

Rwanda

Ministerial Order determining the Structure and Contents of Aquaculture and Fishing Concession Contract

Ministerial Order 3 of 2013

Legislation as at 30 May 2013

FRBR URI: /akn/rw/act/mo/minister-of-natural-resources/2013/3/eng@2013-05-30

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Ministerial Order determining the Structure and Contents of Aquaculture and Fishing Concession
Contract
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Ministerial Order 3 of 2013

Published in Official Gazette special on 30 May 2013

Assented to on 24 May 2013

Commenced on 30 May 2013

[This is the version of this document from 30 May 2013.]

The Minister of Natural Resources;

Pursuant to the Constitution of the Republic of Rwanda of 04 June 2003 as amended to date, especially in Articles 120, 121 and 201;

Pursuant to the Law n° 58/2008 of 10/09/2008 determining the organisation and management of aquaculture and fishing in Rwanda, especially in Article 18;

Having reviewed Ministerial Order n° 006/11.30 of 18/11/2010 determining the form and content of the aquaculture and fishing concession contract;

After consideration and approval by the Cabinet, in its session of 14/11/2012;

HEREBY ORDERS:

Article One – Purpose of this Order

This Order determines the structure and content of the aquaculture and fishing concession contract.

Article 2 – Parties to the contract

The aquaculture and fishing concession contract shall indicate the contracting parties.

Article 3 – Responsibilities of conceding authority

The aquaculture and fishing concession contract shall provide the responsibilities of the conceding authority including:

- 1° to show diligence in the granting of any administrative document required for exploitation of the concession;
- 2° to follow up the implementation of concession contract;
- 3° to participate actively in conflicts settlement arising from implementation of concession contract;
- 4° to control whether aquaculture and fishing activities conducted in the concession comply with regulations regarding the use and management of water resources.

Article 4 – Responsibilities of the concession holder

The aquaculture and fishing concession contract shall provide the responsibilities of the concession holder including:

- 1° to use the concession in respect of the terms and conditions of the concession contract;

- 2° to respect the provisions of the Law regulating the use, conservation, protection and management of water resources;
- 3° to keep detailed statistical data on the captures;
- 4° to make a monthly report in which the aforementioned statistical data mentioned in point 3° of this Article and any useful information shall be included and submit it to Minister in charge of water resources.

Article 5 – Duration of the concession contract

The aquaculture and fishing concession contract shall provide its duration which may be extended, but shall not exceed thirty (30) years.

Article 6 – Amendment or cancellation of the contract

The aquaculture and fishing concession contract shall indicate the reasons for its amendment and cancellation.

Article 7 – Structure of the concession contract

The standard aquaculture and fishing concession contract is annexed to this Order.

Article 8 – Repealing provision

The Ministerial Order n° 006/11.30 of the 18/11/2010 determining the form and content of the aquaculture and fishing concession contract, and all prior provisions contrary to this order are hereby repealed.

Article 9 – Commencement

This Order shall come into force on the day of its publication in the Official *Gazette* of the Republic of Rwanda.

Annex

Form

[Editorial note: The form has not been reproduced.]