

Legal News Mozambique

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[May through July 2015](#)

CRIMINAL

[NEW CRIMINAL CODE IN FORCE](#)

The new Criminal Code, approved by way of Law No. 35/2014, of 31 December, has come into effect on 29 June 2015. The new code introduced significant changes to the criminal legal framework. One particularly relevant change is the ability to hold legal entities criminally liable for acts carried out by their representatives or holders of corporate bodies.

CONSTRUCTION

[NEW LICENSING RULES FOR CIVIL WORKS' CONTRACTORS AND CONSULTANTS](#)

The Regulations on the Licensing of Civil Works' Consultants were approved by way of Ministerial Order No. 76/2015, of 22 May 2015. Consultancy companies operating in Mozambique are required to forthwith apply for a license under the new Regulation. On even date, Ministerial Order No. 77/2015 enacted the Regulations on the Licensing of Civil Works' Contractors and repealed Ministerial Order No. 83/2002, of 22 May 2002.

BANKING AND FINANCE

[ANTI-MONEY LAUNDERING AND FINANCING OF TERRORISM GUIDELINES APPROVED](#)

The Central Bank has approved, by way of Order No. 4/GBM/2015, of 17 June 2015, the Guidelines on Prevention and Fight Against Money Laundering and Financing of Terrorism. These Guidelines apply to all financial institutions under supervision of the Central Bank. Special mention to the newly introduced "Know Your Client" rules is warranted.

LABOR

DAYS OFF DETERMINED BY GOVERNMENT WITH NEW RULES

The Council of Ministers approved, through Decree No. 7/2015, of 3 June 2015, the Regulations on Days Off determined by the Government. Amongst other matters, the Regulations set forth the payment of special compensation where the worker is not able to enjoy the day off.

MINIMUM WAGE REVIEW

By way of Ministerial Orders Nos. 68/2015 through 75/2015, all of 20 May 2015, a review of the minimum wage was approved for the following business sectors: (i) agriculture, hunting and forestry, (ii) fishing, (iii) mineral extraction industry, (iv) manufacturing and baking industry, (v) production and distribution of utilities and workers of small and medium-sized companies, (vi) construction, (vii) non-financial services and (viii) financial activities.

COMPETITION

COMPETITION AUTHORITY FILING FEES

Ministerial Order No. 70/205, of 5 June 2015, jointly approved by the Ministries of Industry and Competence and Economy and Finance, has set the fees payable for filings made with the Competition Authority. For instance, the fee payable for merger filings is equivalent to 5% of the preceding year's turnover, determined in accordance with the Competition Law Regulations approved by Decree No. 97/2014, of 31 December 2014.

STATE

STATE BUDGET FOR 2015

Through Law No. 2/2015, of 7 May 2015, the Parliament has approved the State Budget for 2015. The Law is retroactively effective as of 1 January 2015.

MARITIME

GOVERNMENT AUTHORIZED TO REVISE MARITIME LEGAL FRAMEWORK

By way of Law No. 5/2015, of 19 June 2015, the Government was authorized to revise the legal framework governing the maritime registration and the registration and manning of vessels of the merchant navy and fishing fleet. The current regime has been in place since 1964, being thus deemed outdated. This authorization is valid for 180 days, from the date of publication.

SPORTS

GOVERNMENT AUTHORIZED TO CREATE LEGAL FRAMEWORK APPLICABLE TO SPORTS LIMITED LIABILITY COMPANIES

The Mozambican Parliament has authorized the Government, by way of Law No. 3/2015, of 12 June 2015, to establish the legal regime of sports limited liability companies (known as SADs).

TOURISM

PROCEDURES FOR CLASSIFICATION OF TOURISM FACILITIES AND RESTAURANTS

The Ministry of Tourism approved, by way of Ministerial Order No. 67/2015, of 15 May 2015, the procedures for the classification of tourism facilities, restaurants and dancing rooms.

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