

## BANKING

## FINANCIAL INSTITUTIONS SUBJECT TO NEW RULES

The Angolan Central Bank (BNA) has recently issued several orders (*Avisos*) approving new rules and procedures on banking deposits and credit, which include:

- Rules for the opening, handling and closing of bank deposits and disclosure duties on deposit-taking activity (BNA Order No. 10/16 and No 13/16, of 5 September 2016, respectively);
- Procedures and requirements for the opening and closing of branches and / or agencies (BNA Order No. 11/16, of 5 September 2016);
- Rules and procedures to be followed in marketing products and financial services (BNA Order No. 12/16, of 5 September 2016);
- Disclosure duties applicable to lending and credit restructuring activities (BNA Order No. 14/16, of 7 September 2016).

The above listed Orders entered into force on the date of their gazetting.

## PUBLIC PROCUREMENT

## TENDER DOCUMENTS FEES

To curb the wide varying practice of State departments and other procuring entities as to the level of fees charged for the provision of tender documents to interested parties, Presidential Decree No. 196/16, of 23 September 2016, approved rules on this matter. Charging fees becomes optional and a cap is defined, at 0.05% of the estimated tender value, with a maximum of Kz 250,000.

## SUPPLIER REGISTRATION AND CERTIFICATION

Under Presidential Decree No. 198/16, of 26 September 2016, current suppliers and companies intending to become suppliers to the Angolan State are incentivized to register through the Public Procurement Portal and to renew their registration on an annual basis. This supplier registration, which is free, is intended to enable State departments and other procuring entities to record non-performance of contracts, so that such suppliers are excluded from future tenders. Lack of registration does not appear to carry negative consequences other than excluding suppliers from the certification facility. Registered suppliers have the option of becoming certified as such, for a fee, with the effect of not having to prove that they meet common legal capability requirements in each tender they bid for. Lack of certification does not lead to excluding suppliers from tenders.

## FRAMEWORK AGREEMENTS

Presidential Decree No. 199/16, of 26 September 2016, approved the regulations on framework agreements, what in the USA is known as IDIQ (Indefinite Delivery Indefinite Quantity) contracts and on subsequent call-off contracts, for certain standardized categories of goods and services, defined in an Annex. Other categories may be used on a sectoral basis.

## STANDARDIZED TENDER SPECIFICATIONS

Presidential Decree No. 201/16, of 27 September 2016, approved standardized tender specifications for supplies, services and works.

## REAL ESTATE

## ACQUISITIONS AND RENTALS OF PROPERTIES BY THE STATE

Regulations on procedures for acquisitions and rentals of real estate properties by the State and other public law entities, including State-owned companies, have been approved by Presidential Decree No. 197/16, of 23 September 2016. The main aims underlying the regulations are: i) to centralize information on needs to buy or rent property at the Ministry of Finance, to allow screening for potential property already owned by the State fit for purpose; ii) to lay down rules on decision levels, based on purchase price or annual rent; and iii) to establish a competitive system of open market consultation and bidding.

## MOTOR VEHICLE CIRCULATION

## ISSUANCE OF VEHICLE LICENSE PLATES AND NATIONAL LICENSE PLATE REGISTER REGULATED

Further to the Road Traffic Code, Presidential Decree No. 202/16, of 27 September 2016, has now approved regulations on issuance of license plates and the national license plate register. The new regulations apply to cars, trailers, motorcycles, mopeds, quadricycles, as well as industrial machines and agricultural tractors.

## REGULATIONS ON DRIVING SCHOOLS AND DRIVING LICENSES

Presidential Decree No. 203/16, of 29 September 2016, approved the Regulations on Driving Schools and Driving Licenses, which apply to driving schools, instructors and learning drivers. The new regulations set out, *inter alia*, the conditions for carrying out the business of driving instruction and the requirements applicable to driving instructors.

For more information on the content of this Legal News, please contact: [angola@mirandaalliance.com](mailto:angola@mirandaalliance.com)

Fátima Freitas Advogados  
Edif. Monumental, R. Major Kanhangulo, 290 – 1D  
LUANDA – ANGOLA  
Tel.: +244 222 372 030  
Fax: +244 222 372 017  
[www.fatimafreitas.com](http://www.fatimafreitas.com)

**mirandaalliance**  
[www.mirandaalliance.com](http://www.mirandaalliance.com)

**MEMBERS**  
ANGOLA | BRAZIL | CAMEROON | CAPE VERDE  
DEMOCRATIC REPUBLIC OF THE CONGO | EQUATORIAL GUINEA  
GABON | GUINEA-BISSAU | MACAU (CHINA) | MOZAMBIQUE | PORTUGAL  
REPUBLIC OF THE CONGO | SÃO TOMÉ AND PRÍNCIPE | TIMOR-LESTE

**LIAISON OFFICES**  
UK (LONDON) | USA (HOUSTON) | FRANCE (PARIS)