



# Africa regulatory ENSight

2022 | 05



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



## Angola

sector	measure	effective date/status	key points and impact
Applies to multiple sectors	Presidential Decree No. 112/22 (End of The Situation of Public Calamity) of 16 May 2022	Effective from 16 May 2022.	<p>The Presidential Decree:</p> <ul style="list-style-type: none"> <li>repeals Presidential Decrees No. 142/20 of 25 May and No. 72/22 of 31 March, which respectively declared the Situation of Public Calamity and defined measures to prevent and control the spread of the SARS-CoV-2 virus and COVID-19; and</li> <li>declares the end of the Situation of Public Calamity throughout Angola and defines the rules for the administrative management and control of the COVID-19 pandemic.</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. 145 of 2022	Effective from 00:00 on 16 May 2022 to 24:00 on 15 June 2022.  Published in the Namibia Government Gazette No. 7788 dated 13 May 2022.	The Government Notice amends the Public Health COVID-19 General Regulations published under Government Notice No. 91 of 30 April 2021 to extend the period of effect of the Regulations to 15 June 2022.

\* 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
Banking / Finance	Notice No. 12/22 of 4 May 2022	<p>Effective from 4 May 2022.</p> <p>Issued by the National Bank of Angola.</p>	<p>The Notice:</p> <ul style="list-style-type: none"> <li>• repeals: <ul style="list-style-type: none"> <li>• Notice No. 8/18 of 29 November;</li> <li>• Notice No. 18/20 of 12 August; and</li> <li>• any regulations contrary to the provisions of this Notice;</li> </ul> </li> <li>• establishes the share capital and minimum regulatory own funds applicable to Non-Bank Financial Institutions linked to currency and credit, under the supervision of the National Bank of Angola; and</li> <li>• provides that Non-Bank Financial Institutions must have their share capital fully realised and maintain regulatory own funds in the following minimum amounts: <ul style="list-style-type: none"> <li>• for companies providing for payment services provided for in Notice No. 2/22 of 2 February: <ul style="list-style-type: none"> <li>▪ principal: AOA70-million;</li> <li>▪ standard class 1: AOA40-million; and</li> <li>▪ standard class 2: AOA25-million;</li> </ul> </li> <li>• for payment service providers providing the services provided for in Notice No. 2/22: <ul style="list-style-type: none"> <li>▪ remittance of amount: AOA70-million;</li> <li>▪ payment initiation service: AOA25-million; and</li> <li>▪ account information service: AOA20-million;</li> </ul> </li> <li>• for exchange offices: AOA50-million;</li> <li>• for financial transfer companies: AOA100-million;</li> <li>• for leasing companies: AOA100-million; and</li> <li>• for credit guarantee companies: AOA250-million.</li> </ul> </li> </ul>

## Angola

sector	legislation	effective date/status	key points and impact
Banking / Finance	Notice No. 13/22 of 4 May 2022	Effective from 11 May 2022.  Issued by the National Bank of Angola.	The Notice: <ul style="list-style-type: none"> <li>repeals: <ul style="list-style-type: none"> <li>Notice No. 14/19 of 2 December; and</li> <li>Directive No. 7/DSB/DRO/DMA/2018 of 2 January 2019;</li> </ul> </li> <li>establishes the limit of the foreign exchange position and the calculation basis of the banking financial institutions (“<b>commercial banks</b>”); and</li> <li>requires commercial banks to observe, on a daily basis, a foreign exchange position not exceeding 10% of their regulatory own funds, regardless of whether the position is long or short.</li> </ul>
Environmental	Presidential Decree No. 105/22 (Regulation for Licensing of Radiological Installations, Choice and Selection of Sites for Deposits of Radioactive Materials of Natural Occurrence and other Radioactive Waste) of 10 May 2022	Effective from 10 May 2022.	The Presidential Decree approves the Regulation for Licensing of Radiological Installations, Choice and Selection of Sites for Deposits of Radioactive Materials of Natural Occurrence and other Radioactive Waste, which establishes the respective requirements for the protection and safety of exposed workers and members of the public throughout Angola.
Environmental	Presidential Decree No. 106/22 (Regulation for Licensing of Waste Deposits of Low and Medium Levels of Radioactivity) of 10 May 2022	Effective from 10 May 2022.	The Presidential Decree approves the Regulation for Licensing of Waste Deposits of Low and Medium Levels of Radioactivity, which: <ul style="list-style-type: none"> <li>establishes the general criteria and procedures for the licensing of initial, intermediate, provisional and final deposits of radioactive waste;</li> <li>defines the powers and responsibilities of the Atomic Energy Regulatory Authority (AREA); and</li> <li>sets applicable fees and sanctions.</li> </ul>

## Angola

sector	legislation	effective date/status	key points and impact
Banking / Finance	Presidential Decree No. 111/22 (Resolution Fund Regulations) of 13 May 2022	Effective from 14 May 2022.	The Presidential Decree approves the Resolution Fund Regulations, which lay down the rules for the organisation and functioning of the Resolution Fund, established to provide financial support for the implementation of resolution measures adopted by the National Bank of Angola and to perform all other functions conferred on it by law.



## Botswana

sector	legislation	effective date/status	key points and impact
Finance	Non-Bank Financial Institutions Regulatory Authority (Supervisory Levies) Regulations, 2022, Statutory Instrument No. 52 of 2022	Published in the Botswana Government Gazette Vol. LX, No. 54 dated 20 May 2022.	<p>The Regulations introduce annual “supervisory levies” which are payable to the Non-Bank Financial Institutions Regulatory Authority by specified non-bank financial institutions at specified rates. Such levies are to be paid in two equal instalments:</p> <ul style="list-style-type: none"> <li>• on or before 30 April of each financial year; and</li> <li>• on or before 31 October of each financial year.</li> </ul>

## Cabo Verde

sector	legislation	effective date/status	key points and impact
Energy	Resolution No. 50/2022 (Communication plan for mitigation measures in the face of rising prices in the oil/energy sector at the international level) of 4 May 2022	Effective from 5 May 2022.	The Resolution approves the Communication Plan for Mitigation Measures adopted by Resolution No. 28/2022 of 25 March, which aims to ensure effective communication for the effective implementation of measures to mitigate the impacts of the War on Ukraine.
Technology	Decree-Law No. 15/2022 (Special Economic Zone for Technologies) of 12 May 2022.	Effective from 13 May 2022.	The Decree-Law: <ul style="list-style-type: none"> <li>• establishes and regulates the Special Economic Zone for Technologies (ZET); and</li> <li>• defines the rules for the installation and operation of economic operators installed in the zone and their tax, customs and other applicable regime.</li> </ul>

## Ghana

sector	legislation	effective date/status	key points and impact
Energy	Energy Commission (Energy Efficiency) (Prohibition of Manufacture, Importation and Sale of Incandescent Filament Lamps) Regulations, 2022	The Gazette is dated 1 April 2022.	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>• repeal the Energy Efficiency (Prohibition of Manufacture, Sale or Importation of Incandescent Filament Lamp, Used Refrigerator, Used Refrigerator-Freezer, Used Freezer and Used Air-Conditioner) Regulations, 2008 (L.I. 1932), subject to the specified savings;</li> <li>• apply to a manufacturer or importer of an incandescent filament lamp; and</li> <li>• aim to:             <ul style="list-style-type: none"> <li>• promote the efficient use and conservation of energy in Ghana; and</li> <li>• mitigate energy-related climate change and contamination of water bodies,</li> </ul> </li> </ul> <p>by prohibiting the manufacture, importation, sale or distribution of incandescent filament lamps.</p>

## Guinea-Bissau

sector	legislation	effective date/status	key points and impact
Fishing / Marine resources	Joint Order No. 04/03/2022 (Conditions of Access to Fishery Resources in the Exclusive Economic Zone) of 4 March 2022	Effective from 4 March 2022.	The Joint Order: <ul style="list-style-type: none"> <li>• repeals Joint Order No. 2/2016 of 23 March; and</li> <li>• regulates the conditions for access to fishery resources in the exclusive economic zone under the jurisdiction of Guinea-Bissau by domestic and foreign vessels operating within the framework of national companies and/or undertakings.</li> </ul>

## Kenya

sector	legislation	effective date/status	key points and impact
Public finance	Division of Revenue Act, 2022, Act No. 12 of 2022	Effective from 22 April 2022.  Published in the Kenya Gazette Supplement No. 59, Acts No. 12 dated 8 April 2022.	The Act provides for the equitable division of revenue raised nationally between the national and county levels of government for the financial year 2022/23 in accordance with article 203(2) of the Constitution.
Labour / Employment	Industrial Training (Amendment) Act, 2022, Act No. 13 of 2022	Effective from 22 April 2022.  Published in the Kenya Gazette Supplement No. 60, Acts No. 13 dated 8 April 2022.	The Act amends the Industrial Training Act (Cap. 237) in relation to the collection of the training levies that are payable into the Training Levy Fund.
Copyright	Copyright (Amendment) Act, 2022, No. 14 of 2022	Effective from 22 April 2022.  Published in the Kenya Gazette Supplement No. 61, Acts No. 14 dated 8 April 2022.	The Act amends the Copyright Act No. 12 of 2001 to among others: <ul style="list-style-type: none"> <li>• insert the definitions of "artiste", "premium rate service provider", "Registry", "ring back tune" and "telecommunication operator";</li> <li>• provide for: <ul style="list-style-type: none"> <li>• the payment of ring back tune revenue;</li> <li>• the establishment of the National Rights Registry (the "Registry");</li> <li>• the functions of the Registry, which include digital registration of right holders and copyright works; and</li> <li>• voluntary registration on the Registry.</li> </ul> </li> </ul>

## Kenya

sector	legislation	effective date/status	key points and impact
Labour / Employment	Employment (Amendment) Act, 2022, Act No. 15 of 2022	Effective from 22 April 2022.  Published in the Kenya Gazette Supplement No. 62, Acts No. 15 dated 8 April 2022.	The Act amends the Employment Act No. 11 of 2007 to provide, subject to the specified conditions, that in respect of recruitment, an employer shall not require an employee to submit any clearance or compliance certificate unless such employer intends to enter into a contract of service with the employee.
Insurance	Kenya Deposit Insurance (Amendment) Act, 2022, Act No. 16 of 2022	Effective from 22 April 2022.  Published in the Kenya Gazette Supplement No. 62, Acts No. 16 dated 8 April 2022.	The Act amends the Kenya Deposit Insurance Act No. 10 of 2012 in relation to the amount payable as protected deposit to provide that: <ul style="list-style-type: none"> <li>the Kenya Deposit Insurance Corporation (the “<b>Corporation</b>”) shall insure each deposit placed with an institution, provided that the maximum amount payable to a customer in respect of the aggregate credit balance of any deposit accounts maintained by the customer with the institution shall not exceed KES500 000 or such higher amount as the Corporation may from time to time determine;</li> <li>the corporation shall make the payment to a customer within six months or any shorter period following the conclusion of liquidation of the institution insured; and</li> <li>a person who contravenes this commits an offence and is liable to a fine not exceeding KES1-million or to imprisonment for a term not exceeding three years or to both.</li> </ul>

## Lesotho

sector	legislation	effective date/status	key points and impact
Labour / Employment	Labour Code (Minimum Wages) Notice, 2022, Legal Notice No. 40 of 2022	Effective from 1 May 2022.  Published in the Lesotho Government Gazette, Vol. 67, No. 28 dated 29 April 2022.	The Notice: <ul style="list-style-type: none"> <li>repeals the Labour Code (Minimum Wages) Notice, 2021, Legal Notice No. 65 of 2021; and</li> <li>sets out the minimum wages in the Schedule to the Notice.</li> </ul>
Public service	National Reforms Authority (Dissolution) Notice, 2022, Legal Notice No. 43 of 2022	Effective from 30 April 2022.  Published in the Lesotho Government Gazette, Vol. 67, No. 30 dated 29 April 2022.	The Notice provides that: <ul style="list-style-type: none"> <li>the National Reforms Authority (the “<b>Authority</b>”) shall stand dissolved with effect from 30 April 2022; and</li> <li>all outstanding works, funds and assets of the Authority shall be transferred to the Ministry of Justice and Law for final directive by the Cabinet.</li> </ul>
Energy	Fuel and Services Control (Fuel Price) Notice, 2022, Legal Notice No. 44 of 2022	Effective from 6 May 2022.  Published in the Lesotho Government Gazette, Vol. 67, No. 31 dated 6 May 2022.	The Notice: <ul style="list-style-type: none"> <li>repeals the Fuel and Services Control (Fuel Price) Notice, 2022, Legal Notice No. 34 of 2022; and</li> <li>sets out the fuel prices for Lowlands, Mokhotlong, Mphaki and Thaba-Tseka.</li> </ul>

## Mozambique

sector	legislation	effective date/status	key points and impact
Energy	Ministerial Diploma No. 45/2022 (Measures to mitigate the impact of the rise in the price of crude oil at international level) of 26 April 2022	Effective from 26 April 2022.	<p>The Ministerial Diploma approves the measures to mitigate the impact of the rise in the price of crude oil at the international level, aiming to contain negative impacts on the national economy, including reduction of:</p> <ul style="list-style-type: none"> <li>• port handling rates by 5% for diesel and gasoline;</li> <li>• costs of logistics infrastructure of fuel destined to fuel filling stations by 60%;</li> <li>• costs for the Stabilisation Fund by 50%;</li> <li>• the value of the Margins of Central Storage Facilities for certain fuels and petroleum products by 30%;</li> <li>• the distributor's margins by 15%; and</li> <li>• the retailer's margins by 15%.</li> </ul>
Aviation	Decree No. 17/2022 (Restructuring of national airports) of 5 May 2022	Effective from 5 May 2022.	<p>The Decree:</p> <ul style="list-style-type: none"> <li>• repeals Decree No. 82/2018 of 26 December, which carried out the previous classification of Mozambican airports;</li> <li>• provides for the restructuring of national airports in order to respond to the demand for national air traffic, and thus adequately structure the management of the national airspace; and</li> <li>• classifies Mozambican airports into three categories: international airport, entry point and mixed entry point.</li> </ul>



## Mozambique

sector	legislation	effective date/status	key points and impact
Applies to multiple sectors	Decree No. 22/2022 (Allocation of special regime to the National Fund for Sustainable Development of 25 May 2022)	Effective from 25 May 2022.	<p>The Decree establishes the National Fund for Sustainable Development (FNDS), as well as its powers and responsibilities, including:</p> <ul style="list-style-type: none"> <li>• mobilising resources bilaterally and multilaterally for the implementation of sustainable development activities;</li> <li>• financing of environmental management, adaptation and mitigation of climate change, sustainable forest management, biodiversity conservation, land management and spatial planning;</li> <li>• financing of programmes and/or technology transfer projects competing for the sustainable development of rural areas;</li> <li>• carrying out investment projects and financial investments that promote sustainable development; and</li> <li>• financing of institutional development activities.</li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Telecommunications	Imposition of further conditions on Telecommunications Service Licensees in terms of Section 72(4) of the Communications Act, 2009 relating to matters prescribed by the Minister responsible for Communications by virtue of the Regulations in terms of Part 6 Of Chapter V of the Communications Act, 2009, General Notice No. 180 of 2022	<p>The Conditions enter into force with effect from the date communicated by the Communications Regulatory Authority by written notice to all service providers.</p> <p>Published in the Namibia Government Gazette No. 7797 dated 28 April 2022.</p>	<p>The General Notice:</p> <ul style="list-style-type: none"> <li>• sets out further conditions relating to: <ul style="list-style-type: none"> <li>• subscriber identification module (“SIM”) registration;</li> <li>• minors and persons under legal disability;</li> <li>• loss and replacement of SIM Cards;</li> <li>• natural persons;</li> <li>• security and confidentiality of telecommunications; and</li> <li>• forms of assistance and compensation; and</li> </ul> </li> <li>• provides that: <ul style="list-style-type: none"> <li>• the conditions must be regarded as being part of the licence conditions of the service providers to whom the Regulations in terms of Part 6 of Chapter V of the Communications Act, 2009 (the “Act”) apply;</li> <li>• failure to adhere to the conditions bears the same consequences to service providers as failure to adhere to any licence conditions stipulated by or in terms of the Act; and</li> <li>• service providers must store information related to telecommunications for a period of five years from the date the telecommunications occurred.</li> </ul> </li> </ul>

## Namibia

sector	legislation	effective date/status	key points and impact
Banking / Finance	Determination under the Payment System Management Act, 2003 (Act No. 18 of 2003), as amended, General Notice No. 181 of 2022	Effective from 1 October 2022.  Published in the Namibia Government Gazette No. 7798 dated 28 April 2022.	The General Notice sets out the Payment System Determination (PSD-11): Determination on Card Interchange and ATM Surcharging, which: <ul style="list-style-type: none"> <li>applies to: <ul style="list-style-type: none"> <li>all card participants and payment service providers in the National Payment System; and</li> <li>all card participants involved in the processing of interbank card transactions from various payment card channels and automated teller machines (“ATMs”). The card interchange rates contained in the Determination apply to all interbank card types such as debit, credit, and hybrid cards, used at various payment card channels and ATMs; and</li> </ul> </li> <li>provides the card interchange rates and ATM surcharging fees for interbank card transactions in the National Payment System, as determined by the Bank of Namibia.</li> </ul>
Real estate	Industrial Property Tribunal Rules: Industrial Property Act, 2012, Government Notice No. 131 of 2022	Published in the Namibia Government Gazette No. 7799 dated 29 April 2022.	The Government Notice sets out the Industrial Property Tribunal Rules, which: <ul style="list-style-type: none"> <li>set out applicable fees; and</li> <li>provide for: <ul style="list-style-type: none"> <li>appeal proceedings;</li> <li>revocation proceedings;</li> <li>proceedings relating to infringement; and</li> <li>general rules applicable to all proceedings.</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. 141 of 2022	Published in the Namibia Government Gazette No. 7803 dated 5 May 2022.	<p>The Government Notice:</p> <ul style="list-style-type: none"> <li>repeals the regulations published under Government Notice No. 111 of 6 April 2022, with effect from 5 May 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>
Energy	Imposition of levies on Gasoil Diesel 50ppm and Unleaded Petrol 95: Petroleum Products and Energy Act, 1990, Government Notice No. 141 of 2022	Published in the Namibia Government Gazette No. 7803 dated 5 May 2022.	<p>The Government Notice:</p> <ul style="list-style-type: none"> <li>repeals Government Notice No. 272 of 25 September 2019, with effect from 5 May 2022; and</li> <li>imposes levies on gasoil diesel 50ppm and unleaded petrol 95, as set out in the Schedule to the Government Notice.</li> </ul>

## Rwanda

sector	legislation	effective date/status	key points and impact
Land / Real estate	Presidential Order No. 030/01 of 06/05/2022 establishing National Land Authority	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 19 bis of 9 May 2022.	<p>The Presidential Order:</p> <ul style="list-style-type: none"> <li>establishes National Land Authority (the “<b>Authority</b>”); and</li> <li>determines the Authority’s mission, powers, organisation, functioning and responsibilities, which include to implement national policies, laws, strategies and regulations and government resolutions related to land registration, land use planning and management.</li> </ul>
Meteorology	Presidential Order No. 031/01 of 06/05/2022 governing Rwanda Meteorology Agency	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 19 bis of 9 May 2022.	<p>The Presidential Order determines the mission, organisation, functioning and responsibilities of the Rwanda Meteorology Agency, which include to:</p> <ul style="list-style-type: none"> <li>to provide hydro-meteorological information such as weather forecasts, climate data, analysis, reanalysis, climate projections, early warnings of extreme weather events, advisories and any relevant meteorological information and related service for the benefit of all socio-economic development sectors;</li> <li>guide and assist public, private entities and individuals to integrate weather and climate information into their short and long-term investments for their productivity and sustainability; and</li> <li>provide aeronautical meteorological services and information through air navigation services.</li> </ul>

## Rwanda

sector	legislation	effective date/status	key points and impact
Healthcare	Presidential Order No. 032/01 of 06/05/2022 Governing Rwanda Biomedical Centre	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 19 bis of 9 May 2022.	<p>The Presidential Order:</p> <ul style="list-style-type: none"> <li>• repeals prior provisions contrary to this Order; and</li> <li>• determines the mission, organisation, functioning and responsibilities of the Rwanda Biomedical Centre, which include to:             <ul style="list-style-type: none"> <li>• coordinate activities related to healthcare technology and engineering of related health equipment at all levels of the health system;</li> <li>• prevent and control epidemic diseases and other public health emergencies in Rwanda through the implementation of an effective and efficient epidemiological surveillance and response system; and</li> <li>• coordinate the planning of all activities related to pharmaceutical products and medical equipment and purchase them in collaboration with the company in charge of procuring pharmaceutical products and medical equipment for government health facilities.</li> </ul> </li> </ul>

## Rwanda

sector	legislation	effective date/status	key points and impact
Environmental	Presidential Order No. 033/01 of 06/05/2022 Governing Rwanda Environment Management Authority	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 19 bis of 9 May 2022.	<p>The Presidential Order determines the mission, organisation, functioning and responsibilities of the Rwanda Environment Management Authority, which include to:</p> <ul style="list-style-type: none"> <li>• implement government environmental policy;</li> <li>• advise the government on policies, strategies and legislation related to the management of the environment, as well as the implementation of environment and climate change-related international conventions as may be required;</li> <li>• establish measures to prevent and mitigate climate change and adapt to its effects; and</li> <li>• advise and provide technical support, where possible, to entities engaged in natural resources management and environmental conservation.</li> </ul>
Forestry	Presidential Order No. 034/01 of 06/05/2022 Governing Rwanda Forestry Authority	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 19 bis of 9 May 2022.	<p>The Presidential Order determines the mission, organisation, functioning and responsibilities of Rwanda Forestry Authority, which include to:</p> <ul style="list-style-type: none"> <li>• implement government policies on management and utilisation of forestry resources;</li> <li>• work with public and private institutions in charge of management of forests in order to increase their production and control of soil erosion;</li> <li>• prepare the plan for increasing forest resources; and</li> <li>• establish standards and regulations relating to the management and utilisation of forest resources.</li> </ul>

## Rwanda

sector	legislation	effective date/status	key points and impact
Health and safety	Prime Minister's Order No. 005/03 ff 16/05/2022 determining mission, responsibilities and organisational structure of the Ministry in charge of Emergency Management	Effect from 9 April 2022. Comes into force from its publication in the Official Gazette of the Republic of Rwanda No. Special bis of 17 May 2022.	<p>The Prime Minister's Order:</p> <ul style="list-style-type: none"> <li>repeals Prime Minister's Order No. 164/03 of 21/12/2020 determining the mission, responsibilities and organisational structure of the Ministry in charge of Emergency Management; and</li> <li>determines the mission, organisational structure and responsibilities of the Ministry in charge of Emergency Management, which include to: <ul style="list-style-type: none"> <li>develop policies, laws and strategies for managing emergencies; and</li> <li>prevent and mitigate disasters, recover from damages of the disasters, monitor disaster matters and respond in a timely manner in order to promote awareness on management of natural and man-made disasters.</li> </ul> </li> </ul>
Telecommunications	Ministerial Order No. 001/MINICT/22 of 20/05/2022 determining radio communications licence fees	Effective from its publication in the Official Gazette of the Republic of Rwanda No. 21 of 23 May 2022.	<p>The Ministerial Order:</p> <ul style="list-style-type: none"> <li>repeals Ministerial Decree No. 03/RURA/2005 of 14/07/2005 determining fees for radio communications licences; and</li> <li>determines fees payable by a holder of a radio communications licence in order to promote economic growth and effective management of frequency spectrum in Rwanda.</li> </ul>



## São Tomé and Príncipe

sector	legislation	effective date/status	key points and impact
Energy	Decree No. 9/2022 (Update of the Price Structure of Petroleum Products) of 29 March 2022	Effective from 29 March 2022.	The Decree amends Decree No. 22/2019 (New Price Update of Petroleum Products) to update the price structure for petroleum products.

## Seychelles

sector	legislation	effective date/status	key points and impact
Corporate / Commercial	Associations Act, 2022, Act 8 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 6 May 2022.	The Act provides for the registration and rules of associations, defined as five or more persons having agreed to come together under a formal structure for a common purpose other than that of pecuniary gain to its members, but does not include a political party.
Applies to multiple sectors	Anti-Corruption (Amendment) Act, 2022, Act 9 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 19 May 2022.	<p>The Act amends the Anti-Corruption Act, 2016, Act 2 of 2016 to:</p> <ul style="list-style-type: none"> <li>• set out sanctions for conspiring or attempting to commit an offence under the Act; and</li> <li>• provide for: <ul style="list-style-type: none"> <li>• penal code offences; and</li> <li>• prosecution by the Commission.</li> </ul> </li> </ul> <p>Consequentially, the Anti-Money Laundering and Countering the Financing of Terrorism Act, 2020, Act 5 of 2020, is amended as specified in the Act.</p>
Applies to multiple sectors	Statute Law Revision (Miscellaneous Amendments) Act, 2022, Act 10 of 2022	Published in the Supplement to the Official Gazette of Seychelles dated 27 May 2022.	<p>The Act:</p> <ul style="list-style-type: none"> <li>• repeals: <ul style="list-style-type: none"> <li>• the Disposal of Unclaimed Deposits Act, Cap. 65;</li> <li>• the Entertainments Tax Act, Cap. 70;</li> <li>• the Seychelles Business Number Act, Cap. 311; and</li> <li>• the Customs Tariff Act, Cap. 56; and</li> </ul> </li> <li>• amends: <ul style="list-style-type: none"> <li>• the Revenue Administration Act, Cap. 308; and</li> <li>• the Customs Management Act, 2011.</li> </ul> </li> </ul>

## Tanzania

sector	legislation	effective date/status	key points and impact
Banking/ Finance	Foreign Exchange Regulations, 2022, Government Notice No. 294 of 2022	Effective from 13 May 2022.	<p>The Regulations:</p> <ul style="list-style-type: none"> <li>• repeal:             <ul style="list-style-type: none"> <li>• the Foreign Exchange Regulations, 1998, Government Notice No. 629 of 1998; and</li> <li>• the Foreign Exchange (Listed Securities) Regulations, 2003, Government Notice No. 227 of 2003; and</li> </ul> </li> <li>• among others, regulate dealing in foreign currency and gold.</li> </ul>

## Uganda

sector	legislation	effective date/status	key points and impact
Labour / Employment	Uganda Retirement Benefits Regulatory Authority (Assignment of Retirement Benefits for Mortgages and Loans) Regulations, 2022, Statutory Instrument No. 17 of 2022	Published in the Statutory Instruments Supplement to the Uganda Gazette No. 8, Volume CXV dated 25 February 2022.	The Regulations provide for procedures that a member should follow to use a proportion of his or her benefits to secure a mortgage or a loan for purchasing a residential house.
Labour / Employment	National Social Security Fund Act (Commencement of section 20A (1) and (2)) Instrument, 2022, Statutory Instrument No. 19 of 2022	Published in the Statutory Instruments Supplement to the Uganda Gazette No. 9, Volume CXV dated 3 March 2022.	The Instrument provides that section 20A (1) and (2) of the National Social Security Fund Act shall come into force on 3 March 2022.
Applies to multiple sectors	Geographical Indications Act, 2013, (Commencement) Instrument, 2022, Statutory Instrument No. 24 of 2022	Published in the Statutory Instruments Supplement to the Uganda Gazette No. 14, Volume CXV dated 25 January 2022.	The Instrument provides that the Geographical Indications Act, 2013, No. 8 of 2013 shall be deemed to have come into force on 6 August 2018.

## Zambia

sector	legislation	effective date/status	key points and impact
Marketing	Zambia Institute of Marketing Act, Act No. 2 of 2022	Published on 12 April 2022 and will come into effect on the date appointed by the Minister by Statutory Instrument.	<p>The Act:</p> <ul style="list-style-type: none"> <li>• repeals and replaces the Zambia Institute of Marketing Act, 2003;</li> <li>• continues the existence of the Zambia Institute of Marketing and redefines its powers and functions;</li> <li>• promotes and enhances the marketing profession; and</li> <li>• provides for the registration of marketers and regulates their practice and professional conduct.</li> </ul>
Labour / Employment	Zambia Institute of Human Resource Management Act, No. 3 of 2022	Published on 12 April 2022 and will come into effect on the date appointed by the Minister by Statutory Instrument.	<p>The Act:</p> <ul style="list-style-type: none"> <li>• repeals and replaces the Zambia Institute of Human Resources Management Act, 1997;</li> <li>• continues the existence of the Zambia Institute of Human Resources Management and renames it as the Zambia Institute of Human Resource Management and re-defines its functions;</li> <li>• promotes and enhances the human resource management profession; and</li> <li>• provides for the registration of human resource management practitioners and regulates their practice and professional conduct.</li> </ul>

## Zimbabwe

sector	legislation	effective date/status	key points and impact
Banking / Finance	Banking (Amendment) Regulations, 2022 (No. 8), Statutory Instrument No. 95 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 13 May 2022.	<p>The Regulations amend the Banking Regulations, 2000, Statutory Instrument No. 205 of 2000 to <i>inter alia</i> provide that:</p> <ul style="list-style-type: none"> <li>the annual fee payable to the Registrar by a registered banking institution in terms of the Banking Act shall be USD100 for every USD1-million worth of assets of the banking institution, calculated on the annual average asset size of the banking institution for each year ending on 31 December; and</li> <li>the maximum annual fee payable by a registered banking institution shall be an amount, in local currency, equivalent to USD40 000 at the official rate while the minimum fee shall be an amount, in local currency, equivalent to USD5 000 at the official rate.</li> </ul>
Labour / Employment	Labour Relations (Specification of Minimum Wages) (Amendment) Notice, 2022 (No.16), Statutory Instrument No. 101 of 2022	Published in the Supplement to the Zimbabwean Government Gazette dated 20 May 2022.	<p>The Notice amends the Labour Relations (Specification of Minimum Wages) Notice, 1996, Statutory Instrument 70 of 1996 provide:</p> <p>“For all employees whose remuneration is not fixed by or in terms of any agreement, determination or regulations made under the Act . . . . 25 000,00.”</p>
Securities exchange	Securities (Registration, Licensing and Corporate Governance) Rules, 2022 (No. 4), Statutory Instrument No. 103A of 2022	Published in the Supplement to the Zimbabwean Government Gazette Extraordinary dated 24 May 2022.	<p>The Rules amend the Securities (Registration, Licensing and Corporate Governance) Rules, 2010, Statutory Instrument No. 100 of 2010 to provide for:</p> <ul style="list-style-type: none"> <li>certain activities prohibited in the operation of trust accounts;</li> <li>powers of securities exchanges; and</li> <li>revised securities market levies.</li> </ul>

**other instruments**



## Botswana

sector	instrument	effective date/status	key points and impact
Telecommunications	Type Approval Repair Services Providers Guidelines	Dated April 2022 and issued on 12 May 2022 by the Botswana Communications Regulatory Authority (“ <b>BOCRA</b> ”).	<p>The Guidelines aim at:</p> <ul style="list-style-type: none"> <li>• protecting consumers against the adverse effects of poor repair and maintenance services which could be detrimental to their health and safety;</li> <li>• accrediting repair service providers;</li> <li>• ensuring that Type Approved devices are repaired in accredited repair service provider centres as approved by BOCRA; and</li> <li>• ensuring that consumers receive full after sales support.</li> </ul>



## Ghana

sector	instrument	effective date/status	key points and impact
Finance	Corporate Governance Disclosure Directive for Banks, Savings and Loans, Finance Houses and Financial Holding Companies.	Issued in May 2022 by the Bank of Ghana (“BOG”).	<p>The Directive:</p> <ul style="list-style-type: none"> <li>• applies to banks, savings and loans, finance houses and financial holding companies; and</li> <li>• sets out, <i>inter alia</i>, instructions for disclosures on corporate governance in regulated financial institutions.</li> </ul>
Health and safety	Public Notice: Acquisition of FDA hygiene permits	Issued on 16 May 2022 by the Food and Drugs Authority (“FDA”).	<p>The Public Notice provides that:</p> <ul style="list-style-type: none"> <li>• it is illegal to operate a food service establishment without a valid food hygiene permit;</li> <li>• all food service establishments which are already registered with the FDA must immediately display their certificates in their establishments; and</li> <li>• effective August 2022, the FDA will apply sanctions to food service establishments that fail to comply.</li> </ul>

## Kenya

sector	instrument	effective date/status	key points and impact
Capital markets	Public Notice: Draft Capital Markets (Securities) (Public Offers, Listing and Disclosures) Regulations, 2022	Issued by the Capital Markets Authority.	<p>The Public Notice:</p> <ul style="list-style-type: none"> <li>provides that the draft Capital Markets (Securities) (Public Offers, Listing and Disclosures) Regulations, 2022 have been developed to provide, among others, for the guiding principles on public offers, eligibility requirements and listing requirements, underwriting and book building; and</li> <li>invites stakeholders and the general public to submit comments on the proposed Regulations by 3 June 2022.</li> </ul>
Mining	Public Notice: Proposed Framework for Sharing of Mineral Royalties' Revenue among the National Government, County Governments and Communities	Issued by the National Treasury and Planning.	<p>The Public Notice:</p> <ul style="list-style-type: none"> <li>provides that the Inter-Agency Taskforce constituted by the National Treasury and Planning has developed a draft framework for sharing of revenue from mineral royalties among national government, county governments and communities. The objects and purpose of the draft framework are to provide for: <ul style="list-style-type: none"> <li>budgeting of mineral royalties in the national government, county government and communities;</li> <li>clear flow of funds from mineral royalties from the national government to the communities; and</li> <li>a proposed institutional arrangement for sharing of revenue from mineral royalties; and</li> </ul> </li> <li>invites interested members of the public to submit any comments, inputs or memoranda that they may have on the draft framework by 17:00 on Friday, 10 June 2022.</li> </ul>

## Kenya

sector	instrument	effective date/status	key points and impact
Banking / Finance	Press Release: Application for Licensing by Digital Credit Providers	Issued on 17 May 2022 by the Central Bank of Kenya (“CBK”).	<p>The Press Release provides that:</p> <ul style="list-style-type: none"> <li>• on 21 March 2022, the Central Bank of Kenya (“CBK”) announced the publication of the Central Bank of Kenya (Digital Credit Providers) Regulations, 2022 on 18 March;</li> <li>• all previously unregulated Digital Credit Providers (“DCPs”) are required to apply to the CBK for a licence within six months of the publication of the Regulations, by 17 September 2022, or cease operations; and</li> <li>• no extension will be granted after the application deadline of 17 September 2022.</li> </ul>

## Mauritius

sector	instrument	effective date/status	key points and impact
Banking / Finance	Guideline on Related Party Transactions	Effective 12 May 2022.  Published in December 2001 and revised in September 2012, June 2015 and May 2022 by the Bank of Mauritius.	The Guideline: <ul style="list-style-type: none"> <li>• applies to all banks and non-bank deposit taking institutions licensed under the Banking Act, 2004; and</li> <li>• enunciates the basic framework of risk management to be put in place by financial institutions with regard to related party transactions.</li> </ul>

## Nigeria

sector	instrument	effective date/status	key points and impact
Banking / Finance	Guidance Note on Anti-Money Laundering and Combating Financing of Terrorism Regulations for Other Financial Institutions	Published on 25 April 2022 by the Central Bank of Nigeria (“CBN”).	<p>The Guidance Note:</p> <ul style="list-style-type: none"> <li>provides the basic guidelines of complying with the Anti-Money Laundering and Combatting the Financing of Terrorism (“AML/CFT”) Regulations, identifying, assessing and mitigating money laundering and terrorism financing risks that Other Financial Institutions (OFIs) may encounter in conducting their businesses; and</li> <li>covers the requirements prescribed in the Money Laundering Prohibition Act, 2011, Terrorism Prevention Act, 2011 and AML/CFT Regulations.</li> </ul>
Securities exchange	Rules on Issuance Offering and Custody of Digital Assets	Published on 11 May 2022 by the Securities and Exchange Commission, Nigeria.	<p>The set of Rules consist of:</p> <ul style="list-style-type: none"> <li>PART A: Rules on Issuance of Digital Assets as Securities, which apply to all issuers seeking to raise capital through digital asset offerings;</li> <li>PART B: Rules on Registration Requirements for Digital Assets Offering Platforms (“DAOPs”), which set out the requirements that an applicant seeking to register as a DAOP must comply with in addition to the general requirements for Virtual Assets Service Providers (“VASPs”);</li> <li>PART C: Rules on Registration Requirements for Digital Asset Custodians (“DACs”), which set out the requirements that an applicant seeking to register as a DAC must comply with in addition to the general requirements for VASPs;</li> <li>PART D: Rules on VASPs, which cover the requirements for issuance of digital assets and the registration of VASPs, a Digital Asset Exchange (“DAX”), a DAC and DAOP; and</li> <li>PART E: Rules on DAX, which set out the requirements that an applicant seeking to register as a DAX Operator must comply with in addition to the general requirements for VASPs.</li> </ul>



## Nigeria

sector	instrument	effective date/status	key points and impact
Banking / Finance	Operational Guidelines for Open Banking in Nigeria	Published on 13 May 2022 by the CBN.	<p>The Guidelines:</p> <ul style="list-style-type: none"> <li>• apply to banking and other related financial services as categorised and determined by the CBN in the Regulatory Framework for Open Banking in Nigeria;</li> <li>• set out responsibilities and expectations of an Application Programming Interface (“API”) provider, API customer and customer, as defined in the Guidelines;</li> <li>• outline minimum requirements for participants;</li> <li>• define safeguards for financial system stability under an open banking regime; and</li> <li>• are aimed at: <ul style="list-style-type: none"> <li>• ensuring consistency and security across the open banking system; and</li> <li>• promoting competition and enhancing access to banking and other financial services.</li> </ul> </li> </ul>

## Tanzania

sector	instrument	effective date/status	key points and impact
Insurance	Guidelines on the Implementation of International Financial Reporting Standard on Insurance Contracts (IFRS 17) in Tanzania	Effect from 25 April 2022. Published in April 2022 by the Tanzania Insurance Regulatory Authority.	<p>The Guidelines:</p> <ul style="list-style-type: none"> <li>• apply to all insurers, including reinsurers, registered in Tanzania; and</li> <li>• are aimed at: <ul style="list-style-type: none"> <li>• setting out a standardised process for the effective implementation of IFRS 17;</li> <li>• achieving consistency in the application of IFRS 17 across the industry;</li> <li>• providing guidance to the industry on the items whose treatments have changed while adopting IFRS 17; and</li> <li>• assisting insurers to measure insurance contracts using updated estimates and assumptions that reflect the timing of cash flows and any uncertainty relating to insurance contracts.</li> </ul> </li> </ul>
Banking / Finance	Stress Testing Guidelines for Banks and Financial Institutions, 2022	<p>Effective from 28 April 2022 being the date of signing by the Governor.</p> <p>Published by the Bank of Tanzania.</p>	<p>The Guidelines:</p> <ul style="list-style-type: none"> <li>• apply to all banks and financial institutions;</li> <li>• guide banks and financial institutions in conducting stress tests, using stress test results and preparing mitigation plans; and</li> <li>• provide that stress testing has become an integral part of a bank's risk management system. It is conducted to evaluate potential vulnerability to unlikely but plausible events in the financial and macroeconomic environment.</li> </ul>

## Tanzania

sector	instrument	effective date/status	key points and impact
Environmental	Public Notice on Environment Impact Assessments	Published on 10 May 2022 by the National Environment Management Council (“NEMC”).	<p>The Public Notice requires:</p> <ul style="list-style-type: none"> <li>• each investor who has developed a project in Tanzania Mainland to register with the NEMC for conducting an Environment Impact Assessment (EIA) in their respective projects and obtain an Environment Certificate; and</li> <li>• all projects issued with EIA certificates to implement the conditions of the certificate and Environmental Management Plan and submit to the NEMC a self-auditing report annually.</li> </ul>



**bills**



## Kenya

sector	bill	effective date/status	key points and impact
Real estate	Valuers Bill, 2022	Published in the Kenya Gazette Supplement No. 57, National Assembly Bills No. 18 dated 5 April 2022.	The Bill seeks to: <ul style="list-style-type: none"> <li>regulate the practice of valuation in Kenya; and</li> <li>provide for: <ul style="list-style-type: none"> <li>the establishment of the Valuers Board of Kenya, as well as its functions and powers; and</li> <li>requirements and process for registration of valuers.</li> </ul> </li> </ul>
Applies to multiple sectors	Statute Law (Miscellaneous Amendment) Bill, 2022	Published in the Kenya Gazette Supplement No. 79, National Assembly Bills No. 26 dated 10 May 2022.	The Bill seeks to make various amendments to various statutes.

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)