

**Ordinance n°****0 1 7 /PR/2013**

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 leading to the modification of certain
 provisions of Law N°010/2011 of July 18,
 2011, leading to the regulating of Economic
 Zones with a Privileged Regime in the
 Gabonese Republic

Considering the Constitution ;

Considering Law N°5/85 of June 27, 1985, leading to the general regulations of the State public accounting, together with the subsequent modifying texts;

Considering Law N°10/2011 of July 18, 2011, leading to the regulating of Economic Zones with a Privileged Regime in the Gabonese Republic;

Considering Law N°013/2012 of January 22, 2013 authorizing the President of the Republic to legislate by ordinance during the parliamentary inter-sessions;

Considering Decree N° 0140/PR of February 27, 2012 leading to the nomination of the Prime Minister, Head of the Government;

Considering Decree N°0141/PR of February 28, 2012 leading to the nomination of the members of the Government of the Republic;

Having consulted the State Council;

Having heard the Council of Ministers;

ORDERS:

Article 1 : The present ordinance, decided upon in application of the provisions of Law N°013/2012 of January 22, 2013 above-mentioned, has led to the modification of certain provisions of Law N°010/2011 of July 18, 2011, leading to the regulating of Economic Zones with a Privileged Regime in the Gabonese Republic.

Article 2 : Articles 5 and 9 of Law N°010/2011 of July 18, 2011, above-mentioned have been modified and shall henceforth be read as follows:

« **New Article 5:** The State shall **sell** or concede to an agency under public or private law, entitled the Administrative and Management Agency, the administration, organisation, promotion and management of the Economic Zone having a Privileged Regime, based on specifications or a definition of requirements giving the rights and obligations of the **acquirer** or concessionary such as defined in Article 7 here above ».

« **New Article 9:** The Administrative and Management Agency is responsible for the administration, organisation, promotion, management and maintenance of the shared infrastructure and equipment in the Economic Zone having a Privileged Regime.

For that purpose, after having eventually acquired or rented the necessary land in the Economic Zone under a Privileged Regime, it covers the building and maintenance of:

- The road network :
- The water distribution networks and provision of electrical energy, the water drainage system and telecommunications ; the building necessary to carry out the services that the Agency offers and manages, including therein the door and gate openings, the protective wall around the lot and the access roads going to the Economic Zone under a Privileged Regime;
- The lighting of the access roads, the inner roadways and the shared spaces. The agency also covers the following elements inside the Economic Zone:
- The renting or sale to users and investors of buildings, hangars and earth platforms; The distribution of water and electricity, the management of the corresponding networks: the surveillance and security of shared zones and access to the economic zone, the technical control of buildings, installations and activities, as well as the movement of merchandise and people inside the economic zone;

The Administrative and Management Agency is also in charge of :

- Assuring the commercial and industrial promotion of the Economic Zone under a Privileged Regime on the basis of the policy decided upon by the State;
- Welcome investors and assist them in the preparation of their applications for company approval in obtaining an Agreement from the Government;

Present to the Administrative Authority for the signature of approval of the applications of investors to obtain agreements for admission to benefit from the advantages of the Economic Zone under a Privileged Regime.

Article 3 : Regulatory texts shall determine, as needed, the provisions of any kind required for the application of the present ordinance.

Article 4 : The present ordinance, which replaces all previous contrary provisions, notably those of Law N°010/2011 of July 18, 2011, above-mentioned, shall be registered and published according to emergency procedures, and executed as State Law.

Done in Libreville, on
February 21, 2012

By the President of the Republic,
Head of State

The Prime Minister,

Head of the Government

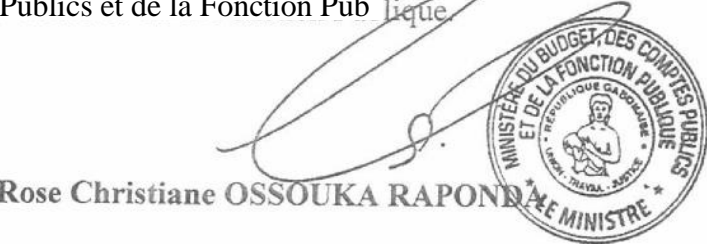
Raymond NDONG SIMA



Le Ministre de la Promotion des Investissement,
des Travaux Publics - Ports, de l'Habitat
et du Tourisme chargé de l'Yedies eurent du
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Le Ministre du Budget, des Comptes
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