

Date: 31-December 2009
Corresponding to:
14 Muharram 1431H

Emirate Of Abu Dhabi
General Secretariat Of The Executive Council

The Official Gazette

The Thirty Eight Year - The Twelve Edition



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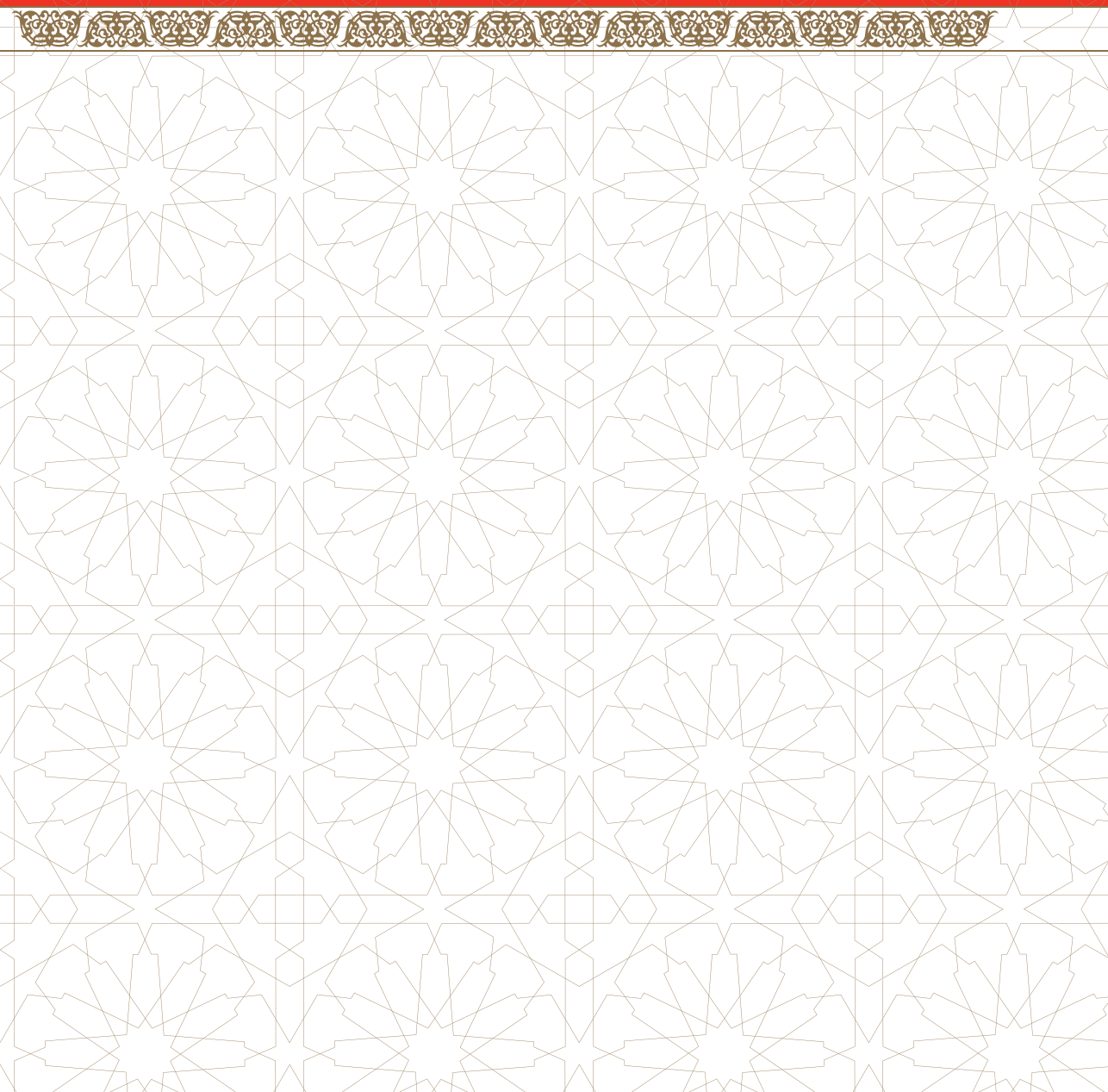
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Laws

Laws



Law No. (20) of 2009
concerning the amendment of some provisions of
Law No. (7) of 1997 concerning the establishment of
Abu Dhabi Polymers Company Limited (Borouge)

We, Khalifa bin Zayed Al Nahyan, Ruler of Abu Dhabi;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the Governmental Body in the Emirate of Abu Dhabi and its amendments;
- Law No. (2) of 1971 concerning the National Advisory Council and its amendments;
- Law No. (7) of 1971 concerning the establishment of Abu Dhabi National Oil Company and its amendments;
- Law No. (1) of 1988 concerning the establishment of Supreme Petroleum Council;
- Law No. (7) of 1997 concerning the establishment of Abu Dhabi Polymers Company Limited (Borouge);
- The Federal Law No. (8) of 1984 concerning the commercial companies and its amendments; and
- Based on what was presented to and approved by the Executive Council;

Issued the following law:

Article (1)

Article (2) of the aforesaid Law No. (7) of 1997 shall be replaced by the following:

The company's objectives shall be to perform the following:

- 1.To own, establish, maintain and operate factories in the Emirate of Abu Dhabi for the production of petrochemicals which include Ethylene , Polyethylene , Propylene , Polypropylene and any other chemicals products in accordance with what is decided by the shareholders.
- 2.To store, transport and sell the above mentioned industry products.
- 3.To practice all the operations, actions and activities necessary for the good conduct of the company's operation within or outside the Emirate of Abu Dhabi, and which are adopted by the board of directors.

Article (2)

This law shall be published in the Official Gazette and be effective from the date of its issuance.

Khalifa bin Zayed Al Nahyan
Ruler of Abu Dhabi

Issued by us in Abu Dhabi
Date:20 December 2009
Corresponding to:
3 Muharram 1431 Hijri

Law No. (21) of 2009 concerning the establishment of the Emirates Nuclear Energy Corporation

We, Khalifa bin Zayed Al Nahyan, Ruler of Abu Dhabi;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the Governmental Body in the Emirate of Abu Dhabi and its amendments;
- Law No. (2) of 1971 concerning the National Advisory Council and its amendments;
- Federal Law No. (8) of 1984 concerning the commercial companies and its amendments;
- the Federal Decree Law No. (6) of 2009 concerning the peaceful uses of nuclear energy; and
- Based on what was presented to and approved by the Executive Council;

Issued the following law:

Chapter (1) Definitions

Article (1)

In implementing the provisions of this Law and unless otherwise indicated in the context hereof, the following words and phrases shall have the meanings corresponding thereto:

The State

The United Arab Emirates.

The Emirate

The Emirate of Abu Dhabi.

The Authority	The Federal Authority for Nuclear supervision.
The Government	The Government of the Emirate.
The Executive Council	The Executive Council of the Emirate.
The Corporation	The Emirates Nuclear Energy Corporation.
The Board of Directors	The Board of Directors of the Corporation.
The Chairman	The Chairman of the Board of Directors.

Chapter (2)

Establishment and Objectives

Article (2)

Pursuant to the provisions of this Law, a Corporation named "The Emirates Nuclear Energy Corporation" shall be established. It shall have an independent legal personality and shall enjoy full capacity to practice its activities and achieve its objectives. It shall have financial and administrative independence to run its affairs, and it shall be fully owned by the Government.

Article (3)

The Head Office of the Corporation shall be in the City of Abu Dhabi.

The Board of Directors of the Corporation may establish offices, branches or agencies within the United Arab Emirates or abroad.

Article (4)

1. The Corporation aims to develop, build, finance, operate, maintain, manage and own nuclear reactors for peaceful

purposes of energy generation and water desalination, and to practice all other necessary activities pertinent thereto including the establishment of companies to carry out these activities as well as the commercial and industrial activities within and outside the State, and within the limits of the objectives lawfully stated for the Corporation provided that they do not contravene the provisions of the aforesaid Federal Decree Law No. (6) of 2009.

2. In order to achieve its objectives, the Corporation may carry out the following activities:

- a. Own, lease, let, dispose of, develop and invest in movables and immovables within the limits of the objectives stated thereto.
- b. Own, lease and let ships, tankers and all other means of transportation to export and transport nuclear materials or waste, and to import materials required for the generation of nuclear energy.
- c. Borrow money from third parties, issue warranties and grant any other guarantees including mortgaging the Corporation movable and immovable's assets and money after obtaining the approval of the Executive Council.
- d. Open and maintain bank accounts with banks.
- e. Perform other matters related to the Corporation's objectives and activities as deemed necessary by the Board of Directors for the interest and benefit of the Corporation.
- f. Any other activities within the limits of the objectives assigned to it and approved by the Executive Council.

Chapter (3)

The Corporation's Term and Finance

Article (5)

The term of the Corporation shall be (99) years effective from the date of issuance of this Law, and shall be automatically renewed for similar consecutive terms unless a resolution is issued by the Executive Council to terminate the Corporation.

Article (6)

- a-The Corporation's capital has been set at AED 370,000,000 fully paid by the Government; said shares may not be assigned or transferred except with the approval of the Executive Council.
- b-The Board of Directors, acting as the general assembly, may decrease, increase, amend or restructure, in any other form, the Corporation capital in a manner that helps the Corporation to achieve its objectives, subject to the approval of the Executive Council.
- c-The Board of Directors may ,subject to the approval of the Executive Councils,
issue negotiable bonds or instruments

Article (7)

The financial year shall commence on the first of January and expire on the last day of December of each year with exception of the first year which shall begin from the day

of issuance of this Law and expire on the last day of December of the following year.

Article (8)

The Corporation shall be funded through:

- 1.Proceeds allocated thereto by the Government.
- 2.Proceeds acquired from carrying out of its activities.
- 3.Any other funding resources approved by the Board of Directors, and a resolution of which shall be issued by the Executive Council.

Chapter (4)

The Corporation's Management

Article (9)

- 1.The Corporation shall operate in accordance with the bylaws and the financial, administrative, personnel, tenders and procurement regulations issued by the Board of Directors.
- 2.The Board of Directors shall form the Corporation's General Assembly.
- 3.The Board of Directors shall report periodically to the Executive Council provided that it submits a detailed report on the Corporation's activities and its financial status every six months.
- 4.The Corporation employees shall be subject to the applicable civil service law and regulations in the Emirate to the extent that they do not conflict with the administrative regulations issued by the Board of Directors.

Article (10)

The Board of Directors shall assume the Corporation's management, and it shall consist of at least five members including the Chairman and Vice-Chairman; their appointment, remunerations and bonuses shall be specified by an Executive Council resolution. Membership term shall be three renewable years.

Article (11)

The Board of Directors shall be the supreme authority in the Corporation and it shall have full authority necessary to issue all regulations deemed appropriate to operate and run the Corporation and its activities. The Board of Directors may delegate any of its authorities to the Board Chairman or Vice-Chairman or any Board member or any senior officials in the Corporation. The Board of Directors shall assume the following:

- 1.To lay down strategies, plans and programmes of the Corporation, and follow up their implementation in a way to achieve its objectives.
- 2.To issue the Corporation organisational structure.
- 3.To issue the regulations, bylaws and resolutions pertaining to the operation and management of the Corporation, and to enhance its activities, financial, administrative affairs and

human resources in harmony with its objectives, purposes and circumstances, in a manner that provides speed and flexibility for the Corporation with respect to accomplishing the works entrusted thereto.

- 4.To approve the Corporation annual budget and closing account, and report the same to the Executive Council for endorsement.
- 5.To enter into contracts with natural or artificial persons for the sale or purchase of goods and services.
- 6.To prosecute all judicial lawsuits and proceedings as well as arbitration procedures ensuing from the company's activity.

Article (12)

The Corporation's board of directors shall appoint one or more chartered auditor to audit the Corporation's accounts and financial statements , and to determine his/her appointment term and annual remuneration. The auditor shall have the right to inspect the Corporation's records, statements and accounting books to ascertain their verity.

Chapter (5)

General provisions

Article (13)

- The Corporation shall be exempted from all local taxes.
- The Corporation shall not be subject to the tender, auction

and procurement laws and regulations applicable to governmental departments, authorities and establishments instituted in the Emirate to the extent where these laws and regulations stand in conflict with such regulations issued by the Board of Directors in accordance with the provisions of this Law.

Article (14)

The Corporation shall be committed to implement an effective plan to recruit and train U.A.E Nationals so as to qualify them technically and administratively to run the Corporation operations and activities as soon as possible.

Article (15)

Where a special provision is not provided for in the Corporation regulations, bylaws and resolutions, the applicable civil service law and regulations in the Emirate shall apply to the Corporation's personnel.

Nationals shall be subject to the Civil Pensions and Retirement Benefits Law applicable in the Emirate.

Article (16)

Upon dissolution, the Corporation's rights and obligations shall revert to the Government.

Article (17)

This law shall be implemented and effective from the date of its issuance, and shall be published in the Official Gazette.

Khalifa bin Zayed Al Nahyan
Ruler of Abu Dhabi

Issued by us in Abu Dhabi
20 December 2009
Corresponding to:
Date: 3 Muharram 1431 Hijri

The top and bottom margins of the page feature a repeating geometric pattern of interlocking stars and polygons in a light beige color. A thin, ornate gold-colored border separates this pattern from the central red section.

Amiri Decrees

Amiri Decrees

**Amiri Decree No. (14) of 2009
concerning the appointment of the
director of the Ruler's Representative Office
in the Western Region**

We, Khalifa bin Zayed Al Nahyan, Ruler of Abu Dhabi;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the Governmental Body in the Emirate of Abu Dhabi and its amendments;
- Law No. (20) of 2006 concerning the reorganisation of the two Ruler's Diwans in the Eastern and Western Regions;
- The Amiri Decree No.(6)of 2009 concerning the appointment of the Ruler's Representative in the Western Region; and
- Based on what was presented to and approved by the Executive Council;

Issued the following decree:

Article (1)

H.E Sultan Khalfan Matar Al-Romaithi shall be appointed as a director of the Ruler's Representative Office in the Western Region at a grade of an undersecretary department with a basic salary of AED 55,000.

Article (2)

This decree shall be effective from the date of its issuance and shall be published in the Official Gazette.

Khalifa bin Zayed Al Nahyan
Ruler of Abu Dhabi

Issued by us in Abu Dhabi
Date: 7 December 2009
Corresponding to:
20 Thi Al-Hijja 1430 Hijri



Chairman of the Executive Council Resolutions

Chairman of the Executive Council
Resolution No. (85) of 2009
concerning the reformation of the
board of directors of Khalifa Fund for
Enterprises Development

We, Mohamed bin Zayed Al Nahyan, Crown Prince and
Chairman of the Executive Council;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the
Governmental Body in the Emirate of Abu Dhabi and its
amendments;
- Law No. (14) of 2005 concerning Khalifa Fund for
Supporting and Developing the Small and Medium
Enterprises in the Emirate of Abu Dhabi and its amending
Law No. (13) of 2009;
- Chairman of the Executive Council Resolution No. (46) of
2006 concerning the Chairman of the Board of Directors of
Khalifa Fund for Supporting and Developing Small and
Medium Enterprises;
- Chairman of the Executive Council Resolution No. (54) of
2006 concerning the appointment of members of the Board
of Directors of Khalifa Fund for Supporting and Developing
Small and Medium Enterprises; and
- Based on what was presented to and approved by the
Executive Council;

Issued the following resolution:

Article (1)

The Board of Directors of Khalifa Fund for Enterprises Development shall be reformed under the chairmanship of H.E Husain Jasem Al Nuwais and the membership of Their Excellencies and gentlemen:

- 1.Mohamed Omar Abdulla
- 2.Abdulla Ali Musleh Al Ahbabi
- 3.Waleed Ahmad Al Mokarrab
- 4.Abu Baker Siddiq Khouri
- 5.Saif Mohamed Al-Hajiri
- 6.Jamal Salem Obaid Al-Dhahiri

Article (2)

The term of the board membership shall be three renewable years.

Article (3)

This resolution shall be effective from the date of its issuance and shall be published in the Official Gazette.

Mohamed bin Zayed Al Nahyan
Crown Prince
Chairman of the Executive Council

Issued by us in Abu Dhabi
Date:10 December 2009
Corresponding to:
23 Thi Al-Hijja 1430 Hijri

Chairman of the Executive Council
Resolution No. (86) of 2009
concerning the formation of the
board of directors of the Emirates Nuclear
Energy Corporation

We, Mohamed bin Zayed Al Nahyan, Crown Prince and
Chairman of the Executive Council;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the
Governmental Body in the Emirate of Abu Dhabi and its
amendments;
- Law No. (21) of 2009 concerning the establishment of the
Emirates Nuclear Energy Corporation ; and
- Based on what was presented to and approved by the
Executive Council;

Issued the following resolution:

Article (1)

The Board of Directors of the Emirates Nuclear Energy
Corporation shall be formed under the chairmanship of
H.E Khaldoun Khalifa Al-Mabarak and the membership of:

- | | |
|---|---------------|
| 1.H.E Sheikha Lubna bint Khaled Al-Qasimi | Vice-Chairman |
| 2.Mr. Jasem Mohamed Al-Za'abi | Member |
| 3.Mr. Mohamed Saho Al-Suwaidi | Member |
| 4.Mr. David Ferlyn Scott | Member |

Article (2)

The term of the board membership shall be three renewable years.

Article (3)

An annual bonus of AED 100,000 shall be paid to each of the Chairman and the members of the board of directors.

Article (4)

This resolution shall be effective from the date of its issuance and shall be published in the Official Gazette.

Mohamed bin Zayed Al Nahyan
Crown Prince
Chairman of the Executive Council

Issued by us in Abu Dhabi
Date: 23 December 2009
Corresponding to:
6 Muharram 1431 Hijri

Chairman of the Executive Council
Resolution No. (87) of 2009
concerning the formation of a committee
to lay down and implement
water and agricultural strategy in the
Emirate of Abu Dhabi

We, Mohamed bin Zayed Al Nahyan, Crown Prince and
Chairman of the Executive Council;

Having reviewed:

- Law No. (1) of 1974 concerning the reorganisation of the
Governmental Body in the Emirate of Abu Dhabi and its
amendments;
- Law No. (2) of 2005 concerning the establishment of
Abu Dhabi Food Control Authority amended by Law No.
(5) of 2007;
- Law No. (16) of 2005 concerning the reorganisation of the
Environment Authority-Abu Dhabi amended by Law No.
(5) of 2009;
- Law no.(17) of 2005 concerning the establishment of the
Abu Dhabi Sewerage Services Company and its
amendments; and
- Based on what was presented to and approved by the
Executive Council;

Issued the following resolution:

Article (1)

A permanent committee shall be formed to lay down and implement the water and agricultural strategy in the Emirate of Abu Dhabi under the Chairmanship of H.E Mohammad Ahmad Al-Bawardi, Vice-Chairmanship of H.E Majed Ali Al-Mansouri and the membership of Their Excellencies and gentlemen:

1. Rashed Mubark Al-Hajiri - Head/ Department of municipal Affairs.
2. Khalifa Mohamed Hamed Fares Al - Mazrouei - Director -General/ Municipality of Abu Dhabi City.
3. Dr. Matar Mohamed Saif Al-Nu'aimi - Director - General / Municipality of Al Ain City.
4. Humoud Humaid Al-Mansouri - Director-General/ Municipality of the Western Region.
5. Rashed Khalfan Al-Shreeqi - Director-General/ Abu Dhabi Food Control Authority.
6. Mubarak Obeid Al-Dhahiri - Abu Dhabi Sewerage Services Company.
7. Ahmad Saif Al-Darmaki - Abu Dhabi Water and Electricity Authority.
8. A representative from the Organisation and Control Office of Water and Electricity Sector.

Article (2)

The committee shall assume the following:

1. To survey all water resources in the Emirate including ground

- water, desalination water and treated sewerage water, and specify present and future usage priorities of these resources.
- 2.To review the latest technologies for water production and treatment, to adopt the development of such technologies, and to utilise renewable energy resources in water production.
 - 3.To collect data on water resources and the fields of its utilizations including agriculture, forestry, industry, domestic utilizations and recreation, and to set up a database for water resources and its utilisations.
 - 4.To evaluate and review the policies and strategies related to the treatment and reutilisation of sewerage water, and to consider the best methods of its utilization in the agricultural sector and the extent of its contribution in food self-sufficiency.
 - 5.To review and analyse the criteria pertaining to the feeding of ground water in order to provide a strategic supply, and to lay down a plan for providing water resources in emergencies.
 - 6.To study ways of rationing water consumption in various sectors, and to activate the implementation of guidelines to execute the water and treated sewerage networks.
 - 7.To study the latest technologies in agriculture and irrigation to contribute in providing water supply and support food security.
 - 8.To study the usage of local plants in city and streets landscaping.

- 9.To suggest institutional legislations and frames pertaining to the development and management of the water sector.
- 10.To study the proposal of establishing Abu Dhabi Water Council.

Article (3)

- 1.The committee shall be entitled to seek the assistance of whomsoever it deems appropriate from experts and consultants, and to form sub-committees to perform any of the tasks mentioned in article (2) of this resolution.
- 2.The committee shall hold periodical meetings every three months, and the committee chairman shall have the right to call the committee for other meetings whenever deemed necessary.
- 3.Committee resolutions shall be issued by the absolute The majority votes of attendants.
- 4.The committee shall review all submitted recommendations, reports and studies from the sub-committees, experts or consultants provided that it submits its recommendations to the Executive Council.

Article (4)

This resolution shall be effective from the date of its issuance and shall be published in the Official Gazette.

Mohamed bin Zayed Al Nahyan
Crown Prince
Chairman of the Executive Council

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