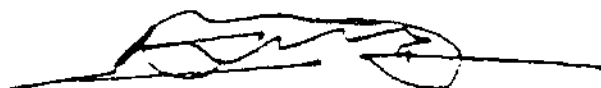


DONEAT BAMAKO, THIS 12TH DAY OF DECEMBER, 2000



CHAIRMAN
FOR THE COUNCIL

FORTY-SEVENTH SESSION OF THE COUNCIL OF
MINISTERS
BAMAKO, 9TH-12TH DECEMBER, 2000

**REGULATION C/REG. 9/12/00 ESTABLISHING THE
PROCEDURE FOR TRANSFER OF APPROVAL GIVEN
TO INDUSTRIAL ENTERPRISES AND PRODUCTS
PURSUANT TO A CHANGE OF COMPANY NAME**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the revised
ECOWAS Treaty establishing the Council of Ministers
and defining its composition and functions;

MINDFUL of Decisions C/DEC.3/6/88 and C/DEC.4/7/1
92 of the Council of Ministers dated 21 June 1988 and
25 July 1992 respectively, establishing the procedure for
granting approval to industrial enterprises and products
to benefit from the ECOWAS trade liberalisation scheme;

NOTING that industrial mergers are becoming
increasingly frequent in Member States;

DESIRING to promote intra-Community trade through
speedy and effective trade liberalisation within ECOWAS;

AWARE of the need to process applications for transfer
of approval under the trade liberalisation scheme as
quickly as possible;

ON THE RECOMMENDATION of the forty-first meeting
of Trade, Customs, Immigration, Money and Payments
Commission held in Bamako from 27th to 30th Novem-
ber, 2000.

ENACTS

**1. CONDITIONS GOVERNING TRANSFER OF
APPROVAL**

ARTICLE 1

The procedure for processing applications for transfer of
approval following a change in company name
occasioned by a company acquisition or a company
merger shall be as set out in the articles hereunder

ARTICLE 2

An enterprise which, for any of the reasons enumerated
in Article 1 above, applies for a transfer of approval:

- i) must be registered in a Member State.
- ii) must manufacture the same types of
goods for which the initial approval was
granted; that is to say the products must
have the same characteristics, and the
goods must still meet the Community
origin criteria. The packaging of the goods
may however be different.

An enterprise which does not satisfy the above conditions
must submit a fresh application.

II. PROCEDURE

ARTICLE 3

All applications from the companies or enterprises
requesting a transfer of approval shall be sent to the
relevant authority in the Member State where they shall
be screened before being forwarded to the ECOWAS
Executive Secretariat.

Such applications must be channelled through the ministry
in charge of ECOWAS affairs.

ARTICLE 4

The ECOWAS Executive Secretariat shall consider such
applications received, and shall grant the transfer of
approval where such applications satisfy the conditions
set out in Articles 1 and 2 above. It shall duly notify all
Member States as well as the enterprises concerned of
its decision.

III. DOCUMENTATION

ARTICLE 5

Applications for a transfer of approval must include the
following documents:

- i) a formal request from the enterprise applying for
the transfer of approval, stating the reasons for
the application and including the following infor-
mation:
 - the identify of the enterprise (the company
name, the nature of its activities, its location and
its headqaners);
 - the product name identity and a description
of the manufacturing process;
 - the quantity and value of the raw materials
used and the value-added of the manufactured
product

- ii) a deed of transfer or merger issued by the competent authority of the country in which the enterprise is located;
- iii) an attestation of registration in the trade register.

IV. PUBLICATION

ARTICLE 6

This Regulations shall be published in the Official Journal of the Community by the Executive Secretariat within thirty (30) days of its signature by the Chairman of Council. It shall also be published by each Member State in its National Gazette within the same time-frame

DONE AT BAMAKO, THIS 12TH DAY OF DECEMBER, 2000



MR. BACARI KONE
CHAIRMAN
FOR THE COUNCIL

FORTY-SEVENTH SESSION OF THE COUNCIL OF
MINISTERS
BAMAKO, 9TH-12TH DECEMBER 2000

REGULATION C/REG. 10/12/00 RELATING TO THE
ORGANISATION OF THE THIRD ECOWAS TRADE FAIR

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the Revised Treaty establishing the Council of Ministers and defining its composition and functions;

MINDFUL of Decision C/DEC.5/5/82 dated 26 May, 1982 of the Council of Ministers relating to the programming of trade fairs;

MINDFUL of Decision C/DEC.7/7/85 dated 3 July, 1985 of the Council of Ministers establishing a Consultation and Coordination Committee for the programming of trade fairs and similar commercial events in ECOWAS Member States;

CONSCIOUS of the importance of trade fairs and exhibitions in the development of trade between Member States of the Community;

ON THE RECOMMENDATION of the Trade, Customs, Immigration, Money and Payments Commission which met in Bamako from 27th to 30th November, 2000

ENACTS

ARTICLE 1

The Togolese Republic is hereby selected to host the Third ECOWAS Trade Fair.

ARTICLE 2

The Third ECOWAS Trade Fair shall be held from 7 to 16 March 2003.

The fair shall be multi-sectoral in concept with priority given to professional meetings and organisation of buyers/sellers meetings.

ARTICLE 3

There is hereby established a Regional Organising Committee which shall be responsible for the organisation of the Third ECOWAS Trade Fair.

The Regional organising Committee is constituted as follows:

- one representative from each of the Member States having permanent trade fair facilities: Burkina Faso, Ghana, Nigeria, Senegal and Togo;
- one representative from the Federation of West African Manufacturers Association;
- one representative from the Federation of West African Chambers of Commerce;
- one representative from the West African Women's Association;
- one representative of the ECOWAS Executive Secretariat and one representative of the ECOWAS Fund.

ARTICLE 4

The Regional Organising Committee of the Third ECOWAS Trade Fair shall:

- (i) supervise all activities relating to the preparation and organisation of the fair;
- (ii) assist the Executive Secretariat in all measures taken by the latter in this regard.

ARTICLE 5

There is hereby established within the Regional Organising Committee an Ad-hoc Monitoring Committee which shall be made up of representatives from Ghana, Senegal, Togo, and the ECOWAS Executive Secretariat.

ARTICLE 6

The Ad-hoc Monitoring Committee shall be responsible for implementing the recommendations of the Regional Organising Committee. It shall report on its activities to that body.

ARTICLE 7

The activities of the two committees shall be funded from the budget of the Community.

ARTICLE 8

This Regulation shall be published by the Executive Secretariat in the Official Journal of the Community within thirty (30) days of its signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within the same time-frame.

DONE AT BAMAKO, THIS 12TH DAY OF DECEMBER, 2000



**MR. BACARI KONE
CHAIRMAN
FOR THE COUNCIL**

**FORTY-SEVENTH SESSION OF THE COUNCIL OF
MINISTERS
BAMAKO, 9TH-12TH DECEMBER 2000**

**REGULATION C/REG. 11/12/00 ESTABLISHING AN
ADDITIONAL LIST OF ENTERPRISES AND PRODUCTS
APPROVED TO BENEFIT FROM THE ECOWAS TRADE
LIBERALISATION SCHEME**

THE COUNCIL OF MINISTERS,

MINDFUL of Articles 10, 11 and 12 of the Revised Treaty establishing the Council of Ministers and defining its composition and functions;

MINDFUL of the Protocol dated 5th November, 1976 defining the concept of products originating from ECOWAS Member States, and its subsequent amendment Acts;

MINDFUL of Decisions C/DEC.3/6/88 and C/DEC.4/7/92 dated 21st June, 1988 and 25th July, 1992 of the Council of Ministers defining the procedure for approval of industrial enterprises and products to benefit from the ECOWAS Trade Liberalisation Scheme;

MINDFUL of Decision A/DEC.6/7/92 dated 29th July, 1992 of the Authority of Heads of State and Government of

ECOWAS on the adoption and implementation of a single trade liberalisation scheme for products originating from Member States of the Community;

MINDFUL of Decision A/DEC.4/7/96 dated 27th July, 1996 abolishing the criterion relating to the level of participation of community nationals in the equity capital of enterprises wishing to benefit from the trade liberalisation scheme;

ON THE RECOMMENDATION of the forty-first meeting of the Trade, Customs, Immigration, Money and Payment Commission, held in Bamako from 27th to 30th November, 2000.

ENACTS**ARTICLE 1**

The industrial enterprises and products fulfilling the ECOWAS rules of origin and which are featured on the list hereto annexed are approved to benefit from the ECOWAS Trade Liberalisation Scheme.

ARTICLE 2

The Executive Secretariat shall give each enterprise concerned an approval number which must be stated on the certificate of origin and on the ECOWAS customs declaration.

ARTICLE 3

Member States and the Executive Secretariat shall take all necessary measures to ensure application of this Regulation.

ARTICLE 4

This Regulation shall be published in the Official Journal of the Community by the Executive Secretariat within thirty (30) days after signature by the Chairman of the Council of Ministers. It shall also be published by each Member State in its National Gazette within the same time-frame.

DONE AT BAMAKO, THIS 12TH DAY OF DECEMBER, 2000



**MR. BACARI KONE
CHAIRMAN
FOR THE COUNCIL**