

Waggaa 7^{ffaa} Lak. 5
፲ኛ ዓመት ቁጥር ፭
7th year No. 5



Finfinnee, Adoolessa 1/1991
ፌንፊኔ ሐምሌ ፩ ቀን ፲፱፻፺፩
Finfine, July 8th 1999

MAGALATA OROMIYAA

መ ገ ለ ተ አ ሮ ሚ ያ

MEGELETA OROMIA

Gatiin Tokkoo10-15 የገደብ ዋጋ Unit Price.	Too'annaa Caffee Mootummaa Naannoo Oromiyaatiin Kan Bahe በኦሮሚያ ክልላዊ መንግሥት ም/ቤት ጠባቂነት የወጣ	Lakk. S. Poostaa 10176 የፖ.ብ.ቁጥር P.O.Box
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QABEENTAA Labsii Lak 28/1991 Labsii Abbaa Taayitaa Daandii Baadiyyaa Oromiyaa fooyyessuuf bahe fuula 1	ማጣራት አዋጅ ቁጥር ፳፮/፲፱፻፺፩ የኦሮሚያ ገጠር መንገዶች ባለሥልጣን ለማቋቋም የወጣ ማሻሻያ አዋጅ ፲፳ 1	CONTENT Proclamation No. 28/1999 Oromia Rural Roads Authority Establishment (Amendment) Proclamation Page
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<u>Labsii Lakk. 28/1991</u> <u>Labsii Abbaa Taayitaa Daandii</u> <u>Baadiyyaa Oromiyaa Lakk.</u> <u>11/1988</u> <u>Fooyessuf Labsii Bahe</u> 1. <u>Mata Duree Gabaabaa</u> Labsiin kun “Labsii Abbaa Taayitaa Daandii Baadiyyaa Oromiyaa fooyyessuuf bahe lakk.28/1991” jedhamee waa mamuu ni danda'a. 2. <u>Tumaatota Fooyyeffaman</u> Labsiin Abbaa Taayitaa Daandii Baadiyyaa Oromiyaa dhaabuuf bahe Lakk. 11/1988 akka armaan gadiitti fooyya'era: 1. Keewwatni 2(4) haqamee kan armaan gadiitiin bakka buufameera: “4. “Daandii Baadiyyaa jechuun Labsii Abbaa Taayitaa Daandii Itoophiyaa Deebisee Dhaabuuf bahe lakk. 80/1989 keessatti aangoo kennameefiin “Daandii Baadiyyaa’ jedhee kan moggaasuudha.”	አዋጅ ቁጥር ፳፮/፲፱፻፺፩ የኦሮሚያ ገጠር መንገዶች ባለሥልጣን ለማቋቋም የወጣው አዋጅ ቁጥር ፲፩/፲፱፻፹፱ ለማሻሻል የወጣ አዋጅ ፩. አጭር ርዕስ ይህ አዋጅ “የኦሮሚያ ገጠር መንገዶች ባለሥልጣን ለማቋቋም የወጣ ማሻሻያ አዋጅ ቁጥር ፳፮/፲፱፻፺፩” ተብሎ ሊጠቀስ ይቻላል ። ፪. ማሻሻያ የኦሮሚያ ገጠር መንገዶች ባለሥልጣን ለማቋቋም የወጣው አዋጅ ቁጥር ፲፩/፲፱፻፹፱ ከዚህ እንደሚከተለው ተሻሽሏል ፡ ፩. አንቀጽ ፪(፬) ተሰርዞ በሚከተለው ተተክቷል ፡ “፬. ‘ገጠር መንገድ’ ማለት የኢትዮጵያ መንገዶች ባለሥልጣን እንደገና በተቋቋመበት አዋጅ ቁጥር ፹/፲፱፻፹፱ በተሰጠው ሥልጣን መሠረት ‘ገጠር መንገድ’ ብሎ የሚሰይመው ነው።”	<u>Proclamation No.28/1999</u> <u>A Proclamation to Amend the</u> <u>Oromia Rural Roads Authority</u> <u>Establishment Proclamation</u> <u>No. 11/1996</u> 1. <u>Short Title</u> This Proclamation may be cited as the “Oromia Rural Road Authority Amendment Proclamation No.28/1999.” 2. <u>Amendment</u> The Oromia Rural Road Authority Establishment Proclamation No. 11/1996 is hereby amended as follows: 1. Article 2(4) is repealed and replaced as follows: “4. ‘Rural Road’ means a road designated as ‘Rural Road’ by the Ethiopian Roads Authority pursuant to the power vested in under the Ethiopia Roads Authority Reestablishment Proclamation No. 80/1997.”
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2. Keewwata 2 jalatti keewwatni xixiqqaan (5) fi (6) akka armaan gadiitti dabalamaniru:

5. "Daandii Koomiiniitii" jechuun imaammata Koreen Hojii Raawwaachiiftu baasu irratti hundaa' uuddhaan daandii ummanni ganda tokko ykn aanaa tokkoo ykn kan biraa maallaqaa fi humna isaatiin yookiin gargaarsaan ijaaru fi suphu jechuudha.

6. "Ijaarsa" jechuun hojii konistiraakshiinii fi suphuu Daandii Baadiyyaa raawwachuudha."

3. Keewwatni 6(2) haqamee kan armaan gadiitiin bakka buufameera:

"2. Ijaarsaa fi Suphaa Daandii Baadiyyaa kontiraaktarotaan ykn humna ofiitiin fayyadamuudhaan ni gaggeessa. Haa ta'u malee, gabaa irratti kontiraaktaronni gahumsa qaban jiraachuun yemmuu mirkanaahe hojiiwan ijaarsaa fi suphaa kontiraaktarotaan akka raawwataman ni godha."

4. Keewwatni 6(11) haqamee kan armaan gadiitiin bakka buufameera:

"11. Hojii isaa yeroo raawwatu kunuunsa naannootiif eegumsa barbaachisu ni godha."

5. Keewwata 6 jalatti keeyyatni xixiqqaan (13) hanga (16) haqamanii keewwatoota armaan gadiitiin bakka buufamaniru:

"13. Daandiilee Baadiyyaa fi Daandiilee Kominiitii kan ilaalan imaammata, seeraa fi qajeelfama Naannichaa ni maddisiisa;

14. Daandiin Baadiyyaatis ta'e Daandiin Kominiitii karoora suphaaf amansiisaa ta'e ykn humna suphaaf barbaachisu qabaatanii akka ijaaraman qajeelfama ni qopheessa; yemmu Boordiidhaan dhihaatee To'ataa Abbaa Taayitaatiin eyyamames hojiirra ni oolcha; ni hordofa;

፪. በአንቀጽ ፪ ሥር አዲስ ንዑስ አንቀጽ (፭) እና (፮) እንደሚከተለው ተጨምረዋል:

“፭ ‘የኮሚኒቲ መንገድ’ ማለት የሥራ አስፈጻሚ ኮሚቴ በሚያወጣው ፖሊሲ ላይ በመመስረት የአንድ ቀበሌ ወይም የአንድ ወረዳ ወይም የአካባቢው ሕዝብ በገንዘብና በጉልበት ወይም ከሌላ በሚገኝ ዕርዳታ የሚሠራውና የሚጠግነው መንገድ ነው።”

፮. ‘ግንባታ’ ማለት የገጠር መንገዶችን የኮንስትራክሽንና የማሻሻያ ሥራዎችን ማከናወን ነው።”

፫. አንቀጽ ፮(፪) ተሠርዞ በሚከተለው ተተክቷል:

“፪. የገጠር መንገዶችን ግንባታና ጥገና በተቋራጮች ወይም በራስ ኃይል ያካሂዳሉ፤ ሆኖም በገበያ ላይ ብቃት ያላቸው ተቋራጮች መኖራቸው ሲረጋገጥ የግንባታና የጥገና ሥራዎች በተቋራጮች እንዲሠሩ ያደርጋል።”

፬. አንቀጽ ፮(፲፩) ተሠርዞ በሚከተለው ተተክቷል:

“፲፩. ሥራውን በሚያከናውንበት ወቅት ለአካባቢ ጥበቃ አስፈላጊውን ጥንቃቄ ያደርጋል።”

፭. በአንቀጽ ፮ ሥር ከንዑስ አንቀጽ (፲፫) እስከ (፲፮) ያሉት ተሰርዘው በሚከተሉት ተተክተዋል:

፲፫. “የገጠር መንገዶችንና የኮሚኒቲ መንገዶችን የሚመለከቱ የክልሉን ፖሊሲዎችን፣ ሕጎችንና መመሪያዎችን ያመነጫል፤

፲፬. የገጠር መንገዶችም ሆኑ የኮሚኒቲ መንገዶችን ግንባታ አስተማማኝ የጥገና ዕቅድ ኖሮአቸው ወይም ለጥገና አስፈላጊ የሆነውን ኃይል አሟልተው እንዲካሄዱ ጭመሪያ ያዘጋጃል፤ ለቦርዱ ቀርቦ ተቆጣጣሪው ባለሥልጣን ሲፈቅድም በሥራ ላይ ያውላል፤ ይከታተላል፤

2. The following new sub-articles are added to Article 2:

“5. ‘Community Road’ means road constructed and maintained by a Kebele or Woreda or community with its own finance and labour or with aid in accordance with the policy issued by the Executive committee;

6. ‘Construction’ means undertaking of the construction and improvement activities of rural roads.”

3. Article 6(2) is repealed and replaced as follows:

“2. Construct and maintain Rural Roads through contractors or by its own force; however where there re capable contractors in the market, undertake the construction and maintenance of same through contractors.”

4. Article 6(11) is repealed and replaced as follows:

“11. To take appropriate precaution for environmental protection when executing its duties.”

5. Sub-articles (13) to (16) of Article 6 are hereby repealed and replaced as follows:

“13. Initiate Regional policies, laws and directives regarding Rural Roads and Community Roads;

14. Prepare directives of maintenance plan or the establishment of competent task force for construction of Rural Roads and Community Roads; control and implement same when reviewed by the Board and approved by the Supervising Authority.

15. Sanada waliigaltee qaa-mni Mootummaa Federaalaa ykn Naannoo qopheessu irratti hundaahudhaan ijaarsaa fi suphaa daandiilee baadiyyaa adeemsifamuuf Kontiraaktarotaa fi Mahandiisota gorsitootaa wajjin waliigaltee ni raawwata; raawwii isaas ni hordofa;
16. Labsii Aangoo fi Hojii Qaamota Raawwachiistuu Mootummaa Federaalaa Diimokiraatawaa Rippablika Itoophiyaa murteessuuf bahe lakk. 4/87 keewwata 16(4) keessatti aangoon Miniistera Hojiif Misooma Magaalaatiif kenname akkauma eegametti ta'ee ijaarsa, qophii, dizaayinii fi to'annaa ijaarsa Daandii Baadiyyaa caalbaasii sardakaa adunyaatiin Kontiraaktarotaaf ykn Mahandaasoota gorsitootaaf ni kenna; ni hordofa; ni raawwachiisa;
17. Ijaarsaa fi Suphaa Daandii koominiitii ilaalchisee ni qindeessa; tajaajila teeknikaa ni kenna;
18. Mallattoo to'annaa tirafikaa fi kallattii agarsii-san ykn dizaayinii meeshaalee sanaafis barbaachisan ni qopheessa; Daandiilee Baadiyyaa irrattis ni dhaaba; kan faayidaa ala ta'anis bakka ni buusa;
19. Daandiilee Baadiyyaa irratti dambiiwwan ulfinaa fi hanga konkolaattotaa ni raawwachiisa;
20. Daandiilee baadiyyaa miidhamaa fi seeraan ala akka ittiin hin fayyadamne ni eega; gufuuwwan daandiilee baadiyyaa irratti uumaman ni dhabamsiisa; akka dhabamsiifamanis ni godha;
21. Abbaa qabeenyaa ni ta'a; maqaa isaatiin ni himata; ni himatama;
22. Kaayyoo isaa galmaan gahuuf dalagaalee biroo ni raawwata."

- ፲፮. የፌዴራል ወይም የክልሉ መንግሥት የሚመለከተው አካል በሚያዘጋጀው የውል ሠነድ መሠረት የገጠር መንገዶችን ግናባታና ጥገና ከሚያካሂዱ ተቋራጮች ወይም አማካሪ መሐንዲሶች ጋር ውል ይፈፅማል፤ አፈፃፀሙንም ይከታተላል፤
- ፲፯. የፌዴራሉን ሥራ አስፈፃሚ ሥልጣንና ተግባር ለመወሰን በወጣው አዋጅ ቁጥር ፬/፲፱፻፹፯ አንቀጽ ፲፯(፬) መሠረት ለሥራና ከተማ ልማት ሚኒስቴር የተሰጠው ሥልጣን እንደተጠበቀ ሆኖ የግንባታ፣ የዲዛይን ዝግጅትና የገጠር መንገድ ግንባታ ቁጥጥር ሥራዎችን በአለም ዓቀፍ ጨረታ ለተቋራጮችና ለአማካሪ መሐንዲሶች ይሰጣል፤ አፈፃፀሙንም ይከታተላል፤
- ፲፮. የኮሚኒቲ መንገዶችን ግንባታና ጥገና በሚመለከት ያስተባብራል፤ የቴክኒክ አገልግሎት ይሰጣል፤
- ፲፭. የትራፊክ መቆጣጠሪያና አቅጣጫ አመልካች ምልክቶችን ወይም የመሣሪያዎችን ዲዛይን ያዘጋጃል፤ በገጠር መንገዶች ላይ ይተክላል፤ ከአገልግሎት ውጭ የሆኑትንም ይተካል፤
- ፲፱. የተሽከርካሪ ክብደትና መጠን ደንቦችን በገጠር መንገዶች ላይ ያስፈጽማል፤
- ፳. ገጠር መንገዶችን ከገዳትና አላግባብ ከመጠቀም ይጠብቃል፤ የሚከሰቱ እንቅፋቶችን ያስወግዳል፤ እንዲወገዱ ያደርጋል፤
- ፳፩. የንብረት ባለቤት ይሆናል፤ በስሙ ይከላል፤ ይከሰሳል፤
- ፳፪. ዓላማውን ከግብ ለማድረስ የሚረዱ ሌሎች ሥራዎችን ያከናውናል።"

15. Award contracts to the contractors and consulting engineers for construction and maintenance of Rural Roads, based on the contractual format prepared by the concerned Federal or Regional Government body, and follow-up the implementation of same;
16. Without prejudice to the power of the Minister of Public Works and Urban Development, award contracts; follow-up and implement the design, construction and supervision of Rural Roads to the awarded to contractors and consultants through international competitive bidding;
17. Co-ordinate and provide technical services with respect to construction and maintenance of Community Roads;
18. Design, plant and replace traffic and road safety posts and devices relating to Rural Roads;
19. Enforce vehicle weight and size regulations on Rural Roads;
20. Protect Rural Roads from damage and improper use; remove or cause the removal of obstructions from Rural Roads;
21. Own property; sue and be sued in its own name;
22. Carry out other functions as are required to attain its objectives."

6. Keewwatni 7(4) haqamee kan armaan gadiitiin bakka buufameera:
 “4. Miseensota Boordichaa ni moggaasa; walitti qabaa Boordichaas ni ramada.”
7. Keewwatni 8 haqamee kan armaan gadiitiin bakka buufameera:
 “Boordichi miseensota torba kan hin caalle ni qabaata.”
8. Keewwatni 9(5) haqamee kan armaan gadiitiin bakka buufameera:
 “5. Hojii Adeemsisaan itti yaamamni isaanii isaaf kan ta'an oggantoota olaanaa Abba Taayitichaa filatee dhiheessun ni muudchisa;
6. Hojiiwwan biraa To'ataa Abbaa Taayitichaatiin kennamaniif ni raawwata.”
9. Keewwatni 12(2) (d) haqamee kan armaan gadiitiin bakka buufameera:
 “d) Labsii Dhimma Hojjataa fi Hojjachiisaa lakk. 42/1985 irrati hundaahuudhaan hojjattoota ni qaxara; ni bulcha; ni gaggeessa.”
10. Keewwatni 14(3) haqamee kan armaan gadiitiin bakka buufameera:
 “3. Bajata Waajjirri Fandii Daandii ramaduuf;
4. Maallaqa burqaawwan biraa irraa argaman.”
11. Keewwata 15 jalatti keewwatni xiqqaan (3) armaan gadii dabalameera:
 “3. Sakatta'amni teeknika hojiiwwan ijaarsa fi suphaa hunda irratti xiqqaatu waggaatti yeroo tokko ni gaggeeffama.”
3. Yeroo Labsichi Itti Ragga'u Labsiin kun guyyaa Magalata Oromiyaa irratti maxxanfamee bahee jalqabee kan ragga'u ni ta'a.

Finfinnee, Adoolessa 1 bara 1991
 Kumaa Dammaqsa
 Pirezidaantii Mootummaa
 Naannoo Oromiyaa

፩. አንቀጽ ፯(፬) ተሰርዞ በሚከተለው ተተክቷል፡

“፬. የቦርዱን አባላት ይሰይማል፤ ሰብሳቢውን ይመድባል።”

፯. አንቀጽ ፰ ተሰርዞ በሚከተለው ተተክቷል፡

“ቦርዱ ከሰባት የማይበልጡ አባላት ይኖሩታል።”

፳. አንቀጽ ፱(፭) ተሰርዞ በሚከተለው ንዑስ አንቀጾች ተተክቷል፡

“፭. ዋናው ሥራ አሥኪያጅ ተጠሪነታቸው ለእርሱ የሆኑ ከፍተኛ የባለሥልጣን የሥራ አመራር አባላትን መርጦ በማቅረብ ያሾማል፤

፯. በተቆጣጣሪው ባለሥልጣን የሚሠሩትን ሌሎች ሥራዎች ያከናውናል።”

፱. አንቀጽ ፲፪(፪) (መ) ተሰርዞ በሚከተለው ተተክቷል፡

“መ) በአሠሪና ሠራተኛ ጉዳይ አዋጅ ቁጥር ፵፪/፲፱፻፹፭ መሠረት የባለሥልጣኑን ሠራተኞች ይቀጥራል፤ ያስተዳድራል፤ ያሰናብታል።”

፲. አንቀጽ ፲፬(፫) ተሠርዞ በሚከተለው ተተክቷል፡

፫. የመንገድ ፈንድ ጽ/ቤት የሚመድበው በጀት እና

፬. ከሌሎች ምንጮች የሚያገኘው ገቢ።”

፲፩. ‘በአንቀጽ 15 ሥር የሚከተለው አዲስ ንዑስ አንቀጽ (፫) ተጨምሯል፡

፫. የቴክኒክ ምርመራ በእያንዳንዱ የግንባታና የጥገና ሥራዎች ላይ ቢያንስ በዓመት አንድ ጊዜ ይከናወናል።”

፫. አዋጁ የሚፀናበት ጊዜ

ይህ አዋጅ በመገለጥ አሮሚያ ታትሞ ከወጣበት ቀን ጀምሮ የፀና ይሆናል።

ፊንፊኔ፤ ሐምሌ ፩ ቀን ፲፱፻፺፩ ዓ.ም
 ከማይመቅላ
 የአሮሚያ ክልላዊ መንግሥት
 ፕሮቢዳንት

6. Article 7(4) is repealed and replaced as follows:

“4. Designate members of the Board and appoint the chairman.”

7. Article 8 repealed and replaced as follows:

“The Board may not have more than seven members.”

8. Article 9(5) is repealed and replaced as follows:

“5. To appoint officers who are nominated by the General Manager;

6. To perform other activities given by the Supervising Authority”

9. Article 12(2)(d) is repealed and replaced as follows:

“d. To employ, administer and dismiss employees in accordance with the Labor Proclamation No. 42/1993.”

10. Article 14(3) is repealed and replaced as follows:

“3. Budget allotted by the Road Fund Office;

4. Revenues obtained from other sources.”

11. The following new sub-article (3) is added to Article 15 (Books of Accounts and Auditing):

“3. Technical evaluation shall be made on each construction and maintenance work at least once a year.”

3. *Effective Date*

This Proclamation shall come into force on the date of its publication in the Megeleta Oromia.

Finfine, 8th day of July 1999
 Kuma Demeksa
 President of the Regional State
 of Oromia