maintain and extend due care to its own history;
 - (c) Without prejudice to the legislative powers vested in the regional council by virtue of this constitution hereof, issue and implement its own specific guidelines of execution to be applied within the area of its organization in a manner that they should not be in contradiction with the regionwide laws, regulations and directives thereof;
 - (d) Having recourse to the National Regional plan and budget approved in advance by the regional council, issue, examine and approve the plan and budget of the area concerned;
- (e) Designate the Speaker, the Deputy Speaker and the Chief Administrator of the nationality administration by there election from among the members of the nationality council;
- (f) Consider and approve the proposed appoint-ment of the Deputy chief Administrator and other members of the Administrative Council of the Nationality Administration submitted to it by the chief administrator;
- (g) Avail its prior opinion to the Regional Council as regards the proposed appointment of high and first instance courts' judges of the Nationality Administration;

/ሽ/ የብሔረሰብ አስተዳደሩን ዋና አስተዳዳሪ ጨምሮ ሌሎት የአስተዳደሩን ባለሥልጣናት ለጥያቄ መጥራትና የአስፈፃሚውን አካል አሥራር መመርመር::

አን<u>ቀፅ-75</u> ስለብሔ<u>ሬሰብ ምክር ቤት አ</u>ምራር

- 1. የብሔረሰብ ምክር ቤት የራሱ ጽ/ቤት ኖሮት ከምክር ቤቱ አባላት መካከል በሚመረጡ የራሱ አፈ-ጉባዔና ምክትል አፈ-ጉባዔ ይመራል:: ዝርዝሩ በሕግ ይወሰናል::
- '2. የአፈ-ጉባዔውንና ምክትል አፈ-ጉባዔውን ዝርዝር ሥልጣንና ኃላፊነቶች አስመልክቶ በዚህ ሕገ-መንግሥት ለክልሉ ምክር ቤት አፈ-ጉባዔና ምክትል አፈ-ጉባዔ የተባፉት ድንጋጌዎች እንደአግባብነቱ ተፈፃሚነት ይኖራቸዋል።
- 3. ምክር ቤቱ ለሥራው እንደአስፈላጊነቱ ራሱን በልዩ ልዩ ንዑሳን ኮሚቴዎች ያደራጃል::

አንቀፅ-76 የብሔሩሰብ ምክር ቤት የስብሰባ ጊዜና የሥራ ዘመን

- 1 የብሔረሰብ ምክር ቤት የሥራ ዘመን አምስት ዓመት ይሆናል። የሥራ ዘመኑ ከማብቃቱ ከአንድ ወር በፊት አዲስ ምርጫ ተካሂዶ ይጠናቀቃል። የቀድሞው ምክር ቤት የሥራ ዘመን በተጠናቀቀ በአንድ ወር ጊዜ ውስጥ አዲሱ ምክር ቤት ሥራውን ይጀምራል።
- 2 የብሔረሰብ ምክር ቤት ቢያንስ በዓመት ሦስት ጊዜ ይሰበሰባል።
- 3 ከምክር ቤቱ አባላት ውስተ ከሁለት ሦስተኛው በላይ የሚሆኑት በስብሰባው ላይ ከተገኙ የስብሰባው ምልአተ

(h) Call for questioning the Chief Administrator and other officials of the Nationality Administration as well as investigate into the workings of its executive body thereof.

Article-75 Leadership of the Nationality Council

- 1. The nationality council shall, having its own office, be led by its own speaker and Deputy Speaker to be elected out of the council members thereof. Particulars shall be determined by law.
- 2. The relevant provisions of this constitution prescribed hereof to govern the Speaker and Deputy Speaker of the Regional Council shall, mutatis-mutandis, apply to the powers and responsibilities of the Speaker and Deputy Speaker hereto.
- 3. The council shall organize itself into various subcommittees, as it deems it necessary, to conduct its business.

Article-76 Meeting Time and Term of Office of The Nationality Council

- 1. The term of office of the nationality council shall be five years. New election shall take place one month prior to the expiry of the term of office hereof. The new council shall commence its duties within one month from the winding up of the term of office of the preceeding council.
- 2. The Nationality Council convenes at least three times a year.
- 3. There shall be a quorum when and if more than two-thirds of the members of the council are present at any meeting of the

ጉባዔ ይሆናል፡፡ የምክር ቤቱ ውሥኔ በስብሰባው ላይ በተገኙት የምክር ቤቱ አባሳት የአብሳጫ ድምጽ ይተሳለፋል፡፡

4 የብሔረሰብ ምክር ቤት ስብሰባ በማልጽ ይካሂዳል ፡፡ ምክር ቤቱ መደበኛ ስብሰባ በማያደርግበት ወቅት አፈ-ጉባዔው አስቸኳይ ስብሰባ ሊጠራ ይችላል፡፡ የብሔረሰብ አስተዳደሩ ዋና አስተዳጻሪ ወይም ከምክር ቤቱ አባላት መካከል አንድ ሦስተኛው የሚሆኑት አስቸኳይ ስብሰባ እንዲጠራ ከጠየቁ አፈ-ጉባዔው ምክር ቤቱን ለስብሰባ የመጥራት ግዴታ አለበት፡፡

<u>አንቀፅ-77</u> ስለብሔረሰብ አስተዳደር ምክር ቤት

- 1. የብሔረሰብ አስተዳደር ከፍተኛ የሕግ አስፈፃሚ አካል የብሔረሰብ አስተዳደር ምክር ቤት ሲሆን ተጠሪነቱም ለሚመለከተው ብሔረሰብ አስተዳደር ዋና አስተዳዳሪና ለብሔረሰቡ ምክር ቤት ነው::
- 2. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ሥር የተደነገገው እንደተጠበቀ ሆኖ የብሔረሰብ አስተዳደር ምክር ቤት ለክልሉ መስተዳድር ምክር ቤትና ለርዕሰ መስተዳድሩ ተጨማሪ ተጠሪነት ይኖርበታል::
- 3 የብሔረሰብ አስተዳደር ምክር ቤት የብሔረሰብ አስተዳደሩ ዋና አስተዳዳሪ፣ ምክትል አስተዳዳሪና በአስተዳደሩ ወስተ የሚገኙ አስፈፃሚ መምሪያ ኃላፊዎች የሚካተቱበት አካል ሆኖ ይጳጳማል::

አንቀፅ-78 የብሔረሰብ አስተዳደር ምክር ቤት ሥልጣንና ተግባር

1. የብሔረሰብ አስተዳደር ም/ቤት የሚከተሉት ሥልጣንና ተግባራት ይኖሩታል:- same. Any decision of the council shall be passed on with a majority vote of those members present at a meeting.

4. Meetings of the Nationality Council shall take place in public. The Speaker may call for an emergency meeting in a situation where the council is not due to undertake its ordinary sessions. The Speaker shall have the duty to call for an emergency session of the council whenever so required either by the Chief Administrator of the Nationality Administration or more than one-third of the members of the Nationality Council thereof.

Article-77 Administrative Council of the Nationality

- 1. The administrative council of the nationality is the highest executive body of the Nationality Administration and thus accountable to the chief administrator and the council of the nationality concerned.
- 2. Without prejudice to the provisions of sub-art 1 of this Article hereof, the administrative council of the nationality shall also have additional accountabilities to the Council and Head of the Regional Government.
- 3. The administrative council of the nationality shall be established in such a manner as to comprise the chief administrator, deputy chief administrator as well as those executive departments residing in the nationality administration concerned.

Article-78 Powers and Duties of the Nationality Administrative Council

1. The administrative council of the nationality shall have the following powers and duties:-

- /ሀ/ በብሔረሰብ ም/ቤቱ በክልሉ ምክር ቤትና በፌዴራሉ መንግሥት አካላት የወጡ ሕጎችና የተሰጡ ውሣኔዎች በአስተዳደሩ ውስጥ በሥራ መተርጎማቸውን
- /ሰ/ የአስተዳደር ምክር ቤቱ አባላት የሆኑ መምሪያዎችንና ሴሎች አስፈፃሚ አካላትን አደረጃጀት ይወስናል፣ ሥራቸውን ይከታተላል፣ በበላይነት ይመራል፤
- /ሐ/ የአስተጻደሩን ዓመታዊ በጀት ረቂቅ ያዘጋጃል ፣ ለብሔረሰብ ምክር ቤቱ ያቀርባል፣ ሲዐድቅም በተግባር ላይ እንዲውል ያደርጋል፤
- /መ/ የአስተዳደሩን ኢኮኖሚያዊና ማህበራዊ ልማት ፖሊሲዎችና ስትራቴጂዎች በዝርዝር ይነድፋል:: በብሔረሰብ ምክር ቤቱ ያፀድቃል፣ የተወሰነውንም
- /w/ በብሔረሰብ አስተዳደሩ ውስጥ ሕግና ስርዓት መከበሩንና የሕዝቡ **ውሳምና** ደህንነት መጠበቁን
- /ረ/ በብሔረሰብ ምክር ቤቱና በክልሱ መስተዳድር ምክር ቤት የሚሰጡትን ሌሎች ተግባራት ያከናውናል::
- 2 የብሔረሰብ አስተዳደር ምክር ቤት አባላት በመንግሥት ተግባራቸው በጋራ ለሚሰጡት ውሣኔና ለሚፈጽሙት ተግባር የጋራ ኃላፊነት አለባት::

አንቀፅ-79 የብሔረሰብ አስተዳደር ዋና አስተዳዳሪ አስደየምና የሥራ ዘመን

1. የብሔረሰብ አስተዳደር ዋና አስተዳዳሪ በብሔረሰብ ም/ቤት ውስጥ አብላጫ መቀመጫ ባንኘው የፖለቲካ ድርጅት/ቶች/

- (a) Ensures the implementation of laws enacted and decisions rendered by the Council of the Nationality concerned, the Regional Council as well as the Federal State organs, within the limit of the administration;
- (b) Decides on the organization of departments qualified to be members of the administrative council and other executive bodies, follows up their activities and directs them thereof;
- (c) Prepares the annual budget proposal of the administration, submits to the council of the nationality and gets same implemented upon approval;
- (d) Formulates the specific economic and social development policies and strategies of the administration, submits same to the council of the nationality and thereby executes the decisions thereon;
- (e) Ensures the maintenance of law and order as well as the protection of the public peace and security, within the limit of the administration;
- (f) Carries out such other activities as may be assigned to it by the council of the Nationality and that of the Regional Government respectively.
- 2. Members of the Nationality Administrative Council shall have collective responsibility for all the decisions they render and activities they perform as a body in the wake of their governmental functions.

Article-79 Designation and Tenure of the Chief Administrator of the Nationality Administration

1. The Chief Administrator of the nationality Administration shall, having been primarily proposed by the political party-

አቅራቢነት ከብሔረሰብ ም/ቤቱ አባላት መካከል በምርጫ

2. በዚህ ሕገ-መንግሥት በሌላ አኳጃን ካልተወሰን በስተቀር የዋና አስተዳዳሪው የሥራ ዘመን የብሔረሰብ ም/ቤቱ

<u>አንቀፅ-80</u> የዋና አስተ*ዳዳሪ*ው ሥልጣንና ተግባር

- 1. የብሔረሰብ አስተዳደር ዋና አስተዳዳሪ የአስተዳደሩ ሥራ ^{መሪ፣} የአስተዳደር ም/ቤቱ ሰብሳቢና የብሔረሰብ አካባቢው ተጠሪ ነው።
- 2 ዋና አስተዳጻሪው ተጠሪነቱ ለብሔረሰቡ ምክር ቤትና ለክልሉ ርዕሰ መስተዳድር ነው::

<u>አንቀፅ-81</u> የብሔረሰብ አስተዳደር ምክትል አስተዳዳሪ

- 1. የብሐረሰብ አስተዳደር ምክትል አስተዳዳሪ በዋና አስተዳጻሪው አቅራቢነት ሹመቱ በብሔረሰብ ም/ቤት የሚፀድቅ ሆኖ የሚከተሉት ሥልጣንና ተገባራት
- /ሀ/ በዋና አስተዳዳሪውና በብሔረሰብ አስተዳደር ም/ቤቱ ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- /ሰ/ ዋና አስተዳዳሪው በማይኖርበት ወይም ሥራውን ለማከናወን በማይችልበት ጊዜ ተክቶ ይሠራል::

- or parties with a majority set in the council of the nationality, be designated through an election from among the members of the council thereof:
- 2. Unless otherwise provided for in this constitution, the term of office of the Chief Administrator shall be equal to that of the Nationality Council hereof.

Article-80 Powers and Duties of the Chief Administrator

- 1. The Chief Administrator of the Nationality Administration is the managing head of the Administration, Chair-person of the Administrative Council as well as the Representative of the Nationality area.
- 2. The accountability of the Chief Administrator shall be to the Nationality Council and Head of the Regional Government.
- 3. The relevant provisions of this constitution prescribed to specify the powers and duties of the Head of the Regional Government hereof, shall apply, as regards other powers and duties of the chief administrator, as the case my be appropriate.

Article-81 Deputy Administrator of the Nationality Administration

- 1. The Deputy Administrator of the Nationality Administration, whose appointment proposal may be submitted by the Chief Administrator to and approved by the Nationality Council, shall have the following power and duties: -
 - (a) Carries out such functions as may specifically be assigned to him both by the chief administrator and the Nationality Administrative Council;
 - (b) Formally represents and replaces the Chief Administrator whenever the latter is absent from office or unable to carry out his official functions.

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2. ምክትል አስተዳጻሪው ተጠሪነቱ ለዋና አስተዳጻሪውና ለብሐረሰብ አስተጻጻር ም/ቤት ነው::

- 1. የብሔረሰብ አስተዳደር ዋና አስተዳዳሪ የራሱ ጽ/ቤት ይኖረዋል።
- 2. የዋና አስተዳዳሪው ጽ/ቤት የብሔረሰብ አስተዳደር ም/ቤት ጽ/ቤት በመሆን ጭምር ሊያገለግል ይችላል። ዝርዝሩ በሕግ ይወሰናል።

ምዕራፍ ዘጠኝ ስለወረዳ አስተዳድር አደረጃጀትና ሥልጣን አንቀፅ-83 አደረጃጀት

የወረጻ አስተጻደር የሚከተሉት አበይት የሥልጣን አካላት ይኖሩታል:-

- 1. በሥሩ ከተደራጁ ቀበሌዎች በሚወከሉ የሕዝብ ተመራጮች ተዋጽአ የሚቋቋም የወረዳ ምክር ቤት፤
- 2 ከዚሁ ምክር ቤት አባላት መካከል ተመርጠ በሚሰየም የወረጻ ዋና አስተዳዳሪ አማካኝነት የሚቋቋም የአስተዳደር ም/ቤትና
- 3. በዚህ ሕገ-መንግሥት መሠረት የተ**ቋቋ**ሙ የመጀመሪያ ደረጃ የዳኝነት አካል::

2. The accountability of the Deputy Administrator snan be to the Chief Administrator and the Nationality Administrative Council.

Article-82 The Office of the Chief Administrator

- 1. The Chief Administrator of the Nationality Administration shall an office of his own.
- 2. The office of the Chief Administrator may also serve as the office of the Nationality Administrative Council. Particulars shall be determined by law.

CHAPTER NINE ORGANIZATION AND POWERS OF THE WOREDA ADMINISTRATION Article-83 Organization

The woreda administration shall comprise the following principal organs of power: -

- 1. The Woreda Council to be established by the combination of popularly elected representatives of the Kebeles organized under it;
- 2. The Woreda Administrative Council to be set up by the Woreda Chief Administrator, himself designated by election from among members of the council hereof; and
- 3. Firstinstance judicial body established pursuant to this constitution.

<u>አንቀፅ-84</u> የወረዳ አስተዳደር ሥልጣንና ተግባር

- I. የመረዳ አስተዳደር በተደራጀበት አካባቢ የኢኮኖሚያዊ ልማትና ማህበራዊ አገልግሎት እቅዶችን ለማዘጋጀትና ለመወሰንም ሆነ የክልሉ መንግሥት አካሳት በየጊዜው የሚያወጧቸውን ፖሊሲዎች፣ ሕጎች፣ ደንቦችና መመሪያዎች በሥራ ላይ ለማዋል የሚያስችል ማናቸውም ሥልጣን ይኖረዋል።
- 2. እያንጻንዱ ወረዳ እራሱን የማስተዳደር፣ አካባቢውን የማልማትና በውስጣዊ ጉዳዮቹ **ሳ**ይ ውሣኔ የመስጠት መብትና ሥልጣኑ እንደተጠበቀ ሆኖ የክልል መስተዳድር የበታች አካል ነው::

<u>አንቀፅ-85</u> ስለወረ*ጻ ምክር ቤት አባላት አ***ምራ**ሬፕና ተጠሪነት

- 1 የወረጻ ምክር ቤት አባላት ወረዳው በተደራጀበት አካባቢ ከሚገኙት የቀበሌ ነዋሪዎች መከከል በቀጥታ በሕዝብ ይመረጣሉ::
- 2 የወረጻ ምክር ቤት አባላት ተጠሪ**ነት ለ**መረጣቸው ሕዝብ ይሆናል።

<u>አንቀፅ-86</u> የወረ*ጻ ምክር ቤት ሥልጣን*ና ተግባር

1. የወረዳ ምክር ቤት በተ**ቋቋመበት ወረዳ** ውስጥ ከፍተኛው መንግሥታዊ የሥልጣን አካል ነው። ተጠሪነቱም እንደየአግባቡ ለብሔረሰብ ምክር ቤት ወይም ለክልሉ ምክር ቤት ይሆናል።

Article-84 Powers and Duties of the Woreda Administration

- 1. The Woreda Administration shall, within the territorial area of its organization, have all the powers enabling it to prepare and decide on the economic development and social service plans as well as to implement policies, laws, regulations and directives issued by the regional state organs.
- 2. Without prejudice to its rights and powers to exercise self-administration, facilitate local development and render decisions with regard to its own internal affairs, each and every woreda is a body hierarchically subordinate to the regional government.

Article-85 Election and Accountability of Members of the Woreda Council

- 1. Members of the Woreda Council shall directly be elected from among the inhabitants of the kebeles embraced in the territorial area in which the woreda has been organized.
- 2. Members of the Woreda Council shall be accountable to the electorate thereto.

Article-86 Powers and Duties of the Woreda Council

1. The Woreda council is, within the Woreda of its establishment, the highest body of state authority. Accordingly, its accountability shall be either to the nationality or the regional council, as the case may be appropriate.

- 2. በዚህ አንቀጽ 3ዑስ አንቀጽ 1 ሥር የሠፈረው አጠቃላይ ድንጋጌ እንደተጠበቀ ሆኖ ምክር ቤቱ የሚከተሉት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል:-
- /ሀ/ የወረዳውን ኢኮኖሚያዊ ልማት፣ ማሀበራዊ አገልግሎቶች፣ አስተጻደራዊ የሥራ አቅዶችና ፕሮግራሞች ረቂቅ መርምሮ ያፀድ ቃል!
- /ለ/ በወረዳው ውስጥ መሠረታዊ የግብርና ልማት ሥራዎች ወቅቱን ጠብቀው መካሂዳቸውንና የተፈተሮ ሃብት ልማት፣ ተበቃና እንከብካቤ ሥራ ልዩ ትኩረት ተሰጥቶት መከናወኑን ይከታተላል፤
- /ሐ/ ነዋሪው ሕዝብ ለልማት ሥራ በስፋት የሚነሣሣበትንና የሚንቀሳቀስበትን አመች ሁኔታ ይልጥራል!
- ዝርዝሩ በሕግ የሚወሰን ሆኖ ከምክር ቤቱ አባላ**ት** መካከል አፈ-ጉባዔውን፣ ምክትል አፈ-ጉባዔውንና ዋና አስተዳዳሪውን በምርጫ ይሰይጣል፣ በዋና አስተደዳሪው የሚቀርቡለትን ምክትል አስተዳዳሪና ሌሎች የወረዳ አስተጻደር ምክር ቤት አባላት ሹመት መርምሮ ያፀድቃል፤
- የራሱን ውስጣዊ የአሠራር ሥነ-ሥርዓት መወሰኝ መመሪያ ያወጣል፤
- /ሬ/ ገ/ርገነሩ በሕግ የሚወሰን ሆኖ የ**ገ**ጠር መ**ሬት** መጠቀሚያ ክፍያ፣ የእርሻ ሥራ ገቢ ግብርና ሌሎች ገቢዎች ወቅቱን ጠብቀው መሰብሰባቸውን ያረጋግጣል፣ ሌሎች የአገልግሎት ክፍያዎችን ይተሳል፤
- /ሰ/ የራሱን በደት መርምሮ ያወድ ቃል፣ ክልሉ ከሚመድበውና ከሚያስተዳድረው ውጪ ያለውንና የወረዳውን የገቢ ምንሞ ይጠቀማል፤

- 2. Without prejudice to the generality of the powers stipulated under sub-art. 1 of this Article hereof, the council shall have the following specific powers and duties: -
 - (a) Examines and approves the draft economic development, social services, along with administrative working plans and programs of the Woreda concerned;
 - (b) Follows up that basic agricultural development activities are undertaken consistent with the appropriate season and the task of development, conservation and care of natural resources is carried out with special attention given to it thereof;
 - (c) Creates a suitable condition in which the resident public is massively inspired and mobilized to engage in development efforts:
 - (d) With details to be determined by law designates, by election from among the members of the council, its Speaker, Deputy Speaker and the Chief Adminis-trator as well as considers and approves the appointment proposal of the Deputy Administrator and other members of the Woreda Administrative Council to be submitted to it by the chief Administrator thereof:
 - (e) Issues guidelines to govern its own internal working procedures;
 - (f) With details to be outlined by law, ensures that rural land user-fee, agricultural income tax and other revenues are collected in due time and even imposes other service charges;
- (g) Considers and approves its own budget, and utilizes any source of revenue of the Woreda concerned which may have been outside the sum allocated and administered by the regional state thereof;

- M የፌዴራሉና የክልሉ ሕግኃተ መንግሥታትና ሌሎች ሕጎች እንደተጠበቁ ሆነው የወረዳውን ሠሳምና ፀጥታ ለማረጋገጥ ዝርዝር መመሪያ አውጥቶ በሥራ ሳይ ያውሳል፤
- ^[ቀ] ዋና አስተጻዳሪውን ጨምሮ የወረዳውን ባለሥልጣናት ለተያቄ ይጠራል፤ የአስፈፃሚውን አካል አሥራር ይመረምራል።

አንቀስ-87 ስለምክር ቤቱ አ*ጦራር*

- 1. የወረጻ ምክር ቤት የራሱ ጽ/ቤት አንዲኖረው ሆኖ ከአባላቱ መካከል ተመርጠው በሚሰየሙ አንድ አፈ-ጉባዔ እና አንድ ምክትል አፈ-ጉባዔ ይመራል። ዝርዝሩ በሕግ ይወሰናል።
- 2. አፈ-ጉባዔው ተጠሪነቱ ለወረዳው ም/ቤት ሆኖ ወቅቱን ጠብቆ ምክር ቤቱን ለስብሰባ የመፕራትና ጉባዔውን የመምራት ኃላፊነት ይኖርበታል::
- 3. ሴሎች የአፈ-ጉባዔውን ዝርዝር ተግባርና ኃላፊነቶች አስመልክቶ የክልል ምክር ቤቱን አፈ-ጉባዔ በሚመለከት በዚህ ሕገ-መንግሥት ከዚህ በላይ የተባፉት ድንጋጌዎች እንደየአግባብነታቸው ተፈባሚዎች ይሆናሉ።

አ<u>ንቀዕ-88</u> የወረ<u>ዓ ምክር ቤት ምክትል አ</u>ፈ-ጉባዔ

ምክትል አፈ-ጉባዔው ተጠሪነቱ ለአፈ-ጉባዔውና ለወረዳው ምቤት ሆኖ:-

- 1. በአፈ-ጉባዔው ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- 1. አፈ-ጉባዔው በማይኖርበት ጊዜ ወይም ሥራውን ለማከናወን በማይችልበት ጊዜ ተክቶ ይሥራል::

- (h) Without prejudice to the federal and Regional Constitutions and other laws, issues and implements specific guidelines enabling to ensure peace and security pertaining to the Woreda concerned;
- (i) Calls the woreda's officials including the chief administrator for questioning and thereby inquires into the workings of the executive body.

Article-87 Leadership of the Council

- 1. The Woreda Council shall have its own office and be led by a speaker and Deputy speaker to be elected and designated as such from among its members. Details shall be determined by law.
- 2. The Speaker shall be accountable to the Woreda Council and have the responsibility to convene the council in accordance with its prescribed schedules and preside over its proceedings.
- 3. The preceding provisions of this constitution prescribed with respect to the Speaker of the Regional Council hereof, shall equally apply to the rest of duties and responsibilities of the Speaker to the extent of their conformity with the same.

<u>Article-88</u> Deputy Speaker of the Woreda Council

The Deputy Speaker, with his accountability being to the Speaker and the Woreda Council, shall:-

- 1. Perform such duties as are specified and rendered to him by the Speaker;
- 2. Officially represent and replace the speaker whenever the latter is absent from office or unable to perform his duties thereof.

አንቀ<u>ፅ-89</u> የምክር ቤቱ የስብሰባ ጊዜና የሥራ ዘመን

- 1. የወረጻ ምክር ቤት በየሦስት ወሩ አንድ ጊዜ ይሰበሰባል::
- 2. ከምክር ቤቱ አባላት መካከል ከሁለት ሦስተኛ በላይ የሚሆኑት በስብሰባው ላይ ከተገኙ ምልዓተ ጉባዔ ይሆናል። የምክር ቤቱ ውሣኔ በስብሰባው ላይ በተገኙት የምክር ቤቱ አባላት የአብላጫ ድምፅ ይተላለፋል።
- 3. የወረዳ ምክር ቤት የሥራ ዘመን አምስት ዓመት ይሆናል። የምክር ቤቱ የሥራ ዘመን ከማብቃቱ ከአንድ ወር በፊት አዲስ ምርጫ ተካሄዶ ይጠናቀቃል። የቀድሞው ምክር ቤት የሥራ ዘመን በተጠናቀቀ በአንድ ወር ጊዜ ውስፕ አዲሱ ምክር ቤት ሥራውን ይጀምራል።
- 4. የወረዳ ምክር ቤት ስብሰባ በግልዕ ይካሂዳል። ምክር ቤቱ መደበኛ ስብሰባ በማያደርግበት ወቅት አፈ-ጉባዔው አስቸኳይ ስብሰባ ሊጠራ ይችላል። የወረዳው ዋና አስተዳዳሪ ወይም ከምክር ቤቱ አባሳት መካከል ከግግሽ በሳይ የሚሆኑት አስቸኳይ ስብሰባ እንዲካሂድ ከጠየቁ አፈ-ጉባዔው የምክር ቤቱን አስቸኳይ ስብሰባ የመጥራት ግዴታ አለበት።

አን<u>ቀፅ-90</u> ስለወረዳ አስተዳደር ምክር ቤት

- 1. የወረዳ አስተዳደር ምክር ቤት የተቋቋመበት ወረዳ ከፍተኛ ሕግ አስፈፃሚ አካል ሲሆን ተመሪነቱም ለወረዳው ዋና አስተዳዳሪና ለወረዳው ምክር ቤት ነው::
- 2 የወረዳ አስተዳደር ምክር ቤት የወረዳው አስተዳዳሪ፣ ምክትል አስተዳዳሪ እንዲሁም በወረዳው ውስጥ የተቋቋሙ ዋና ዋና አሳማ አስፈፃሚ የሴክተር ጽ/ቤት ኃላፊዎች

Article-89 Meeting Time and Term of Office of the Council

- 1. The Woreda Council shall convene once every three months.
- 2. There shall be a quorum where more than two-thirds of the members of the council are present at any meeting due. Any decision of the council shall be passed by a majority vote of those members of the same present at a meeting.
- 3. The term of office of the Woreda Council shall be five years. New election shall take place one month prior to the expiry of the term of office of the council stipulated hereof. The new council shall commence its duties within one month from the expiry of the term of office of the preceding council.
- 4. Meetings of the Woreda Council shall be held in public. The Speaker may call for an extraordinary session any time when the council is not due to undertake its regular meetings. The Speaker shall be dutybound to convene extraordinary sessions whenever such a meeting is demanded for either by the Chief Administrator of the woreda or more than half the members of the council thereof.

Article-90 The Woreda Administrative Council

- 1. The Woreda Administrative Council is the highest executive body in the woreda of its establishment and shall be accountable to the Chief Administrator and the Woreda Council respectively.
- 2. The Woreda Administrative Council is a body constituted out of principal heads of various executive sectoral offices with specific objectives throughout the Woreda concerned,

የሚገኙበት አካል ሲሆን በብሔረሰብ አስተዳደሮች ውስጥ የሚገኙትን ወረዳዎች ሣይጨምር ከወረዳው ምክር ቤት በተጨማሪ ለክልሉ *ው*ስተዳድር ምክር ቤት ተጠሪነት ይኖርበታል።

<u>አንቀፅ-91</u> ስለወረዳ አስተዳደር ምክር ቤት ሥልጣንና ተግባር

- 1. የወረጻ አስተጻደር ምክር ቤት የሚከተሉት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል፡-
- lul የፌዴራሉና የክልሉ መንግሥታት ፖሊሲዎች፣ ሕጎች፣ ደንቦች፣ መመሪያዎች፣ አቅዶችና ፕሮግራሞች በተቋቋመ በት ወረዳ ውስጥ በሥራ ላይ እንዲውሉ ያደርጋል፤
- /ለ/ በወረዳው ውስጥ የሚገኙትን አስፈፃሚ አካላትን በበሳይነት ያስተባብራል፣ ሥራቸውን ይከታተሳል፣ ይመራል፤
- /ሐ/ በሕግ መሠረት የገጠር መሬት መጠቀሚያ ክፍያ፣ የእርሻ ሥራ ገቢ ግብርና ሌሎች ገቢዎችን ይሰበስባል፣ ተጨማሪ ገቢዎች ስለሚገኙበት ሁኔታ አጥንቶ ለወረዳው ምክር ቤት ለውሣኔ ያቀርባል፤
- |መ| የወረዳውን ዓመታዊ በጀት ያዘጋጃል፣ ለወረዳው ምክር ቤት ያቀርባል፣ ሲፀድቅም በተማባር ሳይ እንዲውል ያደርጋል፤
- اש የወረዳውን ነዋሪ ሕዝብ **ሥሳምና** ደህንነት ይጠብቃል፣ የፀተታና የፖሊስ አካሳቱን ይመራል፣ ሥራቸውን ያስተባብራል፣ ይቆጣጠራል፤
- |ሬ| የማሀበራዊ፣ ኢኮኖሚያዊና አስተጻደራዊ እቅዶችን አዘጋጅቶ ለወረዳው ምክር ቤት በማቅረብ ያስፀድቃል፣ ሲፈቀድም ተግባራዊ ያደርጋል፤

including the Administrator and Deputy Administrator and shall henceforth be accountable to the council of the Regional Government, in addition to its accountability to the pertinent Woreda Council, provided, however, that such may not apply to those woredas within the territorial limit of the Nationality Administrations.

Article-91 Powers and Duties of the Woreda Administrative Council

- 1. The Woreda Administrative Council shall have the following specific powers and duties: -
 - (a) Cause the implementation of polices, laws, regulations, directives, plans and programs initiated and Formulated by both the Federal and Regional states throughout the Woreda of its establishment;
 - (b) Superintend over the executive bodies found in the Woreda, follow up and direct their activities;
 - (c) Collect, in accordance with law, rural land user-fee, agricultural income tax and other revenues, study the possibility of finding additional sources of revenues and thereby submit recommendation material for the Woreda Council;
 - (d) Prepare the annual budget of the woreda, submit same to the Woreda Council as well as facilitate its implementation upon approval thereof;
 - (e) Safeguard peace and security of the inhabitants of the Woreda, direct its security and police organs as well as follow up and supervize over their activities;
 - (f) Prepare its social, economic and administrative plans, submit same to the Woreda Council for approval and thereby effectuate upon prior authorization;

- /ሰ/ ሕዝቡን ለልማት ሥራ በስፋት ያነሳሳል፣ የገጠር ልማትን ያፋጥናል፣ የተፈጥሮ ሀብትን ይጠብቃል፣ ያለማል፣ ይንክባክባል፤
- /ሽ/ በወረዳው ውስተ የሚገኝ ማናቸውም ቅርሣ-ቅርስ አስፈላጊው ተበቃና እንክብካቤ የተደረገለት ስለመሆኑ
- /ቀ/ በወረዳው ምክር ቤትና በክልሉ *ማ*ስተጻድር ምክር ቤት የሚሰጡትን ሌሎች ተ**ግ**ባራት ያከናውናል።
- 2. የወረዳ አስተዳደር ምክር ቤት አባላት በመንግሥታዊ ሥልጣናቸው ለሚፈጽሙት ተግባርና ለሚያሳልፉት ውሣኔ የጋራ ኃላፊነት አለባቸው::

- 1. የወጸው ዋና አስተዳዳሪ በወረዳ ምክር ቤት ምርጫ አሸናፊ በሆነውና በምክር ቤቱ ውስጥ አብላጫ መቀመጫ ባገኘው የፖለቲካ ድርጅት/ቶች/ አቅራቢነት ከምክር ቤቱ አባላት መካከል በምርጫ ይሰየማል::
- 2 በዚህ ሕገ-መንግሥት በሌላ አኳኋን ካልተወሰነ በስተቀር የወረዳው ዋና አስተዳዳሪ የሥራ ዘመን የወረዳው ምክር ቤት የሥራ ዘመን ይሆናል::

1 የወረዳው ዋና አስተዳዳሪ ተጠሪነቱ ለወረዳው ምክር ቤትና ለክልሉ ርዕሰ መስተደድር ሆኖ የተሾመበት ወረዳ ተጠሪ፣

- (g) Awaken the masses for development efforts, facilitate rural development, as well as protect, develop and provide care for natural resources;
- (h) Closely follow up that any form of legacy or heritage traced in the Woreda is provided with the necessary care and protection thereof;
- (i) Perform such other functions as may be delivered to it both by the Woreda Council and that of the Regional Government.
- 2. Members of the Woreda Administrative Council shall have collective responsibility with respect to the duties performed and decisions passed in common due to their official state powers.

Article-92 Designation and Tenure of the Woreda's Chief Administrator

- 1. The Chief Administrator of the Woreda shall be designated as such by an election from among members of the council, having primarily been nominated by the political party or parties winning the majority seat of the Woreda Council in an election held for the same.
- 2. Unless otherwise provided for in this constitution, the tenure of the Woreda Chief Administrator shall be equal to the term of office of the Woreda Council hereof.

Article-93 Powers and Duties of the Woreda Chief Administrator

1. The Woreda Chief Administrator, with his accountability being both to the Woreda Council and the Regional Head of

- የአስተጻደሩ ሥራ *መሪ*ና የአስተጻደር ም/ቤቱ ሰብሳቢ ነው።
- 2. በዚህ አንቀጽ ንዑስ አንቀጽ 1 የሰፌረው አጠቃሳይ ድንጋጌ እንደተጠበቀ ሆኖ ዋና አስተዳዳሪው፡-
- /ሀ/ የወረዳውን አስተዳደር ይወክላል፤
- /ስ/ የወረዳውን አስተዳደር ምክር ቤት ይሰበስባል፣ ይ<mark>መራል፤</mark>
- /ሐ/ የፌዴራሉና የክልሉ መግሥታት ፖሊሲዎች፣ ሕሳች፣ ደንቦች፣ መመሪያዎችና ፕሮግራሞች በወረዳው ውስጥ በትክክል ሥራ ላይ መዋሳቸውን ያረጋግጣል፤
- /መ/ ምክትል አስተዳዳሪውን ጨምሮ የወረዳውን አስተዳደር ም/ቤት አባላት ሹ**መት ለወረዳው** ም/ቤት አቅርቦ ያስፀድቃል፤
- /w/ የወረዳ አስተዳደሩን ልዩ ልዩ ተቋማትና በሥሩ የሚገኙትን ቀበሌዎች ሥራ በበሳይነት ያስተባብራል፣ ይመራል፣ ይቆጣጠራል፤
- /ረ/ የወረዳው ማህበራዊ አገልግሎቶች፣ የኢኮኖሚያዊ ልማት አቅዶችና ፕሮግራሞች ወቅቱን ጠብቀው መዘጋጀታቸውን ይቆጣጠራል፣ ተግባራዊነታቸውንም ይከታተላል፤
- lስ/ የወረዳው ነዋሪ ሕዝብ ውሳምና ደህንነት በአስተማማኝ ሁኔታ ይጠበቅ ዘንድ ሕግና ስርዓትን እንዲያስከብሩ የተቋቋሙትን የፀጥታና የፖሊስ ኃይሎች በበሳይነት ይመራል፣ ይቆጣጠራል፤

- Government, is the representative of the Woreda concerned, managing head of its administration as well as chairperson of the Administrative Council.
- 2. Without prejudice to the generality of the foregoing provisions stipulated under sub-art. 1 of this Article hereof, the Chief Administrator shall:-
 - (a) Represent the Woreda Administration;
 - (b) Convene and preside over meetings of the Woreda's Administrative Council;
 - (c) Ensure that the policies, laws, regulations, directives and programs of both the Federal and Regional States are properly implemented throughout the Woreda;
 - (d) Submit the proposed members of the Woreda's Administrative Council including the Deputy Administrator and get their respective appointments approved by the Woreda Council;
 - (e) Coordinate, direct and supervize over the activities of various institutions of the Woreda Administration as well as those Kebeles subordinate thereto;
 - (f) See to it that the woreda's social services, economic development plans and programs are prepared in due time and follow up their implementation;
 - (g) Lead and supervize over the security and police forces established with the view to maintaining law and order so that peace and well-being of the inhabitants of the woreda concerned would be safeguarded, as a result;

- /ሽ/ ስወረዳው አስተዳደር ምክር ቤት፣ ለወረዳው ምክር ቤትና ለበላዩ አስተዳደር አካላት በየጊዜው ሪፖርት ያቀርባል፣
- /ቀ/ በዚህ ሕገ-መንግሥት ስለብሔረሰብ አስተጻደሮች የተደነገገው እንደተጠበቀ ሆኖ በወረዳው ምክር ቤትና በክልሉ ርዕሰ መስተጻድር የሚሰጡትን ሌሎች ተግባራት ያከናውናል::

<u>አንቀፅ-94</u> የወረዳ ምክትል አስተዳዳሪ ሥልጣንና ተግባር

የወረጻ ምክትል አስተዳጻሪ በወረዳው ዋና አስተዳጻሪ አቅራቢነት ሽመቱ በወረዳው ምክር ቤት የሚዐድቅ ሆኖ የሚከተሉት ሥልጣንና ተግባራት ይኖሩታል:-

- 1. በዋና አስተጸዳሪውና በወረዳው አስተዳደር ም/ቤት ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- ² ዋና አስተዳዳሪው በማይኖርበት ወይም ሥራውን ለማከናወን በማይችልበት ጊዜ ተክቶ ይሠራል::
- 3 ምክትል አስተጻጻሪው ተጠሪነቱ ለወረዳው ዋና አስተጻጻሪና ለአስተጻደር ም/ቤቱ ነው::

አንቀፅ-95 የዋና አስተ*ጓጻሪው ጽ/*ቤት

- 1. የመረዳው ዋና አስተዳዳሪ የራሱ ጽ/ቤት ይኖረዋል::
- 1 የዋና አስተዳዳሪው ጽ/ቤት የወረዳው አስተዳደር ም/ቤት ዩ/ቤት በመሆን ጭምር ሊያገለግል ይችላል:: ዝርዝሩ

- (h) Submit periodic reports to the Woredas Administrative Council, the Woreda Council as well as to its superior Administrative bodies;
- (i) Save the provisions of this constitution pertaining to the Nationality Administra-tions hereof, carry out such other functions as may be delivered to him by the Woreda Council and the Regional Head of Government.

Article-94 Powers and Duties of the Woreda's Deputy Administrator

The Deputy Administrator of the Woreda, whose appointment is to be approved by the Woreda Council upon prior nomination by the Woreda's Chief Administrator, shall have the following power and duties:-

- 1. Perform such duties as may be specified and rendered to him by the Chief Administrator and the Woreda's Administrative Council thereof;
- 2. Officially represent the Chief Administrator any time the latter is absent from duty or unable to conduct his business.
- 3. The Deputy Administrator is accountable to the Woreda's Chief Administrator as well as the Administrative Council of the same.

Article-95 The Office of the Chief Administrator

- 1. The Chief Administrator of the Woreda shall have an office of his own.
- 2. The Office of the Chief Administrator may also serve and be utilized as the office of the Woreda's Administrative Council. Details shall be determined by law.

<u>ምዕራፍ አሥር</u> ስለቀበሌ አስተዳደር አደራጃጀትና ሥልጣን አንቀፅ-ዓፅ አደረጃጀትና ተጠሪነት

- 1. የቀበሌ አስተዳደር በክልሉ የመጨረሻው መንግሥታዊ የአስተዳደር እርከን ሲሆን በዚህ ሕገ-መንግሥት መሠረት ተጠሪነቱ እንደ ሁኔታው ለታቀፈበት የከተማና ወይም የወረጻ አስተዳደር ነው::
- 2. የቀበሌ አስተዳደር የሚከተሉት አበይት አካላት ይኖሩታል፡-

/ሀ/ የቀበሌ ምክር ቤት፣

/ለ/ የቀበሌ አስተዳደር ምክር ቤትና

/ሐ/ የማህበራዊ ፍርድ ቤት።

አንቀፅ-97 ስለቀበሌ ምክር ቤት

- 1 የቀበሌ ምክር ቤት በዚህ ሕገ-መንግሥት መሠረት የቀበሌው ነዋሪ ሕዝብ ከፍተኛ የሥልጣን አካል ሆኖ ተቋቁሟል፡፡
- 2. የቀበሌ ምክር ቤት አባላት በቀጥታ በቀበሌው ነዋሪ ሕዝብ የሚመረጡ ይሆናሉ።
- 3. የምክር ቤቱ አባሳት ተጠሪነታቸው ለ*መረጣቸው ሕዝብ ነው*።
- 4 የቀበሌ ምክር ቤት ተጠሪንቱ እንደሁኔታው ቀበሌው ለታቀፈበት የከተማ ምክር ቤትና ወይም የወረዳ ምክር ቤት ይሆናል።

CHAPTER TEN ORGANAZATION AND POWERS OF THE KEBELE ADMINISTRATION

Article-96 Organization and Accountability

- 1. The Kebele Administration, while being the lowest Administrative hierarchy of the Regional State, is accountable to its embracing urban and or Woreda Administration, as the case may require.
- 2. The Kebele Administration shall have the following principal organs:-
 - (a) The Kebele Council,
 - (b) The Kebele Administrative Council and
 - (c) The Social Court.

Article-97 The Kebele Council

- 1. The Kebele Council is hereby established, in accordance with this constitution, as the highest organ of powers of the Kebele inhabitants concerned.
- 2. Members of the Kebele Council shall be elected directly by the Kebele inhabitants.
- 3. Members of the council shall be accountable to the electorate.
- 4. The accountability of the Kebele Council shall be to its embracing Urban Council and or the Woreda Council, as the case may require.

<u>አንቀፅ-98</u> ደቀበሌ ምክር ቤት ሥልጣንና ተግባር

በዚህ ሕገ-መንግሥት አንቀጽ 97 ንዑስ አንቀጽ 1 ሥር የሠፈረው አጠቃላይ ድንጋጌ እንደተጠበቀ ሆኖ የቀበሌ ምክር ቤት ከዚህ በታች የተመለከቱት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል:-

- 1. የወረዳው ምክር ቤትና የወረዳው አስተዳደር ምክር ቤት በየጊዜው የሚያወጧቸው መመሪያዎችና እቅዶች በቀበሌው ውስፕ በሥራ ላይ እንዲውሉ ያደርጋል፤
- 2. የበላዩ የሆኑት የአስተዳደር አካላት ከሚያወጧቸው ፖሊሲዎች፣ ሕጎች፣ ደንቦችና መመሪያዎች ጋር በማይቃረን መንገድ የአካባቢ ማሀበራዊ ጉዳይ መመሪያዎችን አውጥቶ በቀበልው ውስጥ በሥራ ሳይ እንዲውሉ ያደርጋል፤
- 3. ከምክር ቤቱ አባላት መካከል የቀበሌውን አፈ-ጉባዔ፣ ምክትል አፈ-ጉባዔና የቀበሌውን ዋና አስተዳዳሪ በምርሜ ይሰይማል፣ የቀበሌውን የአስተዳደር ምክር ቤት ያደራጃል፤
- 4 የነዋሪውን ሕዝብ ትችትና አስተያየት መሠረት በማድረግ በቀበሌው አስተዳዳሪ ተመርጠው የሚቀርቡለትን የማሀበራዊ ፍርድ ቤት ዳኞች ይሾ**ማ**ል፤
- 5 የቀበሌውን የአስተጻደር ምክር ቤትና ሌሎች ንዑሳን ኮሚቴዎችን የሥራ ከፍፍልና ምደባ ይወስናል፤
- 6. የበሳዩ በሆኑ የአስተዳደር አካሳት የሚሰጡትን የማሀበረ-ኢኮኖሚያዊ ልማትና አስተዳደራዊ አቅዶችና ፕሮግራሞችን ተቀብሎ በቀበሌው ውስጥ በሥራ ሳይ የሚውሉበትን ዝርዝር የሥራ አፈፃፀም መርሀ-ግብር ያወጣል፣ አፈፃፀሙንም ይከታተሳል፤

Article-98 Powers and Duties of the Kebele Council

Without prejudice to the generality of the provisions stipulated under Art. 97 sub-art.1 of this constitution hereof, the Kebele Council shall have the following specific powers and duties:-

- 1. Causes the implementation of guidelines and plans which are issued time after time by the Woreda Council and its Administrative Council throughout the Kebele concerned;
- 2. Issues locally-operational guidelines in the nature of social affairs in a manner that such should not be inconsistent with those policies, laws, regulations and directives enacted by its superior Administrative Organs and thereby strives for their implementation in the Kebele concerned;
- 3. Designates, through election, from amongst the members of the Council, the Speaker, Deputy Speaker and Chief Administrator of the Kebele and thereby organizes the Administrative Council of the same;
- 4. Appoints social court judges who have to be selected and nominated to it in advance by the Kebele's Administrator, having due regard to the evaluation and critical opinion of the resident public;
- 5. Determines the distribution of work and possible assignment of the Kebele's Administrative Council and other subordinate committees thereof;
- 6. Receives the socio-economic development and administrative plans and programs handed over to it by superior Administrative organs, sets out detailed implementation schemes with which to realize same in the kebele concerned and oversees the execution thereof;

- 7. ለሚመለከተው ቀበሌ ንዋሪ ሕዝብ የሚጠቅሙ ሌሎች ተጨማሪ እቅዶችን ያወጣል፣ ተግባራዊነታቸውንም
- 8. የቀበሌውን ኔዋሪ ሕዝብ ለልማት ሥራ ያነሳሳል፣ የተፈጥሮ ሀብትን ልማትና እንከብካቤ ሥራ በቅርበት ይከታተሳል፤
- 9 የቀበሌው ነዋሪ ሕዝብ ሠላምና ደሀንነት መጠበቁንና ሕግና ሥርዓት መከበሩን ያረጋግጣል፤
- 10. የቀበሌውን አስተዳጻሪና ምክትል አስተዳጻሪ ለጥያቄ ይጠራል፣ የአስፈፃሚውን አካል አሠራር ይመረምራል::

አ<u>ንቀፅ-99</u> ስለቀበሌ ምክር ቤት አ<u>መራር</u>

- 1. ቀበሌ ምክር ቤት የራሱ ጽ/ቤት የሚኖረው ሆኖ ከአባላቱ መካከል በሚመረጡ አንድ አፈ-ጉባዔ እና አንድ ምክትል አፈ-ጉባዔ ይመራል። ዝርዝሩ በሕፃ ይወሰናል።
- 2. አፈ-ጉባዔው ተጠሪነቱ ለቀበሌ ምክር ቤት ሆኖ ምክር ቤቱን በወቅቱ ይሰበስባል፣ ይመራል፣ አጀንዳዎች እንዲዘጋጁ ያደርጋል፣ ቃለ-ጉባዔዎች መያዛቸውንና ሥነዶች መጠበቃች ውን ይኪታተላል፣ ይቆጣጠራል።
- 3. ምክትል አፈ-ጉባዔው ተጠሪንቱ ለአፈ-ጉባዔውና ለቀበሌው ምክር ቤት ሆኖ:_
 - /ህ/ በአፈ-ንብዔው ተለይተው የሚሰጡትን ተግባራት
- /ለ/ አፈ-ጉባዔው በማይኖርበት ወይም ሥራውን ለማከናወን በማይችልበት ጊዜ አርሱን ተከቶ ይሠራል::

- 7. Introduces such other additional plans as might be of interest to the inhabitants of the kebele concerned and closely follows up their implementation;
- 8. Awakens the resident population of the kebele to engage in development efforts and closely monitors the activities aimed at the development and care of natural resources thereof;
- 9. Ensures the protection of peace and security of the resident public and maintenance of law and order throughout the kebele;
- 10. Calls for Questioning the kebele's Chief and Deputy Administrators and inquires into the workings of the executive body thereto.

<u>Article-99</u> <u>Leadership of the Kebele Council</u>

- 1. The Kebele Council shall, having its own secretariat, be led by the Speaker and Deputy Speaker to be elected from among its members. Particulars shall be determined by law.
- 2. The Speaker shall, with his accountability being to the Kebele Council, convene the council on due time and preside over its proceedings, cause preparation of the Agenda as well as follow up and supervize over the taking down of minutes and preservation of documents.
- 3. The Deputy Speaker, with his accountability being both to the Speaker and the Kebele Council, shall:-
 - (a) Perform such duties as may be specifically delivered to him by the Speaker;
 - (b) Officially represent the Speaker whenever the latter is absent from or unable to perform his duties.

. ೧೯೯೯ರು ಅವರನ್ನು ನ**ಿಸಿಕ್ಕಾಹಕ್ಕಾ**

የምክር ቤቱ የስብሰባ ጊዜና የሥራ ዘመን

- I. የቀበሌ ምክር ቤት መደበኛ ስብሰባውን ነበወር አንድ ጊዜ ያካሂዳል።
- 2. ከምክር ቤቱ አባላት መካከል ከሁለት ሦስተኛ በላይ የሚሆኑት በስብሰባው ላይ ከተገኙ ምልዓተ-ጉባዔ ይሆናል:: የምክር ቤቱ ውግኔ በስብሰባው ላይ በተገኙት የምክር ቤቱ አባላት የአብላጫ ድምፅ ይተላለፋል::
- 3. የምክር ቤቱ የሥራ ዘመን አ**ምስት** ዓመት ይሆናል። የሥራ ዘመኑ ከማብቃቱ ከአንድ **ወር** በፊት አዲስ ምርጫ ተካሂዶ ይጠናቀቃል። የቀድሞው **ምክ**ር ቤት የሥራ ዘመን በተጠናቀቀ በአሥራ አምስት ቀናት ውስጥ አዲሱ ምክር ቤት ሥራውን ይጀምራል።
- 4. የቀበሌ ምክር ቤት ስብሰባ በግልፅ ይካሂዳል። ምክር ቤቱ መደበኛ ስብሰባ በማያደርግበት ወቅት አፈ-ጉባዔው አስቸኳይ ስብሰባ ሊጠራ ይችላል። የቀበሌው አስተዳዳሪ ወይም ከምክር ቤቱ አባላት መካከል ከግማሽ በላይ የሚሆኑት አስቸኳይ ስብሰባ እንዲካሂድ ከጠየቁ አፈ-ጉባዔው የምክር ቤቱን ስብሰባ የመጥራት ግዴታ አለበት።

አንቀፅ-101 ስለቀበሌ አስተዳደር ምክር ቤት

ኔ የቀበሌ አስተዳደር ምክር ቤት የቀበሌው አስተዳዳሪ፣ ምክትል አስተዳዳሪና በቀበሌው ውስጥ ከተቋቋሙት መንግሥታዊያን የማህበራዊ አገል**ን**ሎት ሰጭ ተቋማት ሥራተኞች በአባልነት የሚገኙበትና የበላዩ በሆኑት የአስተዳደር አካላት ለሚወጡ ሕጎች፣ ደንቦችና መመሪያዎች የበታች አስፈፃሚ አካል ነው::

Article-100 Meeting Time and Term of Office of the Council

- 1. The Kebele Council shall hold its ordinary meetings once every month.
- 2. There shall be a quorum if and when more than two-thirds of the members of the council are present at a meeting. Decisions of the council shall be passed by a majority vote of those members of the council present at a meeting.
- 3. The term of office of the council shall be five years. New election shall take place one month before the expiry of the term of office prescribed hereof. The new council shall commence its duties within fifteen days from the expiry of the term of office of the preceeding council.
- 4. Meetings of the Kebele Council shall be conducted in public. The Speaker may call for an emergency session any time the council is not due to hold it's ordinary meetings. The Speaker shall have the duty to call for an emergency meeting any time when so demanded by either the Kebele's Administrator or more than half the members of the council.

Article-101 Administrative Council of the Kebele

1. The Kebele Administrative Council is the lowest executive body, whose members are constituted from the Kebele's Chief and Deputy Administrators as well as public employees of social service-rendering institutions established therein and entrusted with the implementation of laws, regulations and directives issued by its superior Administrative Organs.

- 2 የቀበሌ አስተዳደር ምክር ቤት ተጠሪነቱ ለ**ቀበሌው** አስተዳጻሪ፣ ለመረጠው የቀበሌ ምክር ቤትና እንደሁኔታው ቀበሌው ለታቀፈበት ከተማ አስተዳደርና ወይም ለወረዳው አስተዳደር ይሆናል።
- 3. የቀበሌ አስተዳደር ምክር ቤት አባላት በግልና በወል የቀበሌውን አስተዳደር ሥራ ይመራሉ፣ ያስተባብራሉ::
- 4. የቀበሌ አስተዳደር ምክር ቤት አባላት በጋራ ሥልጣናቸው ለሚያሳልፉት ውሣኔና ለሚፈፅሙት ተግባር የጋራ ኃላፊነት አለባቸው::

<u>አንቀፅ-102</u> የቀበሌ አስተጻደር ምክር ቤት ሥልጣንና ተግባር

- 1. በዚህ ሕገ-መንግሥት አንቀጽ 101 ንዑስ አንቀጽ 1 ስር የሰፈረው አጠቃሳይ ድንጋጌ እንደተጠበቀ ሆኖ የቀበሌ አስተጻደር ምክር ቤት ከዚህ በታች የተመለከቱት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል:-
- /ሀ/ የቀበሌው ምክር ቤት የሚነድፋቸውን የልማት አቅዶችና ፕሮግራሞች በቀበሌው ውስጥ በሥራ ላይ ያውላል፤ የራሱን ዝርዝር የልማት አቅዶች ይነድፋል፤ ለቀበሌው ምክር ቤት እያቀረበ ያስፀድቃል፤
- /ሰ/ በቀበሌው ውስጥ የሚካሂዱ የማሀበራዊ አገልግሎት እቅዶች በሥራ ሳይ መዋሳቸውን ይከታተሳል፣ ይቆጣጠራል፤
- /ሐ/ የገጠር ልማትን ያፋጥናል፣ የተፈጥሮ ሀብት ጥበቃ፣ እንክብካቤና ልማት ሥራ በከፍተኛ ደረጃ እንዲካሂድ ያደርጋል፣ ሕዝቡን ለልማት ሥራ ያነሳሳል፣ ያስተባብራል፤

/መ/ የቀበሌው **ሠ**ላምና ፀተታ እንዲጠበቅ ያደር*ጋ*ል፤

- 2. The Kebele Administrative Council shall be accountable to the Kebele Administrator and its electing Kebele Council as well as to the Urban Administration and or Woreda Administration in which such Kebele is embraced, as the case may require.
- 3. Members of the Kebele Administrative Council shall individually and collectively direct and co-ordinate the activities of the Kebele Administration.
- 4. Members of the Kebele Administrative Council shall be collectively responsible for any decision they pass and activities they perform in common while exercising their collective powers.

Article-102 Powers and Duties of the Kebele Administrative Council

- 1. Without prejudice to the general provisions stipulated under Art. 101 sub-art. 1 of this constitution hereof, the Kebele Administrative Council shall have the following specific powers and duties:-
 - (a) Implements, throughout the Kebele, development plans and programs initiated and formulated by the Kebele Council, drafts its own detailed development plans and submits same to the Kebele Council for approval thereof;
 - (b) Follows up and supervizes over the implementation of social service plans underway within the limit of the Kebele;
 - (c) Accelerates rural development, strives for the undertaking of protection, care and development of natural resources as well as agitates and co-ordinates the masses to engage in development efforts;
 - (d) Sees to it that the Kebele's peace and security is maintained or safeguarded;

- /ሥ/ በአካባቢው ለሚገኙት ቅርሳ ቅርሶች ተገቢውን ተበቃና እንክብካቤ ያደርጋል፣ በተቅም ላይ ስለሚውለብት መንገድም የበሳዩ ለሆኑት አካሳት ያሳውቃል;
- /ረ/ የሥራ እንቅስቃሴውን በሚመለከት ለቀበሌው ምክር ቤት በየወቅቱ ሪፖርት ያቀርባል:
- /ሰ/ በቀበሌው ምክር ቤት የሚሰጡትን ሌሎች ተግባራት ,የክናውናል::
- 2. የቀበሌ አስተጻደር ምክር ቤት ዝርዝር የሥራ አቅዶቹን የሚነድፈውና አፈፃፀማቸውን የሚከታተለውም ሆነ የሚገሙማመው አንደ አስፈላጊነቱ በየጊዜው እየተገናኘ

አንቀፅ-103 ስለቀበሴ አስተዳዳሪ አስደየምና የሥራ ዘመን

- 1. የቀበሌ አስተዳዳሪ በቀበሌው ምክር ቤት ምርጫ አሸናፊ በሆነውና በምክር ቤቱ ውስጥ አብላጫ መቀመጫ ባገኘው የፖለቲካ ድርጅት/ቶች/ አቅራቢነት ከምክር ቤቱ አባላት መካከል ተመርመ ይሰየማል::
- 2 በዚህ ሕገ-መንግሥት በሌላ አኳኋን ካልተወሰነ በስተቀር የቀበሌ አስተጻዳሪ የሥራ ዘመን የቀበሌው ምክር ቤት

<u>አንቀፅ-104</u> የቀበሌ አስተ*ዳዳሪ ሥልጣን*ና ተግባር

1. የቀበሌ አስተጻጻሪ ተጠሪነቱ ለቀበሌው ምክር ቤትና እንደሁኔታው ቀበሌው ለታቀፈበት ከተማና ወይም ወረጻ አስተጻደር ሆኖ የቀበሌው ተጠሪ፣ የአስተጻደሩ ሥራ መሪና የአስተጻደር ም/ቤቱ ሰብሳቢ ነው::

- (e) Causes proper preservation and care of heritages traced in the locality and thereby notifies to its superiors as to the ways of their possible utilization thereof;
- (f) Submits periodic reports to the Kebele Council with regard to its activities;
- (g) Carries out such other duties as may be assigned to it by the Kebele Council.
- 2. The Kebele Administrative Council shall formulate its specific work-plans as well as monitor and evaluate executions thereof by meeting on prescribed schedules, as may be necessary.

Article-103 Designation and Tenure of the Kebele Administrator

- 1. The Kebele Administrator shall be elected and designated as such from among members of the Kebele Council having been primarily nominated by the political party or parties declared to have won the majority seat of the council in an election to that end.
- 2. Unless otherwise provided for in this constitution, the tenure of the Kebele Administrator shall be equal to the term of office of the Kebele Council hereof.

Article-104 Powers and Duties of the Kebele Administrator

1. The Kebele Administrator is, with his accountability being to the Kebele Council as well as to the Urban Administration and or the Woreda Administration embracing such kebele, as the cause may be, the representative of the kebele, managing head of its administration and chair-person of the Administrative Council.

- 2. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ሥር የሥፈረው አጠ**ቃላይ** ድንጋጌ እንደተጠበቀ ሆኖ የቀበሌ አስተዳዳሪ ከዚህ በታች የተመለከቱት ዝርዝር ሥልጣንና ተግባራት ይኖሩታል፡-
 - /v/ የቀበሌውን አስተዳደር ምክር ቤት ይሰበስባል፣ ይመራል፤
 - /ለ/ የበሳዩ በሆኑት የአስተዳደር አካሳት የሚወጡትን ፖሊሲዎች፣ ሕጎች፣ ደንቦች፣ መመሪያዎችና እቅዶች ተቀብሎ በቀበሌው ውስጥ በሥራ ሳይ መዋሳቸውን ይከታተሳል፣ ይቆጣጠራል፤
 - /ሐ/ ምክትል አስተዳዳሪውን ጨምሮ የቀበሌውን አስተዳደር ምክር ቤት አባላት ሹመት ለቀበሌው ም/ቤት አቅርቦ ያስፀድቃል፤
 - /መ/ የነዋሪውን ሕዝብ አስተያየት መሠረት አድርጉ በቀበሌው አስተዳደር ምክር ቤት አማካኝነት እንዲጣራ ካደረገ በኋላ እጩ የቀበሌ ማህበራዊ ፍ/ቤት ዳኞችን ዝርዝር ለቀበሌው ምክር ቤት ኢቅርቦ ያሾማል፤
 - /ሥ/ የቀበሌው ምክር ቤት፣ ለነዋሪው ሕዝብና እንደ አስፈላጊነቱ ቀበሌው ለታቀፈበት ከተማና ወይም ወረዳ አስተዳደር በየጊዜው የሥራ ሪፖርት ያቀርባል፤
- /ረ/ በቀበሌው አስተዳደር ም/ቤት፣ በቀበሌው ምክር ቤትና እንደሁኔታው በሚመለከተው ከተማና ወይም ወረዳ አስተዳደር የሚሰጡትን ሌሎች ተግባራት ያከናውናል።

- 2. Without prejudice to the general provisions stipulated under sub-art. 1 of this Article hereof, the Kebele Administrator shall have the following specific powers and duties:-
 - (a) Convenes the Kebele Administrative Council and thereby presides over its proceedings;
 - (b) Receives those policies, laws, regulations, directives and plans issued and forwarded to him by his superior Administrative organs as well as follows up and supervizes over there implementation through-out the kebele concerned;
 - (c) Nominates and gets the approval by the Kebele Council of proposed appointments of members of the Kebele Administrative Council including the Deputy Administrator;
 - (d) Submits the list of proposed Kebele Social Court judges and thereby secures their appointment by the Kebele Council after having them scrutinized and screened by the Kebele Administrative Council with due regard to the opinion of the resident public concerned;
 - (e) Avails periodic activity reports to the Kebele Council, the resident public as well as to the urban and or Woreda Administration embracing such kebele, as the cause may be appropriate;
 - (f) Carries out such other functions as may be referred to him by the Kebele Administrative Council, the Kebele Council as well as the Urban and or Woreda Administration concerned.

አንቀፅ-105 የቀበሴ ምክትል አስተዳዳሪ ሥልጣንና ተግባር

የቀበሌ ምክትል አስተዳዳሪ በቀበሌው አስተዳዳሪ ተመርጠ ሽ፡ሙቱ በቀበሌው ም/ቤት የሚፀድቅ ሆኖ:-

- 1. በቀበሌው አስተዳዳሪና በአስተዳደር ም/ቤቱ ተለይተው የሚሰጡትን ተግባራት ያከናውናል፤
- 2. የቀበሌው አስተዳዳሪ በማይኖርበት ወይም ስራውን ለማክናወን በማይችልበት ጊዜ ተክቶ ይሠራል::
- 3. የቀበሌ ምክትል አስተዳዳሪ ተጠሪነቱ ለቀበሌው አስተዳዳሪና ለአስተዳደር ም/ቤቱ ነው::

የቀበሌ አስተዳደር የራሱ ጽ/ቤት ይኖረዋል። ዝርዝሩ በሕግ ይመሰናል።

አን<u>ቀፅ-107</u> የቀበሴ ማህበራዊ ፍ/ቤት

- 1. የቀበሌ ማሀበራዊ ፍ/ቤት የቀበሌው ማሀበራዊ የዳኝነት አካል ሆኖ በዚሀ ሕ**ገ-መንግ**ሥት ተ**ቋ**ቁሟል። ዝርዝሩ
- 2. የማሀበራዊ ፍ/ቤት ዳኞች በዚህ ሕገ-መንግሥት አንቀጽ 98 ንዑስ አንቀጽ 4 ሥር በተደነገገው መሠረት ተመርጠው በቀበሌ ም/ቤት የሚሾሙ ይሆናሉ።
- 3. የማሀበራዊ ፍ/ቤት ዳኞች የሥራ ዘመን የቀበሌው ምክር ቤት የሥራ ዘመን ይሆናል። ዝርዝሩ በሕግ ይወሰናል።

Article-105 Powers and Duties of the Kebele's Deputy Administrator

The Kebele Deputy Administrator, whose selection is facilitated by the Kebele Administrator and whose appointment approved by the Kebele Council, shall:-

- 1. Perform such duties as may be specified and delivered to him by the Kebele Administrator and the Administrative Council;
- 2. Officially represent the Kebele Administrator whenover the latter is absent from or unable to perform his duties.
- 3. The Kebele Deputy Administrator is accoun-table to the Kebele Administrator and the Administrative Council thereto.

Article-106 The Office of the Kebele Administration

The Kebele Administration shall have an office of its own. Particulars shall be determined by law.

Article-107 Social Court of the Kebele

- 1. The Kebele Social Court is hereby established, pursuant to this constitution, having the status of the kebele's judicial organ of social nature. Particulars shall be determined by law.
- 2. Judges of the social court shall be selected and appointed by the Kebele Council pursuant to the provisions of Art. 98 subart. 4 of this constitution hereof.
- 3. The term of office of social court judges shall be that of the Kebele council concerned. Particulars shall be determined by law.

<u>ምዕራፍ አሥራ አንድ</u> የክልሉ ፖሊሲ <u>ዓሳማዎችና መር</u>ሆች ልን<u>ቀፅ-108</u> ዓሳማዎች

- 1. ማንኛውም የመንግሥት አካል የፌዴራሱንና የክልሱን ሕግጋተ መንግሥታት፣ ሌሎች ሕጎችና ፖሊሲዎች በሥራ ሳይ ሲያውል በዚህ ምዕራፍ በተመለከቱት ዓሳማዎችና መርሆች ላይ መመሥረት አለበት::
- 2. በዚህ ምዕራፍ ውስጥ "መንግሥት" ማለት የአማራ ብሔራዊ ክልላዊ መንግሥት ነው::

አንቀስ-109 ፖለቲካ ነክ ዓላማዎች

- 1. መንግሥት በዴሞክራሲያዊ መርሆዎች ላይ በመመሥረት ሕዝቡ በሁሉም ደረጃዎች ራሱን በራሱ የሚያስተዳድርበትን ሁኔታ ማመቻቸት አለበት::
- 2. መንግሥት የብሔር-ብሔረሰቦችና የሕዝቦችን ማንነት የማክበር፣ በዚህም ላይ በመመርኮዝ በመካከላቸው እኩልነትን፣ አንድነትንና ወንድማማችነትን የማጠናከር ግዴታ አለበት። በተለደ ይበልጥ ኋላ ቀር ለሆኑ ብሔረሰቦች ልዩ ትኩረት በማድረግ እኩልነታቸውን ማረጋገጥ አለበት።

አን<u>ተ</u>ፅ-110 ኢኮኖ*ሚ ነከ ዓላማዎች*

- 1. መንግሥት ሁሉም የክልሉ ነዋሪዎች በክልሉ የተጠራቀመ አውቀትና ሀብት ተጠቃሚ የሚሆኑበትን መንገድ የመቀየስ ኃላፊነት አለበት::
- 2. መንግሥት የክልሉ ነዋሪዎች የኢኮኖሚ ሁኔታዎችን ለማሻሻል እኩል ዕድል እንዲኖራቸው ለማድረግና ሀብት

CHAPTER ELEVEN REGIONAL POLICY OBJECTIVES AND PRINCIPLES Article-108 Objectives

- 1. Any state organ shall, in the implementation of the Federal and Regional Constitutions, other laws and public policies, be guided by the objectives and principles specified under this chapter.
- 2. The term "state" in this chapter shall mean the Amhara National Regional State.

Article-109 Political Objectives

- 1. Guided by democratic principles, the state shall promote and support the people's self-rule at all levels.
- 2. The state shall respect the identity of nation-nationalities and peoples and shall accordingly have the duty to strengthen unity, equality and fraternity among them. Especially, it shall pay particular attention to those underprivileged nationalities with the view to ensuring their equality.

Article-110 Economic Objectives

- 1. The state shall have the duty to devise policies which ensure that all the inhabitants of the Regional State can benefit from the region's legacy of intellectual and material wealth.
- 2. The state has the duty to ensure that all the inhabitants of the regional state get equal opportunity to improve their

ፍትሐዊ በሆነ መንገድ የሚከፋፈልበትን ሁኔታ ማመቻቸት አለበት።

- 3. መንግሥት በዕድንት ወደ ኋላ ለቀሩ ብሔረሰቦችና ሕንበንች ልዩ ድጋፍ ያደርጋል::
- 4. መንግሥት የተፈጥሮና ሰው ሥራሽ አደጋ እንጻይደርስ መከላከልና አደጋው ሲደርስም ለተጎጂው ሕዝብ እርዳታ በወቅቱ እንዲደርስ ማድረግ አለበት::
- 5. መንግሥት መሬትንና የተፈጥሮ ሀብትን በሕዝብ ስም በይዞታው ሥር በማድረግ ለሕዝቡ የ*ጋራ* ጥቅም እንዲውሉ የማድረግ ኃላፊነት አለበት::
- 6. መንግሥት የልጣት ፖሊሲዎችና ፕሮግራሞች በሚዘጋጁበት ጊዜ ሁሉ ሕዝቡ እንዲሳተፍ ማድረግ አለበት። የሕዝቡንም የልጣት እንቅስቃሴዎች መደገፍ አለበት።
- 7. መንግሥት የሕዝቡን አውቀት፣ ጉልበትና ገንዘብ በማቀናጀት ፈጣን ልማት የሚረጋገጥበትን መንገድ መቀየስ አለበት። ሕዝቡ በክልሉ የኢኮኖሚ እንቅስቃሴ ከፍተኛ ሚና እንዲኖረው ማድረግ አለበት። ስለሆነም ሕዝቡ አቅዶችና ፖሊሲዎችን በመደገፍ ብቻ ሳይሆን በማስፈፀምና በመገምገም መሳተፍ አለበት።
- 8. መንግሥት በኢኮኖሚያዊና ማኅበራዊ የልማት እንቅስቃሴዎች ውስጥ ሴቶች ከወንዶች *ጋር* በእኩልነት የሚሳተፉበትን ሁኔታ የማመቻቸት ኃላፊነት አለበት።
- 9. መንግሥት የክልሱን ሠራተኛ ሕዝብ ጤንነት፣ ደሀንነትና የኑሮ ደረጃ ለመጠበቅ መጣር አለበት።

- economic conditions and to promote or facilitate equitable distribution of wealth among them.
- 3. The state shall provide special assistance to those nationalities and peoples left behind in terms of development.
- 4. The state shall take measures to avert any natural and manmade calamities, and in the event of disasters, to provide timely assistance to the population victimized thereof.
- 5. The state has the duty to hold, on behalf of the people, land and other natural resources and to deploy them for their common benefit and development.
- 6. The state shall, at all times, promote the participation of the people in the formulation of the regional development policies and programs. It shall also have the duty to support the initiatives of people in their development endeavours.
- 7. The state has the duty to devise the way in which rapid development shall be ensured by combining or co-ordinating the manual, intel-lactual and financial resources of the people. It shall as well encourage the people to have a splendid role in the economic activity of the regional state. Accordingly, the people shall participate, not only in support, but also in execution and evalution of plans and policies.
- 8. The state shall have the responsibility to creat favourable conditions for the participation of women in equality with men in economic and social development endeavours.
- 9. The state shall endeavour to protect and promote the health, wellfare and living-standards of the working population of the Regional State.

አንቀሪ - 111 ማኅበራዊ ነክ ዓላማዎች

- 1. የአገሪቱና የክልሉ አቅም በፈቀደ መጠን ሁሉም የክልሉ ደዋሪዎች የትምሀርት፣ የጤና አገልግሎት፣ የንፁሀ ውኃ፣ የመኖሪያ፣ የምግብና ማኅበራዊ ዋስትና እንዲኖራቸው ይደረጋል።
- 2. ትምሀርት በማናቸውም ረገድ ከሃይማኖት፣ ከፖለቲካ አመለካከቶችና ከባሀሳዊ ተፅዕኖዎች ነፃ በሆነ መንገድ መካሄድ አለበት::

አ<u>ንቀፅ-112</u> ባሕ<u>ል ነክ ዓላማ</u>ዎች

- 1. የክልሱ መንግሥት መሰረታዊ መብቶችና ሰብአዊ ክብርን እንዲሁም ዲሞክራሲንና ሕገ-መንግሥትን የማይቃረኑ ባሀሎችና ልማዶች በእኩልነት እንዲነለብቱና እንዲያድጉ የመርዳት ኃላፊነት አለበት::
- 2. በክልሉ ውስጥ የሚገኙ የተፈጥሮ ሀብቶችንና የታሪክ ቅርሶችን መጠበቅ የመንግሥትና የሁሉም የክልሉ ነዋሪዎች ግዴታ ነው::
- 3 የክልሉ መንግሥት አቅም በፈቀደ መጠን ኪነ-ተበብን፣ ሳይንስንና ቴክኖሎጂን የማስፋፋት ግዴታ አለበት።
- 4 የክልሉ መንግሥት ወጣቱን ትውልድ የመንከባከብ፣ በተሟሳ ሥነ-ምግባር የማነፅ፣ በአካልም ሆነ በአእምሮ ጠንክሮ ኃላፊነት የሚሽከም፣ ሀገሩን የሚወድና ለወገኑ የሚቆረቆር ብቁና በራሱ የሚተማመን ዜጋ ሆኖ እንዲያድግ ያሳሰለስ ፕሬት የማድረግ ኃላፊነት አለበት::

Article-111 Social Objectives

- 1. To the extent permitted by the nationwide and regional capacity of resources, it shall be aimed at providing all the inhabitants of the Regional State with access to education, health care service, clean water, housing, food and social security.
- 2. Education shall, in any perspective, be provided in a manner that is free from any religious influence, political outlook or cultural prejudices.

Article-112 Cultural Objectives

- 1. The Regional State shall have the duty to assist, on the basis of equality, growth and empowerment of cultures and traditions that are not incopatible with fundamental rights, human dignity, democracy and the constitution.
- 2. Protection of natural endowment as well as presservation of historical sites and objects traceable in the region is the duty of the state and all the inhabitants therein.
- 3. The Regional State shall have the duty, to the extent its resources permit, to promote the development of the arts, science and technology.
- 4. The Regional State shall have the responsibility to maintain the young generation, nurture same with complete ethical values, and make unreserved effort with the view to transforming the youth into a responsible, efficient, nation loving, compatriot-caring and self-reliant citizen, having been strangthened both physically and intellectually.

አንቀስ-113 የአካባቢ ይህንነት ተበቃ ዓሳማዎች

- 1. መንግሥት ሁሉም የክልሉ ነዋሪዎች ንፁሀና ጤናማ አካባቢ እንዲኖራቸው የመጣር ኃላፊነት አለበት።
- 2. ማንኛውም የኢኮኖሚ ልማት እርምጃ የአካባቢውን ደሀንነት የማያና*ጋ መሆን* አለበት።
- 3. የአካባቢ ደህንነትን የሚመለከት ፖሊሲና ፕሮግራም በሚነደፍበትና በሥራ ላይ በሚውልበት ጊዜ የሚመለከተው ሕዝብ ሃሣቡን እንዲገልፅ መደረግ አለበት::
- 4. መንግሥትና የክልሉ ነዋሪዎች አካባቢያቸውን የመንከባከብ ግዴታ አለባቸው::

<u>ምዕራፍ አሥራ ሁለት</u> ልዩ ልዩ ድንጋጌዎች አንቀፅ-114 የአስቸኳይ ጊዜ አዋጅ

- 1. በፌዴራሱ ሕገ-መንግሥት አንቀጽ 93 ንዑስ አንቀጽ 1/ለ/ና
 በዚህ ሕገ-መንግሥት አንቀጽ 47 ንዑስ አንቀጽ 2/17/
 በተደነገገው መሠረት ማናቸውም የተፈጥሮ አደጋ
 ሲያጋጥም ወይም የህዝብን ጤንነት አደጋ ላይ የሚጥል
 በሽታ ሲከሰት እና የክልሉ ምክር ቤት በስብሰባ ላይ
 ባልሆነበት ጊዜ የክልሉ መስተዳድር ምክር ቤት በዚህ ሕገመንግሥት አንቀጽ 58 ንዑስ አንቀጽ 8 ሥር በተሰጠው
 ሥልጣን መሠረት የአስቸኳይ ጊዜ ድንጋጌ አውጥቶ
- 2. የክልሉ *መ*ስተዳድር ምክር ቤት የአስቸኳይ ጊዜ ድንጋጌውን አውጥቶ በሥራ ላይ ባዋለ በአሥራ አምስት

Article-113 Environmental Safety Protection Objectives

- 1. The state shall endeavour to ensure that all the inhabitants of the region live in a clean and healthy environment.
- 2. Any contemplated measure of economic development shall take place in such away as not to jeopardize environmental wellbeing.
- 3. The people concerned have the right to full consultation and to the expression of views in the planning and implementation of environmental policies and projects that affect same directly.
- 4. The state and the inhabitants of the region shall have the duty to protect the environment.

CHAPTER TWELVE MISCELLANEOUS PROVISIONS Article-114 Declaration of State of Emergency

- 1. Whenever any kind of natural disaster sets in, or epidemic disease endangering public health occurs as has been laid down under the provisions of Art. 93 sub. Art. 1/B/ of the Federal Constitution and Art. 47 sub art. 2/17/ of this constitution and the regional Council is not in session, the Council of the Regional Government shall, in accordance with the powers vested in it under the provisions of Art. 58 sub-art. 8 of this constitution hereof, declare a state of emergency decree and implement thereof.
- 2. The Council of the Regional Government shall notify to the **Speaker** of the need to call for an extraordinary session of the

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- ቀናት ውስጥ አፈ-ጉባዔው የክልሉን ምክር ቤት አስቸኳይ ስብሰባ እንዲጠራ ማሳወቅና የአስቸኳይ ጊዜ ድንጋጌውን ለምክር ቤቱ በማቅረብ ማስፀደቅ አለበት።
- 3. የክልሉ መስተዳድር ምክር ቤት ያወጣው የአስቸኳይ ጊዜ ድንጋጌ በክልሉ ምክር ቤት ተቀባይነት ካገኘ በሥራ ላይ ሊቆይ የሚችለው ለስድስት ወራት ብቻ ይሆናል። ሆኖም የክልሉ ምክር ቤት በሁለት ሦስተኛ ድምፅ ሲወስን የአስቸኳይ ጊዜ ድንጋጌው በየአራት ወሩ እንዲታደስ ለማድረግ ይችላል።
- 4. የክልሉ መስተዳድር ምክር ቤትና የክልሉ ምክር ቤት በአስቸኳይ ጊዜ ድንጋኔ አማካኝነት የሚያወጧቸው ደንቦችና የሚወስዷቸው እርምጃዎች በማናቸውም ሬገድ በዚህ ሕገ-መንግሥት አንቀጽ 1፣ አንቀጽ 15፣ አንቀጽ 16፣ አንቀጽ 18/1/ እና /2/፣ አንቀጽ 21/1/፣ አንቀፅ 24/1/፣ አንቀፅ 25፣ አንቀፅ 27 /1/ና አንቀጽ 39/1/ እና /2/ ድንጋኔዎች ሥር የተቀመጡትን መብቶች የሚገድቡ መሆን የለባቸውም::

<u>አንቀፅ-115</u> የአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም መርጣሪ ቦርድ

- 1. በክልሉ ውስጥ የአስቸኳይ ጊዜ ድንጋጌ በሚታወጅበት ወቅት የክልሉ ምክር ቤት ከአባላቱና ከሕግ ባለሙያዎች መርጠ የሚመድባቸው ሰባት አባላት ያሉት የአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም መርማሪ ቦርድ ማቋቋም ይችላል። ቦርዱ የአስቸኳይ ጊዜ ድንጋጌው በክልል ምክር ቤት በሚፀድቅበት ጊዜ ይቋቋማል።
- 2. የአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም መርማሪ ቦርድ የሚከተሉት ሥልጣንና ኃላፊንቶች ይኖሩታል:-
 - /ህ/ በአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም ምክንያት የታሰሩ ግለሰቦች ቢኖሩ በአንድ ወር ጊዜ ውስጥ ይፋ ማድረግና የታሰሩበትን ምክንያት መግለፅ፤

Regional Council and have approved the state of emergency decree within 15 days of its enactment and implementation.

- 3. The state of emergency decree issued by the Council of the Regional Government shall remain in force throughout the regional state only for 6 months, once it was accepted by the Regional Council, provided, however, that such decree may be renewed every four months upon the decision of the Regional Council with a two-third majority vote.
- 4. The regulations issued and measures taken both by the Council of the Regional Government and that of the regional state in relation to the state of emergency decree may, in no way, suspend or infringe upon those rights enshrined under the provisions of Arts. 1, 15, 16, 18 sub-arts. 1 and 2, 21 sub-art. 1, 24 sub-art. 1, 25, 27 sub-art. 1 and 39 sub-arts. 1 and 2 of this constitution.

Article-115

State of Emergency Decree Implementation Inquiry Board

- 1. The Regional Council may, upon Declaration of a State of Emergency Decree in the Regional State, establish a board of inquiry of such a State of Emergency Decree Implementation to be constituted of seven members from within the council itself and the legal profession. The board shall be established simultaneously with the approval of the State of Emergency Decree by the Regional Council.
- 2. The Board of Inquiry of the Implementation of State of Emergency Decree shall have the following powers and responsibilities:-
 - (a) To publicize those private persons who may have been detained as a result of the State of Emergency Decree operation, if any, and thereby desclose the reasons of there detention in one month;

- /ስ/ በአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም የሚወስዱት አርምጃዎች በማናቸውም ሬገድ ኢሰብአዊ አስመሆናቸውን መከታተልና መቆጣጠር፤
- /ሐ/ በአስቸኳይ ጊዜ ድንጋጌ አርምጃዎች ኢሰብአዊ ድርጊት የፈፀሙ ሁሉ ለፍርድ እንዲቀርቡ ማድረግ፤
- /መ/ የአስቸኳይ ጊዜ ድንጋጌው አፈፃፀም እንዲቀፕል ለክልሱ ምክር ቤት ፕያቄ ሲቀርብ ያለውን አስተያየት ለምክር ቤቱ ማቅረብ።
- 3. የአስቸኳይ ጊዜ ድንጋጌ አፈፃፀም መርማሪ ቦርድ በዚህ ሕገ-መንግሥት መሠረት ተልዕከውን እንዳጠናቀቀ የሚፈርስ ይሆናል::

ኢንቀዕ-116

የክልሉ ዋና አዲተርና ምክትል ዋና አዲተር

- 1 የክልሉ ዋና አዲተርና ምክትል ዋና አዲተር በርዕሰ መስተጻድሩ አቅራቢነት በክልሉ ምክር ቤት ይሾማሉ:: ተጠሪነታቸውም ለክልሉ ምክር ቤት ይሆናል::
- 2. የክልሉ ዋና አዲተር መ/ቤት የክልሉ መንግሥት ተቋማትና የሌሎች መሥሪያ ቤቶች ሂሣቦችን በመቆጣጠር በክልል ምክር ቤት የተመደበው ዓመታዊ በጀት በበጀት ዓመቱ ውስጥ እንዲሰሩ ለተወሰኑት ሥራዎች በሚገባ መዋሉን ለማረጋገጥ የሚያስችል ሪፖርት ለምክር ቤቱ ያቀርባል።
- 3. የክልሉ ዋና አዲተር የመስሪያ ቤቱን በጀት በቀጥታ ለክልሉ ምክር ቤት አቅርቦ ያስፀድቃል።

- (b) To follow up and supervize that whatever actions might be taken in the course and exercise of a state of emergency decree are, in no way, inhumane and contrary to human rights;
- (c) To see to it that all perpetrators of inhumane acts in the wake of a state of emergency decree implementation are brought to justice;
- (d) To avail its opinion to the Regional Council upon request submitted to same for the possible extension of the State of Emergency Decree Implementation.
- 3. The State of Emergency Decree Implementation Inquiry Board shall be dissolved as soon as it has accomplished its mission hereof in accordance with this constitution.

Article-116

Auditor-General and Deputy Auditor-General of the Regional State

- 1. The Auditor-General and Deputy Auditor-General of the Regional State shall be appointed by the Regional Council upon prior nomination by the Head of Government. Accordingly, they shall be accountable to the Regional Council.
- 2. The office of the Auditor General of the Regional State shall, by auditing and inspecting the accounts of the regional state institutions and other agencies, submit a report to the regional council with the view to ensuring that the annual budget appropriated by the council has been dully utilized for those undertakings planned and approved to be executed during the outgoing fiscal year.
- 3. The Auditor-General of the Regional State shall draw up the annual budget of his office and directly submit it for the due approval of the Regional Council.

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4. የዋናው አዲተር መ/ቤት ዝርዝር ሥልጣንና ተግባር **በሕግ** ይወሰናል::

አንቀፅ-117

የሕገ-መንግሥት ማሻሻያ ሃሣብ ስለማመንጨት የዚህ ሕገ-መንግሥት ማሻሻያ ሃሣብ:-

- /ሀ/ በክልሱ ምክር ቤት አባላት አንድ ሦስተኛ ጥያቄ፣ ወይም
- /ሰ/ በክልሱ መስተዳድር ምክር ቤት አባላት ያብላጫ ድምፅ ውሣኔ፣ ወይም
- /ሐ/ በክልሉ ውስጥ ከሚገኙት ብሔረሰቦች በአንዱ ምክር ቤት አባላት የአብላጫ ድምፅ ውሣኔ፣ ወይም
- /መ/ በክልሱ ውስጥ ከሚገኙት የወረዳ ምክር ቤቶች በአንድ ሦስተኛዎቹ ጥያቄ፣ ወይም
- /ሥ/ በክልሉ ውስተ ከሚገኙት የቀበሌ ምክር ቤቶች በአንድ ሦስተኛው ተያቄ፤ ለውይይትና ለውሣኔ የሕገ-መንግሥቱ መሻሻል ጉዳይ ለሚመለከታቸው ክፍሎች ይቀርባል።

<u> አንቀፅ-118</u>

ሕገ-መንግሥቱን ስለማሻሻል

- 1. በዚህ ሕገ-መንግሥት ምዕራፍ ሁለትና ምዕራፍ ሦስት ውስጥ የተካተቱት ድንጋጌዎች ሊሻሻሉ የሚችሉት የፌዴራሉን ሕገ-መንግሥት አንቀጽ 105 መሠረት በማድረግ ብቻ ይሆናል::
- 2. በዚህ አንቀጽ ንዑስ አንቀጽ 1 ሥር ከተመለ- ከቱት ውጪ ያሉት የሕገ-መንግሥቱ ድንጋጌዎች ሊሸሻሉ የሚችሉት በሚከተለው አኳኋን ብቻ ይሆናል:-

4. Particular powers and duties of the office of the Auditor General shall be specified and determined by law.

Article-117

Initiation of Constitutional Amendment Proposals

Any proposed amendment of this constitution may be submitted for possible discussion and consequent decision thereof to those sections, whom the issue of constitutional amendment concerns, if supported by: -

- (a) Upon demand by one-third of the members of the Regional Council, or
- (b) Upon decision by a majority vote of the members of the Council of the Regional Government, or
- (c) Upon decision by a majority vote of the members of one of the Nationality Councils found in the Regional State, or
- (d) Upon demand by one-third of all the Woreda Councils found in the Regional State, or
- (e) Upon demand by one-third of all the Kebele Councils found throughout the Regional State.

Article-118

Amendment of the constitution

- 1. The provisions incorporated in chapters two and three of this constitution may only be amended pursuant to the provisions of Art. 105 of the Federal Constitution.
- 2. The provisions of the constitution outside those indicated under sub-art. 1 of this Article hereof may be amended as follows: -

- /ሀ/ በክልሱ ውስጥ ከሚገኙት የወረዳ ምክር ቤቶች ከግማሽ በላይ የሚሆኑት በአብላጫ ድምፅ ማሻሻያውን ሲያፀድቁት፤
- /ሰ/ በክልሱ ውስጥ ከሚገኙት የብሔረሰብ ምክር ቤቶች አንዱ በሁለት ሦስተኛ ድምፅ ሲያፀድቀውና
- /ሐ/ የክልሉ ምክር ቤት አባላት በሦስት አራተኛ ድምፅ ሲያፀድቁት ነው።
- 3. ይሀ ንዑስ አንቀጽና የዚሀ አንቀጽ ንዑስ አንቀጽ 2 ድንጋጌዎች ሲሻሻሉ የሚችሎት የቀረበውን ማሻሻያ:-
 - /ሀ/ በክልሱ ውስጥ ከሚገኙት የወረዳ ምክር ቤቶች ሁለት ሦስተኛ የሚሆኑት በሁለት ሦስተኛ ድምዕ ሲያፀድቁት፤
 - /ለ/ በክልሉ ውስተ ከሚገኙት የብሔረሰብ ምክር ቤቶች ሁለት ሦስተኛ የሚሆኑት በሁለት ሦስተኛ ድምፅ ሲያፀድቁትና
- /ሐ/ የክልሉ ምክር ቤት አባላት በሦስት አራተኛ ድምጽ ሲያፀድቁ ነው::

<u>አንቀዕ-119</u>

ነባር ሕጎች ስለመሥራታቸው

በብሔራዊ ክልሉ ውስጥ እስካሁን ድረስ ወንተው የሚሥራባቸው ነባር ሕጎች፣ ደንቦችና መመሪያዎች ተሻሽሎ ከወጣው ከዚህ ሕገ-መንግሥት ጋር እስካልተቃረኑ ድረስ ተፈፃሚነት ይኖራቸዋል።

<u>አንቀፅ-120</u>

የመጨረሻ ሕጋዊ አውቅና ስላለው ቅኧ

የዚህ ሕገ-መንግሥት የአማርኛ ቅጇ የመጨረሻው ሕጋዊ እውቅና ያለው ሠነድ ነው::

- (a) Upon approval of the proposed amendment by more than half of all the Woreda Councils found in the Regional State;
- (b) Upon approval of the proposed amendment by two-thirds of the members of one of the Nationality Councils in the Regional State; and
- (c) Approval of the same by the three-fourths of the members of the Regional Council.
- 3. This sub-article and the provisions of sub-art. 2 of this Article hereof may be amended only when the proposed amendment is approved by: -
 - (a) A two-third majority vote of the members of the twothirds of all the Woreda Councils found in the Regional State;
 - (b) A two-third majority vote of the members of the twothirds of the Nationality Councils in the Regional State; and
 - (c) A three-fourth majority vote of the members of the Regional Council.

Article-119

Effect of Previous Laws

All previous laws, regulations and directives which are, to this day, in force throughout the National Regional State shall continue their operation so long as they have not been inconsistent with this revised constitution.

Article-120

The Version with Final Legal Authority

The Amharic version of this constitution shall have the final legal authority.