

**FORTY-NINTH SESSION OF THE
COUNCIL OF MINISTERS**

DAKAR, 26-28 JANUARY, 2003

**REGULATION C/REG.11/01/03
APPROVING THE COMPENSATION
BUDGETS FOR LOSS OF REVENUE
SUFFERED BY ECOWAS MEMBER
STATES IN 2000, 2001 AND 2002 AS A
RESULT OF THE LIBERALISATION OF
INTRA-ECOWAS TRADE.**

THE COUNCIL OF MINISTERS,

MINDFUL of Article 10, 11 and 12 of the Treaty establishing the Council of Ministers and defining its composition and functions.

MINDFUL of Decision A/DEC/8/5/79 of the Authority of Heads of State and Government, dated 29th May, 1979 relating to the consolidation of customs duties and taxes of equivalent effect and non-tariff barriers.

MINDFUL of Decision A/DEC.19/5/80 of the Authority of Heads of State and Government, dated 28th May, 1980 relating to compensation procedure for loss of revenue suffered by ECOWAS Member States as a result of the liberalization of intra-ECOWAS trade.

MINDFUL of Decision A/DEC.1/5/83 of the Authority of Heads of State and Government relating to the adoption and implementation of the single trade liberalization scheme to industrial products originating from Member States and the amendment thereto embodied in Decision A/DEC.6/6/89, dated 30th June, 1989.

MINDFUL of the Decisions and Regulations listing enterprises and products approved to benefit under the ECOWAS trade liberalization scheme.

CONSIDERING the applications for compensation of loss of revenue submitted by Benin and Togo for the importation of approved industrial products in 2000, 2001 and 2002.

CONSIDERING the report of the forty fourth meeting of the Trade, Customs, Taxation, Statistics, Money and payments Commission held Abuja from 15 to 16 November 2002.

ON RECOMMENDATION of the twenty-eight meeting of the Administration and Finance Commission held in Abuja from 18 to 25 November 2002.

ENACTS

ARTICLE 1

The compensation budget for loss of revenue suffered by ECOWAS Member States as a result of the liberalization of intra-ECOWAS trade are hereby approved, in the amount of two billion one hundred and fifty million nine hundred and seventy four thousand two hundred and six CFA francs (2,150,974,206 FCFA), which breaks down as follows:

- a) Nine million, three hundred and forty thousand, and thirty two francs CFA (9,340,321) for 2000;
- b) One million, four hundred and twenty four million, three hundred and ninety seven thousand, two hundred and fifty tree francs CFA (1,424,397,253) for 2001
- C) Seven hundred and seventeen million, two hundred and thirty six thousand, six hundred and thirty two francs CFA (717236632) for 2002.

Tables I and II annexed hereto indicate the share of contributions owed to the compensation budget by each exporting Member State.

ARTICLE 2

The ECOWAS Executive Secretariat and the ECOWAS Fund shall be responsible for payment to the Member States having suffered loss of revenue, of the amounts recorded in the compensation budgets for 2000, 2001 and 2002.

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 in the National Gazette of each Member State within the same time-frame.

DONE AT DAKAR, THIS 28TH DAY OF JANUARY, 2003



HON. CHEIKH TIDIANE GADIO
CHAIRMAN
FOR COUNCIL

TABLEAU I: DE RECETTES DU BENIN

(en francs CFA)

ETATS MEMBERS MONTANT BDES CONTRIBUTIONS

TABLEAU II: PERTE DE RECETTES DU TOGO

(en francs CFA)

ETATS MEMBERS MONTANT BDES CONTRIBUTIONS

DAKAR, 26-28 JANUARY, 2003

REGULATION C/REG.12/01/03 ON THE ADDITIONAL LIST OF ENTERPRISES AND PRODUCTS APPROVED UNDER THE ECOWAS TRADE LIBERALISATION SCHEME.

THE COUNCIL OF MINISTERS,

MINDFUL of Article 10, 11 and 12 of the 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 Member States of the Community.

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 on the cancellation of the criterion relating to the level of participation of community nationals in the equity capital of enterprises.

MINDFUL of Regulation C/REG.3/4/02 dated 23rd April 2002 of the council of Ministers defining the procedure for approval of industrial enterprises and products under the ECOWAS Trade Liberalisation Scheme.

ON THE RECOMMENDATION of the forty-fourth of the Trade, Customs, Taxation, Statistics, Money and payments Commission held in Abuja from 15th to 16th November 2002.

ENACTS

ARTICLE 1

The Industrial enterprises and products

fulfilling the ECOWAS rules of origin listed in the attached annex are approved for approval for the benefit of preferential treatment under the ECOWAS Trade Liberalisation Scheme.

ARTICLE 2

The Executive Secretariat shall give each enterprises concerned, an approval number which must feature on the certificate of origin and on the ECOWAS customs declaration form and inform Member States accordingly.

ARTICLE 3

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

ARTICLE 4

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 in the National Gazette of each Member State within the same time-frame.

**DONE AT DAKAR, THIS 28TH DAY OF
JANUARY, 2003**



HON. CHEIKH TIDIANE GADIO
CHAIRMAN
FOR COUNCIL

FORTY-NINTH SESSION OF THE COUNCIL OF MINISTERS

DAKAR, 26-28 JANUARY, 2003

REGULATION C/REG.13/01/03 APPROVING THE WORK PROGRAMME OF THE EXECUTIVE SECRETARIAT FOR THE 2003 FINANCIAL YEAR.

THE COUNCIL OF MINISTERS,

MINDFUL of Article 10, 11 and 12 of the Treaty establishing the Council of Ministers and defining its composition and functions.

HAVING CONSIDERED the work Programme of the Executive Secretariat for the 2003 Financial Year proposed by the Twenty-eighth meeting of the Administration and Finance Commission held in Abuja, from 18th to 25 November 2002.

ENACTS

ARTICLE 1

The work Programme attached hereto is hereby approved and shall be executed by the Executive Secretariat during the 2003 financial year.

ARTICLE 2

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 in the National Gazette of each Member State within the same time-frame.

**DONE AT DAKAR, THIS 28TH DAY OF
JANUARY, 2003**



HON. CHEIKH TIDIANE GADIO
CHAIRMAN
FOR COUNCIL