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Emirate Of Abu Dhabi
General Secretariat Of The Executive Council

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Amiri Decrees

Amiri Decrees

Amiri Decree No. (3) of 2010
concerning the reformation of the board
of directors of Abu Dhabi Investment Council

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. (16) of 2006 concerning the establishment of Abu Dhabi Investment Council;
- Amiri Decree No. (2) of 2007 concerning the formation of the board of directors of Abu Dhabi Investment Council;
and
- Based on what was presented to and approved by the Executive Council;

Issued the following decree:

Article (1)

The board of directors of Abu Dhabi Investment Council shall be reformed under our chairmanship and the membership of:

H.H Sheikh Sultan bin Zayed Al Nahyan

H.H Sheikh Mohammed bin Zayed Al Nahyan

H.H Sheikh Mansour bin Zayed Al Nahyan

H.H Sheikh Hamed bin Zayed Al Nahyan

H.E Mohamed Habroush Al-Suwaidi

H.E Khalifa Mohamed Al-Kindi (Delegated member)

H.E Younis Haji Khouri

Article (2)

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

Article (3)

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
Corresponding to: 30 March 2010
Date: 14 Rabi Al-Akher 1431 Hijri



Chairman of the Executive Council Resolutions

Chairman of the Executive
Council Resolutions

Chairman of the Executive Council
Resolution No. (17) of 2010 concerning the
Governance Committee of Abu Dhabi Emirate's Entities

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 2000 concerning civil retirement pensions and benefits of the Emirate of Abu Dhabi and its amendments;
- Law No. (1) of 2006 concerning civil service in the Emirate of Abu Dhabi, as amended by Law No. (1) of 2008;
- Law No. (18) of 2006 concerning the issuance of the financial system of the Emirate of Abu Dhabi government;
- Law No. (6) of 2008 concerning procurements, tenders and warehouses in the Emirate of Abu Dhabi;
- Law No. (14) of 2008 concerning Abu Dhabi Accountability Authority;
- Chairman of the Executive Council Resolution No. (13) of 2008 concerning the issuance of the departments governance system and the principles of institutional discipline in the Emirate of Abu Dhabi;

- Chairman of the Executive Council Resolution No. (37) of 2009 concerning the establishment of the public administration sector in the General Secretariat of the Executive Council;
 - Based on the Executive Committee's meeting on 13/12/2009 in which were approved the principles and the frames of governance; and
 - Based on what was presented to and approved by the Executive Council;
- Issued the following resolution:

Formation of the Committee

Article (1)

A temporary committee named the "Governance Committee of Abu Dhabi Emirate's Entities," shall be established under the chairmanship of H.E Hamad Al-Hurr Al-Suwaidi, Undersecretary of the Department of Finance, and the membership of:

1. H.E Dr. Ahmed Mubarak Al-Mazrouei, Deputy Secretary-General of the Executive Council
2. H.E Riad Abdel Rahman Al-Mubarak, Chairman of Abu Dhabi Accountability Authority
3. H.E Abdullah Ali Musleh Al-Ahbabi, Assistant Secretary-General of the Executive Council
4. H.E Ali Rashid Al-Ketbi, Assistant Secretary-General of the Executive Council for public administration sector
5. H.E Rashid bin Lahej Al-Mansoori, Director General of Abu Dhabi Systems & Information Centre

6. H.E Khaled bin Shaiban Al-Muhairi, Director of Support Services in Crown Prince Diwan

**Functions,
responsibilities and authorities of the committee
Article (2)**

The committee shall supervise the implementation of the governance principles and frames - which have been approved by the Executive Committee - in the fields of governmental Body (departments and public authorities), the financial system, civil service and public institutions; and it may, in particular, assume the following:

1. Prepare the unified operational frame for governance, financial system, governmental performance, human resources, and procurement in accordance with the adopted principles and frames.
2. Prepare relevant regulations, rules and manuals, in accordance with the operational frames, and ensure their effective application within a specified timeframe, provided that it includes the following:
 - Preparation of the governance rules of the governmental entities and public institutions.
 - Preparation of manuals for the fiscal policy, general budget and procurements, including the categorisation and classification of the accounts and specifying the output of each governmental entity.

- Transition from cash basis into accounting dual basis.
 - Preparation of a system for job description and classification.
 - Specification of the types and content of the reports related to finance, performance, human resources, procurement, and other reports as well as report audit mechanism.
3. Develop and implement the joint electronic infrastructure programme.
4. Form sub-committees and teams work to assist it in the performance of its functions, upon a resolution issued by the chairman of the committee. The committee may also seek the assistance of the employees of any of the governmental affiliated entities.
- The committee may seek the assistance of consultants and legal , financial and any other specialists and experts in order to perform the functions assigned to it, and the Department of Finance shall provide the necessary funding to cover their remunerations
 - The committee shall accomplish the functions assigned to it within a period not exceeding two years from the date of its first meeting. The first meeting shall be within one month from the date of issuing this resolution.

Committee Meetings

Article (3)

- The committee shall meet at least once every two months, or whenever the need arises, and upon the invitation of its

chairman. The meeting shall be considered valid if the majority of members are present. The committee shall appoint a rapporteur in its first meeting.

- The committee meetings agenda and other related documentation shall be prepared and submitted to the members within a reasonable time prior to the meeting.
- Committee resolutions shall be issued by a majority vote of the present members. Should there be a tie in votes, the chairman side shall have a casting vote.

Minutes of Meetings

Article (4)

Committee meetings and resolutions shall be documented by being included in minutes. The committee rapporteur shall send a copy of the minutes to the members and persons specified by the committee.

Committee Reports

Article (5)

The chairman of the committee shall submit a periodical reports concerning the progress of its work to the secretary-general of the Executive Council.

Final Provisions

Article (6)

- All governmental entities shall implement the committee resolutions and take appropriate procedures in this regard.

-All relevant entities must provide support and assistance to the committee.

Article (7)

Any provision contrary to the provisions of this resolution shall be repealed.

Article (8)

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: 15 March 2010
Corresponding to:
29 Rabi Al-Awal 1431 Hijri

Chairman of the Executive Council
Resolution No. (18) of 2010
concerning the issuance of the executive regulations
of Law No. (14) of 2005 as amended by
Law No. (13) of 2009 concerning
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 as amended by Law No.(13) of 2009 concerning Khalifa Fund for Enterprises Development;and
- Chairman of the Executive Council Resolution No. (3) of 2006 concerning the issuance of the executive regulations of Law No. (14) of 2005 concerning Khalifa Fund to Support and Develop Small and Medium Enterprises;

Issued the following resolution:

Article (1)

The provisions annexed to this resolution concerning the executive regulations of Law No. (14) of 2005 concerning Khalifa Fund for Enterprises Development, as amended by Law No. (13) of 2009, shall be effective.

Article (2)

- The aforesaid Chairman of the Executive Council Resolution No. (3) of 2006 shall be repealed.
- Any provision contrary to or inconsistent with the provisions of this resolution shall be repealed.

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: 15 March 2010
Corresponding to:
29 Rabi Al-Awal 1431 Hijri

**The executive regulations of Law No. (14) of 2005
as amended by Law No. (13) of 2009 concerning
Khalifa Fund for Enterprises Development**

**Chapter one
Definitions
Article (1)**

In the implementation and the application of the provisions of this regulation, the following words and phrases shall have the meanings corresponding hereto, unless otherwise indicated in the context:

The State:	The United Arab Emirates.
The Emirate:	The Emirate of Abu Dhabi.
The Executive Council:	The Executive Council of the Emirate
The Fund:	Khalifa Fund for Enterprises Development .
The Chairman:	The Chairman of the Fund's Board of Directors.
The Board of Directors:	The Fund's Board of Directors.
The Chief Executive Officer:	The Fund's Chief Executive Officer
The Enterprise:	The commercial, craftal, professional, industrial or developmental enterprise to be sponsored or in which the Fund owns shares.
The Entrepreneur:	A natural person(s) who is a national of the State and who applies for sponsoring and financing the enterprise.

The Nature of the Fund

Article (2)

The Fund is a public institution with an independent legal personality that has full capacity to exercise its activities and achieve its objectives.

Chapter two

The Fund

Article (3)

To achieve the objectives set forth in the aforesaid Law No. (14) of 2005, as amended by Law No. (13) of 2009, the Fund shall assume the following additional functions and authorities:

1. Encourage nationals to be engaged in free business, to establish and own small or medium developmental and industrial enterprises that provide jobs opportunities, and create a growing number of national companies and institutions necessary for the growth of the national economy, expanding its base and realising profits.
2. Support and study investment initiatives and ideas for small and medium developmental and industrial enterprises, as well as national plans to create such enterprises, assist them in completing relevant studies, and ensure its economical feasibility.

3. Provide expertise in financial , economical , technical , marketing,administrative,organisational and training aspects in order to properly follow up, operate and steer the enterprise to the right direction.
4. Serve the Emirate's strategic and economic policies through Emiratisation of the economic sector.
5. Enhance the spirit of initiativity and investment among nationals by supporting and sponsoring their investment initiatives in order to contribute to the diversification and development of the national economy, achieve citizen engagement in economic activities, and seek to accomplish more development and prosperity for the economy of the Emirate and the State.
6. Create mechanisms that facilitate cooperation and coordination between entrepreneurs in order to exchange experiences and establish complementary relationships that meet the direct interests of the entrepreneurs.
7. Provide a climate of transparency necessary for the achievement of the objectives of the Fund.
8. Provide loans or guarantees from local banks to small and medium industrial and developmental enterprises and finance private contracts and business transactions.
9. Invest its funds in the context of the objectives of its establishment including establishing companies to serve the objectives of the Fund and its projects.
10. Buy , sell, exchange and register movable and immovable property under its name.

Chapter three

Administrative Organisation of the Fund

Fund main office

Article (4)

The Fund main office shall be in the city of Abu Dhabi; the Board of Directors may decide to establish branches or offices inside or outside the State.

Board of Directors Authorities

Article (5)

The Board of Directors shall be specialised in laying down the general policy and supervising the proper management and achievement of the Fund's objectives in the light of the principles, basics and provisions stated in the aforesaid Law No. (14) of 2005, as amended by Law No. (13) of 2009. It shall, also, lay down the Fund's plans and programmes, monitor and evaluate its achievements. In order to do so, the Board of Directors shall have all authorities and competences including the following:

1. Laying down the Fund's policy in accordance with the objectives of its establishment.
2. Preparing and approving rules and plans of investing its funds.
3. Approving the Fund's budget and final accounts.
4. Accepting donations, gifts and wills that are consistent with the policy and objectives of the Fund.

5. Specifying the remunerations and bonuses of those whose assistance the Fund made use of, as well as those to whom it entrusts with providing studies, consultations, researches or other matters related to the Fund; and the Board may authorise the Chief Executive Officer to carry out the same.
6. Forming the Fund's committees, appointing their members, clarifying their authorities, specifying their powers, adopting their resolutions and recommendations, and supervising their work according to the system.
7. Delegating authorities and specifying the competencies of the Fund's Chairman, its Board of Directors and its Chief Executive Officer.
8. Forming administrative, technical, advisory or inquiry committee/s in any matter related to the Fund's operations.
9. Choosing a rapporteur for the Board of Directors.
10. Discussing the aspects of cooperation between the Fund and the relevant entities.
11. Organising scientific seminars and symposia with the aim of focusing the objectives of the Fund.

The Chairman of Board of Directors competences

Article (6)

The Chairman is the legal representative of the Fund and he shall exercise all the necessary authorities and competences to conduct the Fund's financial, administrative, contractual and commercial affairs. He may, in particular, assume the following:

1. Invite the Board of Directors to hold its meetings.
2. Chair the meetings of the Board of Directors.
3. Issue resolutions approved by the Board of Directors.
4. Sign the agreements concluded by the Fund to implement its activities.
5. Sign cheques,expending vouchers and all financial documents.
6. Supervise the implementation of the Board resolutions.
7. Represent the Fund before courts and third parties; he may delegate or authorise others to represent him.
8. Delegate certain authorities and competences to the Chief Executive and other staff of the Fund.

The Fund's Chief Executive Officer competences

Article (7)

The Fund's Chief Executive Officer shall assume the following:

1. Sign matters specified by the Board of Directors.
2. The administrative and financial supervision of the Fund's staff.
3. Prepare the Fund's annual report and submit the same to the Board of Directors.
4. Follow up the administrative,financial and technical aspects of the implementation of the Board of Directors resolutions.
5. Propose appointments of staff, experts and consultants, and present the same to the Board of Directors for approval in accordance with the prevailing systems.
6. Any other functions assigned to him by the Board of Directors or the Chairman of the Board of Directors.

Chapter four

The mechanism of Obtaining Fund Services

The Application and its Attachments

Article (8)

The Entrepreneur shall apply to receive the Fund's services by an application attached by the documents specified by the Board of Directors. The Board of Directors shall specify, by a Board resolution, the special conditions for receiving the Fund's services as well as the Fund's mechanism of contributing in enterprises.

The data

Article (9)

Before signing any agreement with the Entrepreneur, and whenever necessary, the Fund shall request data, information and additional safeguards concerning the financial status of the Entrepreneur and his capabilities. The Fund's Chief Executive Officer may collect information and enquiries from the Risk Bureau at the Central Bank, commercial banks, auditors and all parties with whom it deals. The Fund may also dispatch a fact - finding committee to assess the enterprise and its financial status in order to be sure of the solidity of the Entrepreneur's financial status.

Article (10)

The Fund's regulations and by - laws shall be issued by a resolution of the Board of Directors.

Chapter five

Financial Organisation of the Fund

Article (11)

The Fund shall have an independent budget which includes all expected revenues and expenses for the fiscal year. The Fund shall enjoy financial and administrative independence.

Article (12)

The resources of the Fund shall consist of the following:

1. Funds allocated to it by the Government of Abu Dhabi.
2. Donations, grants and subsidies received by the Fund and approved by the Board of Directors.
3. Revenues realised from the Fund's investments.
4. Savings realised from the budget of the previous year.
5. Any increase in the Fund's capital approved in accordance with the procedures specified by law.

Final provisions

Article (13)

Internal regulations of the Fund as issued by the Board of Directors shall specify the mechanism for fund disbursement and the persons authorised to conduct such transactions in addition to the Chairman.

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