

Legal News Cape Verde

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May through July 2015

MARITIME

CAPE VERDEAN PORTS CONCESSION

Aimed at market liberalisation that will allow the entry of private entities in the maritime and port sector, the new Bases of Cape Verde Ports' Concession were approved by means of Decree-Law No. 31/2015, of 18 May, redefining the general legal framework of the ports' concession, as well as the general basis of sub-concessions for management, exploitation, operation and port services.

ENAPOR – National Company of Ports Management, SA (ENAPOR) continue to be the general concessionaire of the ports of Cape Verde. The draft Concession Agreement to be entered into with the State of Cape Verde was approved by means Resolution No. 52/2015 of 15 June. To emphasise that under the general concession to ENAPOR, it shall, when possible, grant sub concessions to private entities for operating activities and port services.

TOURISM

RECREATIONAL ACTIVITIES AND NAUTICAL TOURISM LEGAL FRAMEWORK APPROVED

The Government approved the legal framework of recreational activities and nautical tourism by means of Decree-Law No. 37/2015, of 29 July. Therefore, recreational, cultural, tourist and sporting activities in the marine environment, become fully regulated, thus granting greater security to all entities engaged in the economic exploitation of these activities in Cape Verde.

COMMUNICATIONS

NEW BY-LAWS OF THE NATIONAL COMMUNICATIONS AGENCY

New By-laws of the National Communications Agency (ANAC) were approved by means of Decree-Law No. 33/2015, of 4 June, in order to conform them to the legal framework of independent regulatory entities in the economic and financial sectors, approved back in 2012. This new By-laws grant greater independence to ANAC as the regulatory entity of the communications sector, and foresee the strengthening of its powers as an accrediting entity of certification entities for the issuing of digital certificates and e-procurement supervisory entity.

TRADE

IMPLEMENTATION OF THE INTERNATIONAL BUSINESS CENTRE

Although created in 2011, the International Business Center of Cape Verde (CIN) was never built. Now, through Resolution No. 54/2015 of 23 June, the respective Installation Committee was created with the mission to evaluate and define strategies for the operationalization of CIN.

CIN is a set of geographically defined areas, the so-called free zones, where properly licensed operators can develop their economic activities of commercial, industrial or service nature, with access to certain tax benefits.

AVIATION

AIR TRANSPORT OF DANGEROUS GOODS REGULATIONS APPROVED

The Civil Aviation Regulations CVCAR 18 was enacted, related to the domestic and international air transportation of dangerous goods in civil aircraft, registered or not in Cape Verde.

CONSTRUCTION

MINIMUM STAFF FOR CONSTRUCTION COMPANIES

Under the enhanced regulation of construction activity, Ordinance No. 30/2015, of July 29, came to establish minimum requirements in relation to the staff of construction companies.

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