



# Africa regulatory ENSight

2022 | 03



**\*Coronavirus (COVID-19) regulatory measures**



## Botswana

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Press Release: New Changes at Ports of Entry	Issued on 18 March 2022 by the Ministry of Health and Wellness.	<p>The Press Release provides that due to discordant period for taking booster shots between Botswana and other countries, and for purposes of smoothing international travel:</p> <ul style="list-style-type: none"> <li>the definition of being fully vaccinated in Botswana will no longer include a booster shot;</li> <li>having completed the primary vaccine series will be considered sufficient for one to be allowed entry, without the need to present a negative PCR test result; and</li> <li>travellers who are partially vaccinated or not vaccinated at all will be required to present a negative 72-hour PCR test result and undergo COVID-19 testing at port of entry at own cost.</li> </ul>
Applies to multiple sectors	Public Health (Prevention of Introduction or Spread of COVID-19) Order, 2022, Statutory Instrument No. 22 of 2022	Published in the Botswana Government Gazette Extraordinary Vol. LX, No. 31 dated 18 March 2022.	<p>The Order:</p> <ul style="list-style-type: none"> <li>repeals the Public Health (Prevention of Introduction or Spread of COVID-19) Order, 2022, Statutory Instrument No. 12 of 2022; and</li> <li>provides that: <ul style="list-style-type: none"> <li>a person who wishes to enter into Botswana shall, at the port of entry, on presenting proof that he or she is fully vaccinated, be allowed entry;</li> <li>where the abovementioned proof is not presented, a person shall, on entry, present a negative COVID-19 PCR test result, or any other test result as the Director may determine, not older than 72 hours from the time of testing, and at his or her own cost, be required to undertake immediate COVID-19 PCR testing; and</li> <li>a person who refuses to be subjected to the provisions of this Order commits an offence and is liable to a fine not exceeding BWP5 000 or to imprisonment for a term not exceeding one year, or to both.</li> </ul> </li> </ul>



## Namibia

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Amendment of Public Health COVID-19 General Regulations: Public and Environmental Health Act, 2015, Government Notice No. 85 of 2022	<p>Effective from 00:00 on 16 March 2022 to 24:00 on 15 April 2022.</p> <p>Published in the Namibia Government Gazette No. 7765 dated 15 March 2022.</p>	<p>The Government Notice amends the Public Health COVID-19 General Regulations, Government Notice No. 91 of 30 April 2021:</p> <ul style="list-style-type: none"> <li>• to repeal regulation 3 which required every person to wear a mask whenever he or she is at or in a public place;</li> <li>• in relation to a prohibited gathering, which means a group of more than 1 000 persons;</li> <li>• to require the head of an institution and every manager or person in control of any business, operation and activity that is permitted to operate under the Regulations and which renders services to members of the public on the basis of seated services, including businesses that sell liquor or food for on-consumption, to arrange chairs or tables in a manner that they are not less than one metre apart; and</li> <li>• to provide that a person may enter Namibia if such person at the time of entering Namibia presents to an authorised person a valid: <ul style="list-style-type: none"> <li>• negative SARS-CoV2 polymerase chain reaction (“PCR”) test result from the country of departure, which result: <ul style="list-style-type: none"> <li>▪ is not older than 72 hours calculated from the date that the sample for testing was taken; and</li> <li>▪ was issued by a laboratory that is certified in the country of issue to issue SARS-CoV-2 PCR test results;</li> </ul> </li> </ul> </li> </ul>

## Namibia

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Amendment of Public Health COVID-19 General Regulations: Public and Environmental Health Act, 2015, Government Notice No. 85 of 2022 ... <i>Continued</i>	Effective from 00:00 on 16 March 2022 to 24:00 on 15 April 2022.  Published in the Namibia Government Gazette No. 7765 dated 15 March 2022.	<ul style="list-style-type: none"> <li>• de-isolation certificate, not older than three months from the date of discharge from isolation, issued by a health authority; in the country of departure; or</li> <li>• vaccination certificate:             <ul style="list-style-type: none"> <li>▪ showing that the persons concerned are fully vaccinated against COVID-19; and</li> <li>▪ issued by a person or authority certified or authorised to administer COVID-19 vaccines and to issue vaccination certificates in any country.</li> </ul> </li> </ul>

## Nigeria

sector	measure	effective date/status	key points and impact
Banking / Finance	Circular No. FPR/DIR/PUB/CIR/001/040: Re: Regulatory Forbearance for the Restructuring of Credit Facilities Impacted by COVID-19	Issued on 15 March 2022 by the Central Bank of Nigeria ("CBN").	The Circular provides that the 5% per annum interest rate on all CBN intervention facilities is extended for one year, taking effect retrospectively from 28 February 2022.

## Seychelles

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Employment (Coronavirus) (Workplace) (Temporary Measures) Regulations, 2022, Statutory Instrument No. 31 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 21 March 2022.	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>• set out measures to be taken in the workplace, including in occupations with the highest COVID-19 risk, to protect workers and mitigate the spread of COVID-19;</li> <li>• provide that an employer may acquire testing kits to test workers at the workplace on the first day of the worker becoming aware that he or she was in close contact with a person who tested positive for COVID-19, and require an employer who fails to comply to subject its workers to be tested at a health centre; and</li> <li>• set out procedures that an employer may take in relation to employees who do not comply with COVID-19 safety measures at work, including: <ul style="list-style-type: none"> <li>• disciplinary action against any employee who refuses or fails to comply with social distancing or hygiene measures;</li> <li>• following a fair procedure, dismissing an employee who repeatedly refuses or fails to comply with the employer's COVID-19 measures, or where a one-off failure is particularly serious; and</li> <li>• provide that non-compliance with an instruction to self-isolate or quarantine from the Public Health Authority may be considered a disciplinary matter even if an employee is not physically present at the workplace.</li> </ul> </li> </ul>

## Seychelles

sector	measure	effective date/status	key points and impact
Finance	Press Communiqué: Private Sector Relief Schemes closed as at 31 March 2022	Issued on 31 March 2022 by the Central bank of Seychelles (“CBS”).	<p>The Press Communiqué provides that:</p> <ul style="list-style-type: none"> <li>• the CBS has closed the access period to the Private Sector (MSMEs) Relief Scheme and Private Sector (Large Enterprises) Relief Scheme in line with the CBS’ Unwinding Strategy – COVID 19 Policy and Relief Measures;</li> <li>• from the reopening of the schemes on 1 February 2022 until 23 March 2022, the commercial banks, Development Bank of Seychelles and Seychelles Credit Union had not received any new applications under both schemes; and</li> <li>• notwithstanding the closure of the schemes, private sector businesses being impacted by the effects of the pandemic can seek assistance from their respective financial institutions which have reinstated the provision of credit facilities, in line with the accommodative monetary policy stance adopted by the CBS.</li> </ul>



## Zimbabwe

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (No. 2) (Amendment) Order, 2022 (No. 41), Statutory Instrument No. 67 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 1 April 2022.	<p>The Order amends the Public Health (COVID-19 Prevention, Containment and Treatment) (National Lockdown) (No. 2) (Amendment) Order, 2022 (No. 40), Statutory Instrument No. 18 of 2022 (the “<b>Principal Order</b>”) to provide <i>inter alia</i> that all returning residents and visitors have to undergo a valid polymerase chain reaction (“<b>PCR</b>”) test not more than 48 hours from the time of their departure for Zimbabwe, and:</p> <ul style="list-style-type: none"> <li>• those visitors not presenting a valid negative PCR test and a certificate to that effect shall be denied entry into Zimbabwe; and</li> <li>• those returning residents not presenting a valid negative PCR test and a certificate to that effect shall: <ul style="list-style-type: none"> <li>• undergo at their own expense a valid PCR test; and</li> <li>• be quarantined at their own cost for 10 days, while those found to be positive will be isolated in accordance with the provisions of the Principal Order.</li> </ul> </li> </ul>

\* This a non-exhaustive list of recent regulatory measures aimed at mitigating the impact of COVID-19. Please note that the COVID-19 measures may be subject to amendments made prior to publication of this Issue.

legislation



## Angola

sector	legislation	effective date/status	key points and impact
Corporate / Commercial	Presidential Decree No. 53/22 (Amendment of the Regulation of Non-Governmental Organisations) of 17 February 2022	Effective from 18 February 2022.	<p>The Presidential Decree amends the Regulation of Non-Governmental Organisations (“NGOs”), approved through Decree No. 84/02 of 31 December:</p> <ul style="list-style-type: none"> <li>• in relation to the registration of NGOs in the Ministry of Foreign Affairs and the registration of national NGOs;</li> <li>• by adding a provision on official statistical registration;</li> <li>• by removing the requirement of the following documents for the purposes of registering NGOs. This shall apply immediately to all administrative procedures, including those that are ongoing:               <ul style="list-style-type: none"> <li>• Registration Certificate issued by the Ministry of Justice and Human Rights;</li> <li>• Statistical Registration Certificate;</li> <li>• certified copy of the NGO's statute published in <i>Diário da República</i>; and</li> <li>• curriculum vitae of the holders of the organisation's governing bodies.</li> </ul> </li> </ul>
Labour / Employment	Presidential Decree No. 54/22 (National Minimum Wage) of 17 February 2022	Effective from 17 February 2022.	<p>The Presidential Decree:</p> <ul style="list-style-type: none"> <li>• repeals Presidential Decree No. 89/19 of 21 March and all legislation contrary to the provisions of this Presidential Decree;</li> <li>• sets the national minimum wage at AOA32 181.15; and</li> <li>• sets the minimum wages for economic groupings as follows:               <ul style="list-style-type: none"> <li>• trade and extractive industry: AOA48 271.73;</li> <li>• transport, services and manufacturing: AOA40 226.44; and</li> <li>• agricultural: AOA32 181.15.</li> </ul> </li> </ul>

## Angola

sector	legislation	effective date/status	key points and impact
Energy	Executive Decree No. 140/22 (Regulation establishing the Rules and Procedures for the Export of Fuels) of 24 February 2022	Effective from 24 February 2022.	<p>The Executive Decree approves the Regulation establishing the Rules and Procedures for the Export of Fuels, which provides for:</p> <ul style="list-style-type: none"> <li>• the issuance of the prior export authorisation;</li> <li>• export criteria;</li> <li>• export quota;</li> <li>• sharing of information on the volume exported; and</li> <li>• the means of transport of fuel intended for the export.</li> </ul>
Banking / Finance	Notice No. 6/22 (Currency Exit Limit) of 3 March 2022	<p>Effective from 4 April 2022.</p> <p>Issued by the National Bank of Angola.</p>	<p>The Notice defines:</p> <ul style="list-style-type: none"> <li>• the outflow limit for cash or bearer means of payment (currency) applicable to natural persons, and resident and non-resident foreign exchange; and</li> <li>• situations that require travellers to complete a currency entry declaration form in the country.</li> </ul>
Corporate / Commercial	Regulation No. 3/22 (Constitution, Organisation and Operation of the Autonomous Asset Compartments of Investment Companies) of 9 March 2022	Effective from 10 March 2022.	<p>The Regulation:</p> <ul style="list-style-type: none"> <li>• applies to investment companies; and</li> <li>• lays down the rules on the establishment, organisation and operation of the autonomous asset compartments of investment companies.</li> </ul>

## Angola

sector	legislation	effective date/status	key points and impact
Banking / Finance	Notice No. 7/22 (Insurance and Reinsurance Contracts in the Oil and Gas Sector) of 15 March 2022	Effective from 15 March 2022.	<p>The Notice:</p> <ul style="list-style-type: none"> <li>• lays down the specific rules applicable to payments under insurance and reinsurance contracts to which oil and gas operators in Angola are part; and</li> <li>• applies to those involved in the contracting of insurance and reinsurance, in particular: <ul style="list-style-type: none"> <li>• commercial Banks;</li> <li>• oil and gas sector operators; and</li> <li>• insurance and reinsurance undertakings.</li> </ul> </li> </ul>

## Botswana

sector	legislation	effective date/status	key points and impact
Data privacy and protection	Data Protection (Oath of Secrecy) Regulations, 2022, Statutory Instrument No. 19 of 2022	Published in the Botswana Government Gazette Vol. LX, No. 23 dated 4 March 2022.	The Regulations provide for an oath of secrecy form to be used by the commissioner, deputy commissioner and any other officer of the Data Protection Commission before performing any duties under the Data Protection Act.

## Cabo Verde

sector	legislation	effective date/status	key points and impact
Environmental	Resolution No. 43/X/2022 (Arusha Protocol on the Protection of New Plant Varieties) of 7 March 2022	Effective from 8 March 2022.	The Resolution approves the adoption of the Arusha Protocol on the Protection of New Plant Varieties, adopted in Tanzania on 6 July 2015.
Applies to multiple sectors	Resolution No. 28/2022 of 25 March 2022	Effective from 26 March 2022.	The Resolution approves the adoption of public policy measures to strengthen the resilience of the country's oil / energy and food systems in the face of international price escalation stemming from the international crisis caused by the war between Russia and Ukraine.

## Kenya

sector	legislation	effective date/status	key points and impact
Banking / Finance	Central Bank of Kenya (Digital Credit Providers) Regulations, 2022, Legal Notice No. 46 of 2022	<p>The Regulations are now operational.</p> <p>Published in the Kenya Gazette Supplement No. 45, Legislative Supplement No. 23 dated 18 March 2022.</p>	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>• provide for: <ul style="list-style-type: none"> <li>• the licensing, governance, and lending practices of Digital Credit Providers (“DCPs”);</li> <li>• consumer protection;</li> <li>• credit information sharing; and</li> <li>• the anti-money laundering and combatting the financing of terrorism obligations of DCPs;</li> </ul> </li> <li>• do not apply to: <ul style="list-style-type: none"> <li>• an institution licensed under the Banking Act;</li> <li>• an institution licensed under the Microfinance Act, 2006;</li> <li>• a Sacco society licensed under the Sacco Societies Act, 2008;</li> <li>• the Kenya Post Office Savings Bank supervised under the Kenya Post Office Savings Bank Act;</li> <li>• credit arrangements involving the provision of credit by a person that is merely incidental to the sale of goods or provision of services by the person whose primary business is the provision of the goods or services;</li> <li>• an entity whose digital credit business is regulated under any other written law; and</li> <li>• any other entity approved by the Bank; and</li> </ul> </li> <li>• require all previously unregulated DCPs to apply to the Central Bank of Kenya for a licence within six months of the publication of the Regulations, being 17 September 2022.</li> </ul>



## Mozambique

sector	legislation	effective date/status	key points and impact
Banking / Finance	Notice No. 1/GBM/2022 (Fees and commissions to be charged in connection with the conduct of market transactions outside the Stock Exchange and brokerage fees) of 1 March 2022	Effective from 1 March 2022.  Issued by the Bank of Mozambique.	The Notice: <ul style="list-style-type: none"> <li>sets out: <ul style="list-style-type: none"> <li>the fees and commission to be charged within the scope of carrying out transactions on the market outside the stock exchange; and</li> <li>the brokerage commission to which stock exchange operators are entitled for the provision of services; and</li> </ul> </li> <li>applies to stock exchange operators and financial intermediaries who carry out operations outside the stock exchange.</li> </ul>
Applies to multiple sectors	Decree No. 8/2022 (Regulation of Standardisation and Conformity Assessment) of 14 March 2022	Effective from 14 March 2022.	The Decree approves the Regulation of Standardisation and Conformity Assessment which: <ul style="list-style-type: none"> <li>establishes the legal regime for standardisation activities and conformity assessment; and</li> <li>applies to: <ul style="list-style-type: none"> <li>the process of drafting, approving and publishing Mozambican technical regulations and technical standards; and</li> <li>conformity assessment activities.</li> </ul> </li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Pharmaceutical	Fees payable to the Pharmacy Council of Namibia in terms of Section 28 of the Pharmacy Act, 2004, General Notice No. 69 of 2022	Published in the Namibia Government Gazette No. 7754 dated 23 February 2022.	<p>The General Notice:</p> <ul style="list-style-type: none"> <li>repeals General Notice No. 497 of 9 December 2020; and</li> <li>determines the fees payable to the Pharmacy Council of Namibia in terms of the Pharmacy Act No. 9 of 2004.</li> </ul>
Telecommunications	Notice of withdrawal of Regulations relating to Issuing of Licences, Categories and Licencing Procedures for Broadcasting Service Licences and the Regulations Prescribing Licence Categories and Licensing Procedures for Telecommunications Service Licences: Communications Act, 2009, Government Notice No. 88 of 2022	Published in the Namibia Government Gazette No. 7758 dated 1 March 2022.	<p>The Government Notice:</p> <ul style="list-style-type: none"> <li>withdraws the Regulations Relating to Issuing of Licences, Categories and Licensing Procedures for Broadcasting Service Licences and the Regulations Prescribing Licence Categories and Licensing Procedures for Telecommunications Service Licences as published in the Government Gazette No. 7750, General Notice No. 67 and 68 dated 17 February 2022; and</li> <li>provides that: <ul style="list-style-type: none"> <li>the reason for withdrawal of the Regulations is that the Regulations were published erroneously; and</li> <li>the Communications Regulatory Authority of Namibia will initiate new rule making proceedings and will issue a new notice of intention to make regulations in future.</li> </ul> </li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Energy	Regulations relating to prices for reselling of petrol and diesel: Petroleum Products and Energy Act, 1990, Government Notice No. 69 of 2022	Published in the Namibia Government Gazette No. 7759 dated 2 March 2022.	<p>The Government Notice:</p> <ul style="list-style-type: none"> <li>• repeals the regulations published under Government Notice No. 16 of 2 February 2022, with effect from 2 March 2022; and</li> <li>• provides for the Regulations relating to the prices at which petrol may be resold, which list:               <ul style="list-style-type: none"> <li>• licensed oil companies or traders that are regarded as wholesale distributors;</li> <li>• the prices at which 95 octane unleaded petrol may be sold by a reseller to any person at any place mentioned in the Annexure to the Regulations; and</li> <li>• the prices at which diesel 50ppm may be sold by a reseller to any person at any place mentioned in the Annexure to the Regulations.</li> </ul> </li> </ul>
Telecommunications	Communications Regulatory Authority of Namibia: Notice of intention to make Regulations Relating to Issuing of Licences, Categories and Licencing Procedures for Broadcasting Service Licences: Communications Act, 2009, General Notice No. 90 of 2022	Published in the Namibia Government Gazette No. 7762 dated 9 March 2022.	<p>The General Notice:</p> <ul style="list-style-type: none"> <li>• sets out the proposed Regulations Relating to Issuing of Licences, Categories and Licencing Procedures for Broadcasting Service Licences, which aim to:               <ul style="list-style-type: none"> <li>• provide for categories of licences;</li> <li>• regulate the issue, amendment, transfer and renewal of broadcasting service licences; and</li> <li>• provide for the application procedure and criteria of application for licences; and</li> </ul> </li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Telecommunications	Communications Regulatory Authority of Namibia: Notice of intention to make Regulations Relating to Issuing of Licences, Categories and Licencing Procedures for Broadcasting Service Licences: Communications Act, 2009, General Notice No. 90 of 2022 ... <i>Continued</i>	Published in the Namibia Government Gazette No. 7762 dated 9 March 2022.	<ul style="list-style-type: none"> <li>invites the public to make: <ul style="list-style-type: none"> <li>oral submissions at a time, date and place notified by the Communications Regulatory Authority of Namibia (the “<b>Authority</b>”); and</li> <li>written submission to the Authority within 30 days from the date of publication of this General Notice in the Gazette, in the manner set out for making of written submissions.</li> </ul> </li> </ul>
Telecommunications	Communication Regulatory Authority of Namibia: Notice of intention to make Regulations Prescribing Licence Categories and Licensing Procedures for Telecommunications Service Licences: Communications Act, 2009, General Notice No. 91 of 2022	Published in the Namibia Government Gazette No. 7762 dated 9 March 2022.	<p>The General Notice:</p> <ul style="list-style-type: none"> <li>sets out the proposed Regulations Prescribing Licence Categories and Licensing Procedures for Telecommunications Service Licences; and</li> <li>invites the public to make: <ul style="list-style-type: none"> <li>oral submissions at a time, date and place notified by the Communications Regulatory Authority of Namibia (the “<b>Authority</b>”); and</li> <li>written submission to the Authority within 30 days from the date of publication of this General Notice in the Gazette, in the manner set out for making of written submissions.</li> </ul> </li> </ul>
Public finance	Promulgation of State Finance Amendment Act, 2022 (Act No. 1 of 2022) of the Parliament, Government Notice No. 86 of 2022	Published in the Namibia Government Gazette No. 7766 dated 16 March 2022.	<p>The Act amends the State Finance Act, 1991 to:</p> <ul style="list-style-type: none"> <li>substitute, delete and insert certain definitions; and</li> <li>remove references in the Act to the signing of securities and issuing of certificates or other documentary evidence in respect of internal registered stock.</li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Healthcare	Regulations relating to registration of medical practitioners, qualifications that may be registered as specialities and maintaining of registers of medical practitioners: Medical and Dental Act, 2004, Government Notice No. 88 of 2022	Published in the Namibia Government Gazette No. 7769 dated 18 March 2022.	<p>The Government Notice:</p> <ul style="list-style-type: none"> <li>repeals the Regulations Relating to the Registration of Medical Practitioners, Qualifications that may be Registered as Specialities and Additional Qualifications, the Maintaining of Registers of Medical Practitioners, Government Notice No. 278 of 17 October 2017; and</li> <li>sets out the Regulations relating to Registration of Medical Practitioners, Qualifications that may be Registered as Specialities and Maintaining of Registers of Medical Practitioners, which set out the requirements and conditions for registration: <ul style="list-style-type: none"> <li>as a medical practitioner;</li> <li>of a speciality;</li> <li>of a sub-speciality; and</li> <li>of additional qualifications.</li> </ul> </li> </ul>
Labour / Employment	Amendment of regulations under Social Security Act: Social Security Act, 1994, Government Notice No. 89 of 2022	Published in the Namibia Government Gazette No. 7773 dated 25 March 2022.	<p>The Government Notice amends the Regulations published under Government Notice No. 198 of 1 November 1995 to provide that:</p> <ul style="list-style-type: none"> <li>maternity leave benefits shall be equal to 100% of the basic wage of the female employee concerned, up to a maximum amount of NAD15 000 per month, payable for a maximum of 12 weeks;</li> <li>sick leave benefits shall be: <ul style="list-style-type: none"> <li>equal to 75% of the basic wage of the employee concerned up to a maximum amount of NAD11 250 per month for the first period of 12 months of sick leave; and</li> <li>reduced to 65% of the basic wage up to a maximum amount of NAD9 750 per month after the abovementioned 12-month period of sick leave; and</li> </ul> </li> <li>the death benefit is a single lump sum amount of NAD12 000.</li> </ul>



## Rwanda

sector	legislation	effective date/status	key points and impact
Real estate	Ministerial Order No. 003/MoE/22 of 15/02/2022 determining categories of land subject to freehold and modalities for granting freehold	Effective from its publication in the Official Gazette of the Republic of Rwanda No. Special of 22 February 2022.	<p>The Ministerial Order:</p> <ul style="list-style-type: none"> <li>• repeals Ministerial Order No. 009/16.01 of 23/08/2011 determining the procedure to obtain a freehold land title; and</li> <li>• determines: <ul style="list-style-type: none"> <li>• categories of land subject to freehold;</li> <li>• modalities of acquisition of freehold;</li> <li>• requirements for granting freehold; and</li> <li>• compliance requirements for the freehold holder.</li> </ul> </li> </ul>
Real estate	Ministerial Order No. 004/MoE/22 of 15/02/2022 determining modalities and procedures for resolution of disputes related to land boundaries and systematic land registration	Effective from its publication in the Official Gazette of the Republic of Rwanda No. Special of 22 February 2022.	<p>The Ministerial Order determines modalities and procedures for resolving disputes related to:</p> <ul style="list-style-type: none"> <li>• land boundaries; and</li> <li>• the systematic land registration made from January 2008 to December 2013.</li> </ul>

## Rwanda

sector	legislation	effective date/status	key points and impact
Real estate	Ministerial Order No. 005/MoE/22 OF 15/02/2022 determining modalities of change of land use	Effective from its publication in the Official Gazette of the Republic of Rwanda No. Special of 22 February 2022.	The Ministerial Order provides that the change of land use is made for the purpose of: <ul style="list-style-type: none"> <li>• complying with the requirements of the master plan of land use and development of the place where the land is located; or</li> <li>• changing land use as determined by the master plan of land use and development for the purpose of strategic investment or public interests.</li> </ul>
Water resources	Presidential Order No. 025/01 of 18/03/2022 governing Rwanda Water Resources Board	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 12 Bis of 21 March 2022.	The Presidential Order determines the mission, responsibilities, powers, organisation and functioning of the Rwanda Water Resources Board.
Immigration	Ministerial Order No. 007/01 of 23/03/2022 relating to Rwandan nationality	Effective from its publication in the Official Gazette of the Republic of Rwanda No. Special of 25 March 2022.	The Ministerial Order determines, among others: <ul style="list-style-type: none"> <li>• the conditions and procedure for applying for Rwandan nationality by origin and acquisition;</li> <li>• identification details of the person who is granted the Rwandan nationality by acquisition to be published;</li> <li>• the procedure for revoking Rwandan nationality by acquisition;</li> <li>• the conditions and procedure for applying for renunciation of Rwandan nationality;</li> <li>• the procedure and requirements to apply to renounce or recover Rwandan nationality by origin;</li> <li>• the fees payable for applications provided for by this Ministerial Order; and</li> <li>• the procedure for declaring dual nationality.</li> </ul>

## São Tomé and Príncipe

sector	legislation	effective date/status	key points and impact
Agriculture	Law No. 5/2022 (Law Against Theft in Agricultural Plots) of 21 February 2022	Effective from 22 May 2022.	The Law approves the Law Against Theft in Agricultural Parcels, which aims to sanction the theft and destruction of produce on agricultural properties, including the theft of agricultural, livestock and forestry goods.



## Seychelles

sector	legislation	effective date/status	key points and impact
Education	Education (Teachers Council of Seychelles) (Commencement) Notice, 2022, Statutory Instrument No. 26 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 9 March 2022.	The Notice provides that the Education (Teachers Council of Seychelles) Regulations, 2021, Statutory Instrument No. 90 of 2021, shall come into operation on 1 March 2022.
Public service	Public Enterprise Monitoring Commission (Amendment of Schedule 1) Regulations, 2022, Statutory Instrument No. 32 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 31 March 2022.	The Regulations repeal and substitute Schedule 1 to the Public Enterprise Monitoring Commission Act, 2013 with a new Schedule 1 on the list of public enterprises.
Labour / Employment	Seychelles Pension Fund (Benefits) (Amendment) Regulations, 2022, Statutory Instrument No. 32 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 4 April 2022.	The Regulations amend the Seychelles Pension Fund (Benefits) Regulations, 2005, Statutory Instrument No. 46 of 2005 by setting the formulas upon which new pensions shall be based, where the Consumer Price Index is 5% or less for a year commencing on 31 October.

## Sierra Leone

sector	legislation	effective date/status	key points and impact
Healthcare	Allied Health Professions Act, 2022, Act No. 3 of 2022	Published in the Supplement to the Sierra Leone Gazette Vo. CXLXIII, No. 8, dated 24 February 2022.	<p>The Act provides for:</p> <ul style="list-style-type: none"> <li>• the establishment of the Allied Health Professions Council; and</li> <li>• the regulation and registration of allied health professions and allied health facilities.</li> </ul>

## Tanzania

sector	legislation	effective date/status	key points and impact
Capital markets	Dar es Salaam Stock Exchange Plc Rules, 2022 (the “DSE Rules”)	<p>Effective from 1 March 2022.</p> <p>Approved by the Capital Markets and Securities Authority on the 3 December 2021.</p>	<p>The Rules set out the rules applicable to companies listed on the Dar es Salaam Stock Exchange, including those relating to:</p> <ul style="list-style-type: none"> <li>• environmental, social and governance (ESG) and sustainability factors; and</li> <li>• reporting obligations.</li> </ul>

## Uganda

sector	legislation	effective date/status	key points and impact
Healthcare	National Drug Policy and Authority (Fees) Regulations, 2022, Statutory Instrument No. 5 of 2022	Effective from 1 March 2022.  Published in the Statutory Instruments Supplement to the Uganda Gazette No. 4, Volume CXV dated 4 February 2022.	The Regulations: <ul style="list-style-type: none"> <li>repeal the National Drug Policy and Authority (Fees) Regulations, Statutory Instrument No. 31 of 2014; and</li> <li>set out fees charged by the National Drug Authority for activities and functions specified in the Schedule to the Regulations.</li> </ul>
Healthcare	Uganda AIDS Commission Regulations, 2022, Statutory Instrument No. 13 of 2022	Published in the Statutory Instruments Supplement to the Uganda Gazette No. 5, Volume CXV dated 4 February 2022.	The Regulations: <ul style="list-style-type: none"> <li>provide a framework for harmonised planning and programming for HIV and AIDS among HIV and AIDS control implementers;</li> <li>provide for collaboration and coordination among state and non-state actors and other stakeholders on HIV and AIDS matters; and</li> <li>provide a forum for the management of information, research and knowledge on HIV and AIDS matters.</li> </ul>
Labour / Employment	National Social Security Fund (Midterm Access to Benefits) Regulations, 2022, Statutory Instrument No. 18 of 2022	Published in the Statutory Instruments Supplement to the Uganda Gazette No. 8, Volume CXV dated 25 February 2022.	The Regulations prescribe the terms and conditions and procedure for accessing midterm benefits from the National Social Security Fund.

## Zimbabwe

sector	legislation	effective date/status	key points and impact
Mining	Mining (General) (Amendment) Regulations, 2022 (No. 27), Statutory Instrument No. 40 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 11 March 2022.	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>repeal the Mining (General) (Amendment) Regulations, 2021 (No. 26), Statutory Instrument No. 185 of 2021; and</li> <li>amend the Mining (General) Regulations, 1977, Rhodesia Government Notice No. 247 of 1977 by repealing the Second Schedule and substituting it with a new Second Schedule on fees.</li> </ul>
Insurance	Insurance (Amendment) Regulations, 2022 (No. 25), Statutory Instrument No. 45 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 18 March 2022.	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>repeal the Insurance (Amendment) Regulations, 2021 (No. 24), Statutory Instrument No. 85 of 2021; and</li> <li>amend the Insurance Regulations, 1989, Statutory Instrument No. 49 of 1989, by repealing the Third Schedule and substituting it with a new Third Schedule on fees.</li> </ul>
Insurance	Insurance and Pensions Commission (Levy) Regulations, 2022, Statutory Instrument No. 46 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 18 March 2022.	<p>The Regulations amend the Insurance and Pensions Commission (Levy) Regulations, 2020, Statutory Instrument No. 86 of 2021 by:</p> <ul style="list-style-type: none"> <li>setting out the rate of levy to be paid by the specified insurers and reinsurers;</li> <li>providing that all pension funds whose monthly pension contributions are less than ZWL100 000 may be exempted from paying the fixed levy, but the variable component shall be payable at the rate of 0,0002; and</li> <li>requiring all levies to be paid quarterly on or before the 12th of the first month of the quarter to which they apply.</li> </ul>

## Zimbabwe

sector	legislation	effective date/status	key points and impact
Banking / Finance	Exchange Control (General) (Amendment) Order, 2022 (No. 19), Statutory Instrument No. 57 of 2022	Published in the Supplement to the Zimbabwean Government Gazette Extraordinary dated 25 March 2022.	<p>The Order:</p> <ul style="list-style-type: none"> <li>• repeals the Exchange Control (General) (Amendment) Order, 2017 (No. 18), Statutory Instrument No. 93 of 2017 (without affecting the amendment made by section 4 of that Statutory Instrument);</li> <li>• amends the Exchange Control (General) Order, 1996, Statutory Instrument No. 110 of 1996 to provide that: <ul style="list-style-type: none"> <li>• the maximum amount of Zimbabwean currency notes and coins that may be taken out of Zimbabwe on the person or in the baggage of a person leaving Zimbabwe shall be ZWL20 000;</li> <li>• the maximum amount of foreign currency that may be taken out of Zimbabwe on the person or in the baggage of a person who is leaving Zimbabwe shall be a total of USD5 000 or its equivalent in any other currency or combination of currencies;</li> <li>• the amount of Zimbabwean currency that a person who is about to leave Zimbabwe may possess, without authorisation in terms of the Exchange Control Regulations, Statutory Instrument No. 109 of 1996, in the departure or transit lounge of an airport or other port of entry or exit, shall be ZWL20 000; and</li> <li>• the amount of foreign currency that a person who is about to leave Zimbabwe may possess, without authorisation in terms of Statutory Instrument No. 109 of 1996, in the departure or transit lounge of an airport or other port of entry or exit, shall be a total of USD5 000 or its equivalent in any other currency or combination of currencies.</li> </ul> </li> </ul>

## Zimbabwe

sector	legislation	effective date/status	key points and impact
Labour / Employment	National Social Security Authority Accident Prevention and Workers' Compensation Scheme (Prescribed Matters) (Amendment) Notice, 2022 (No. 21), Statutory Instrument No. 63 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 1 April 2022.	The Notice amends the National Social Security Authority (Accident Prevention and Workers' Compensation Scheme) (Prescribed Matters) Notice, 1990, Statutory Instrument No. 68 of 1990 to <i>inter alia</i> : <ul style="list-style-type: none"> <li>require, subject to this Notice, every employer who has a place of business in Zimbabwe to, within one month of becoming an employer, register and contribute as an employer in terms of this Notice;</li> <li>set out the requirements relating to applications for registration as an employer; and</li> <li>set out obligations of employees.</li> </ul>
Labour / Employment	National Social Security Authority (Pensions and Other Benefits Scheme) (Rates of Benefits) (Amendment) Notice, 2022 (No. 28), Statutory Instrument No. 64 of 2022	Effective from 1 April 2022. Published in the Supplement to the Zimbabwean Government Gazette dated 1 April 2022.	The Notice amends the National Social Security Authority (Pensions and Other Benefits Scheme) (Rates of Benefits) Notice, 1993, Statutory Instrument No. 393 of 1993 in relation to: <ul style="list-style-type: none"> <li>penalties and sanctions applicable to employers;</li> <li>the rate of retirement pension;</li> <li>the rate of the retirement grant; and</li> <li>the rate of the funeral grant.</li> </ul>
Data protection and privacy	Access to Information and Protection of Privacy (Registration, Accreditation and Levy) (Amendment) Regulations, 2022 (No.10), Statutory Instrument No. 65 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 1 April 2022.	The Regulations: <ul style="list-style-type: none"> <li>repeal the Access to Information and Protection of Privacy (Registration, Accreditation and Levy) (Amendment) Regulations, 2021 (No. 9), erroneously published as (No. 1); and</li> <li>amend the Access to Information and Protection of Privacy (Registration, Accreditation and Levy) Regulations 2002, Statutory Instrument No. 169C of 2002 by repealing the First Schedule and substituting it with a new First Schedule on fees.</li> </ul>

**other instruments**





## Botswana

sector	instrument	effective date/status	key points and impact
Postal	Public Notice: Implementation of the New Licence Fees for the Postal Sector	Issued on 25 March 2022 by the Botswana Communications Regulatory Authority.	<p>The Public Notice provides that the following postal sector licence fees will be implemented from 1 April 2022 and shall attract value added tax:</p> <ul style="list-style-type: none"> <li>• application fee: BWP5 000; and</li> <li>• three-tier system fee structure for annual licence fees: <ul style="list-style-type: none"> <li>• tier 1: operators with annual turnover of BWP5-million: to be charged an annual licence fee at 0.5% of net turnover;</li> <li>• tier 2: operators with annual turnover between BWP500 000 and BWP4 999 999: to be charged an annual licence fee of BWP10 000; and</li> <li>• tier 3: operators with annual turnover below BWP500 000: to be charged an annual licence fee at BWP5 000.</li> </ul> </li> </ul>

## Lesotho

sector	instrument	effective date/status	key points and impact
Banking / Finance	Press Statement Financial Institutions (Banks) (Pricing) Directives – April 2022	<p>Effective from 1 April 2022 to 31 March 2024.</p> <p>Issued by the Central Bank of Lesotho.</p>	<p>The Press Statement sets out the pricing directives for banks operating in Lesotho, which includes directives on:</p> <ul style="list-style-type: none"> <li>• low-income saving / Bothebelele account;</li> <li>• cash deposits fees and charges;</li> <li>• real time gross settlement fees and charges;</li> <li>• penalty fees;</li> <li>• point of sale devices;</li> <li>• electronic banking and printed statements;</li> <li>• prime lending rate;</li> <li>• deposit rates;</li> <li>• credit;</li> <li>• loans to deposit ratio; and</li> <li>• disclosure in respect of fees and charges.</li> </ul>

## Namibia

sector	instrument	effective date/status	key points and impact
Banking / Finance	Directive No. 1 of 2022: Effectiveness of Sanctions Screening Systems	Issued on 2 March 2022 by the Financial Intelligence Centre ("FIC").	The Directive sets out the minimum requirements for mechanisms implemented to safeguard the financial system from abuse to advance terrorism, weapons proliferation and the financing thereof.

## Nigeria

sector	instrument	effective date/status	key points and impact
Banking / Finance	Circular No. TED/FEM/FPC/GEN/01/002: Operating Guidelines for RT200 Non-Oil Export Proceeds Repatriation Rebate Scheme	Published on 25 February 2022 by the Central Bank of Nigeria (“CBN”).	<p>The Guidelines:</p> <ul style="list-style-type: none"> <li>• provide guidance on the RT200 Non-Oil Export Proceeds Repatriation Rebate Scheme under the RT200 FX Programme. The programme is an initiative of the CBN aimed at raising USD200-billion in foreign exchange earnings from non-oil proceeds over the next three to five years; and</li> <li>• provide that the objectives of the RT200 Non-Oil Export Proceeds Repatriation Rebate Scheme are to: <ul style="list-style-type: none"> <li>• enhance foreign exchange inflow;</li> <li>• diversify the sources of foreign exchange inflow;</li> <li>• ensure stability and sustainability of foreign exchange inflows;</li> <li>• increase the level of contribution of non-oil exports; and</li> <li>• support export-oriented companies to expand their export operations and capabilities.</li> </ul> </li> </ul>
Capital markets	Circular to Issuing Houses on “No-Objection for Transactions”	Issued on 3 March 2022 by the Securities and Exchange Commission (“SEC”).	<p>The Circular provides that:</p> <ul style="list-style-type: none"> <li>• Issuing Houses are required to note the due diligence requirement for a “No-Objection” letter from “primary regulators” of issuers, especially those in the banking and insurance sectors, as a prerequisite for the SEC’s approval of proposed transactions; and</li> <li>• issuers are required to obtain the reference letter of “No-Objection” from their respective primary regulators and file same along with other application documents presented to the SEC.</li> </ul>

## Nigeria

sector	instrument	effective date/status	key points and impact
Banking / Finance	Circular No. FPR/DIR/PUB/CIR/001/042: Guidelines for Regulation and Supervision of Credit Guarantee Companies in Nigeria	Published on 23 March 2022 by the CBN.	<p>The Guidelines:</p> <ul style="list-style-type: none"> <li>• set out the minimum standards for the operations of Credit Guarantee Companies (“CGCs”) in Nigeria;</li> <li>• apply to CGCs licensed by the CBN; and</li> <li>• provide that: <ul style="list-style-type: none"> <li>• banks and other lending financial institutions licensed by the CBN (participating financial institutions (“PFIs”)) shall comply with the provisions of the Guidelines as they relate to their activities;</li> <li>• PFIs may apply for and obtain a guarantee from only CGCs licensed by the CBN, for any loan granted to micro, small and medium enterprises (“MSMEs”);</li> <li>• MSMEs may apply and obtain a guarantee from any CGC licensed by the CBN, to facilitate the process of MSMEs obtaining loans from PFIs at better terms; and</li> <li>• a CGC may guarantee only loans originated by PFIs excluding impaired assets that had been acquired.</li> </ul> </li> </ul>

**bills**



## Botswana

sector	bill	effective date/status	key points and impact
Real estate	Transfer Duty (Amendment) Bill, 2022, Bill No. 3 of 2022	Published in the Botswana Government Gazette Vol. LX, No. 23 dated 04 March 2022.	<p>The Bill seeks to amend the Transfer Duty Act (Cap. 53:01) to exempt from the payment of transfer duty, a person licensed under the Special Economic Zones Act who:</p> <ul style="list-style-type: none"> <li>• purchases immovable property in a special economic zone area to carry out business activities; and</li> <li>• receives transfer of title to immovable property from a person licensed to carry out special economic zones-approved activities.</li> </ul>

## Kenya

sector	bill	effective date/status	key points and impact
Real estate	National Rating Bill, 2022	Published in the Kenya Gazette Supplement No. 28 (National Assembly Bills No. 10) dated 28 February 2022.	<p>The Bill seeks to provide for:</p> <ul style="list-style-type: none"> <li>• a comprehensive framework for the imposition of rates on land and buildings by county governments;</li> <li>• the valuation of rateable property;</li> <li>• the appointment and powers of valuers; and</li> <li>• the establishment, powers and functions of the National Rating Tribunal.</li> </ul>
Real estate	National Land Commission (Amendment) Bill, 2022	Published in the Kenya Gazette Supplement No. 42 (National Assembly Bills No. 12) dated 15 March 2022.	<p>The Bill seeks to amend the National Land Commission Act No. 5 of 2012 to:</p> <ul style="list-style-type: none"> <li>• confer back to the National Land Commission the power to continue reviewing all grants or dispositions of public land to establish their propriety or legality; and</li> <li>• allow the National Land Commission to continue admitting and processing historical land injustices claims.</li> </ul>



## Mauritius

sector	bill	effective date/status	key points and impact
Real estate	Landlord and Tenant (Amendment) Bill, 2022, No. II of 2022	Introduced on 29 March 2022.	The Bill seeks to amend the Landlord and Tenant Act to extend to 30 June 2022 the period up to which the Act shall continue to apply to business premises let on or before 1 July 2005.

## Seychelles

sector	bill	effective date/status	key points and impact
Criminal	Mutual assistance in Criminal Matters Bill, 2022, Bill No. 3 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 25 March 2022.	The Bill seeks to provide for mutual assistance in criminal matters between Seychelles and other countries.
Fair trading / Competition / Consumer protection	Fair Trading Bill, 2022, Bill No. 4 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 31 March 2022.	The Bill seeks to: <ul style="list-style-type: none"> <li>repeal: <ul style="list-style-type: none"> <li>the Fair Trading Commission Act, Cap. 267;</li> <li>the Fair Competition Act, Cap. 266; and</li> <li>the Consumer Protection Act, Cap. 257;</li> </ul> </li> <li>review and revise the law relating to fair trading, competition and consumer protection;</li> <li>establish the Fair Trading Commission and the Fair Trading Tribunal; and</li> <li>provide for: <ul style="list-style-type: none"> <li>the protection of consumer protection rights; and</li> <li>the abuse of dominant position, restrictive horizontal and vertical practices and mergers.</li> </ul> </li> </ul>
Corporate / Commercial	Associations Registration and Regulation Bill, 2022, Bill No. 2 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 23 March 2022.	The Bill seeks to: <ul style="list-style-type: none"> <li>repeal the Registration of Associations Act, Cap 201; and</li> <li>provide for the registration and regulation of associations.</li> </ul>

## Uganda

sector	bill	effective date/status	key points and impact
Energy	Electricity (Amendment) Bill, 2022, Bill No. 1 of 2022	Published in the Bills Supplement to the Uganda Gazette No. 2, Volume CXV dated 14 January 2022.	<p>The Bill seeks to amend the Electricity Act, Cap. 145 to:</p> <ul style="list-style-type: none"> <li>provide for: <ul style="list-style-type: none"> <li>a staggered term of office for the members of the Electricity Regulatory Authority (the “<b>Authority</b>”);</li> <li>additional functions of the Authority;</li> <li>deterrent penalties for theft of electricity and vandalism of electrical facilities; and</li> <li>the membership and funding of the Electricity Disputes Tribunal to increase funds allocated to the Authority from 0.3% to 0.7% of the revenue received from generated electrical energy;</li> </ul> </li> <li>empower the minister to prescribe the procedure for transfer of generation assets to the government; and</li> <li>prescribe the circumstances under which a holder of a generation licence or transmission licence may supply electricity to persons other than a bulk supplier.</li> </ul>

The information provided herein is intended to provide a general overview, and is not an exhaustive list of all legislative developments across Sub-Saharan Africa. For more information, please contact [info@ENSAfrica.com](mailto:info@ENSAfrica.com)