

በበኒሻነጉል ጉሙዝ ክልላዊ መንግስት የክልል ምክር ቤት

ልሳነ ሕግ *ጋ*ዜጣ LISSANE HIG GAZETA

Of the Council of the Benishangul Gumuz Regional State

14ኛ ዓመት ቁጥር 76 አሶሳ መስከረም 2000 በቤኒሻነጉል ጉሙብ ክልላዊ መንግግስት በክልል ምክር ቤት ጠባቂነት የወጣ Issued Under the Auspice of the Council of Benishangul Gumuz Regional State

14Th Year No.76 Septembers, 2008 Assosa

ማውጫ

ስዋጅ ቁጥር 76/2000 ዓ.ም በቤኒሻንንስ ንሙዝ ክልሳዊ መንግስት ዋና ኦዲተር መሥሪያ ቤትን እንደ7ና ማቁቁሚያ አዋጅ

ስዋጅ ቁፕር 76/2000 ዓ.ም በቤኒሻንንስ ንሙዝ ክስሳዊ መንግሥት የዋና ኦዲተር

መ/ሥሪያ ቤትን እንደ7ና ስማቋቋም የወጣ ስዋጅ

የ**ኦዲት ስርዓትን ማጠናከር የክ**ልሱን ሲኮኖሚ በሚገባ ስመምራትና ስማስተዳደር የሚያስፈልገውን **ስስተማማኝ መረ**ጃ በ*ማግኘት* ረገድ ከፈተኝ **ስስተዋጽ**ኦ ያስው በመሆኑ፣

በልዩ ል¿ ¾ሰማትና አስተዳደር መስኮች የተሰማሩ የመንግስት ዲንሰመ ቤቶችና **673H**U ስስተደደር ተ7ቢውን የሂሣብ ዘዒፂሰ ስርዓት ፣ሰተሰተዓ **67**L ስሰባሰባቸው ፣ ስፈቃቀዳቸውና የንብረት **ስስተ**ዳደራቸው የመንግሥት eom ሕ*ጉ*ችን ፣ ደንቦችንና መመሪያዎችን ተከትሎ ወጸኔተዓ መሆኑንና አቅድና ንሮግራማቸውንም በቅልፕፍናና ኢኮኖሚያዊ በሆነ መንገድ በማከናወን የሚጠበቅባቸውን ግብ ማማሳታቸውን" ማረጋገጥ አስፈሳጊ ሆኖ በመገኘቱ፣

Content

Proclamation No. 76/2008

The Benishangul Gumuz Regional State office of the Auditor General Re-establishment proclamation

Proclamation No. 76/2008

A proclamation Issued to Re-establish Office of the Auditor General of the Benishangul Gumuz regional state

WHEREAS, Strengthening the Audit system has great contribution with regard to having access to reliable data necessary for proper management and administration of the Regional state economy;

WHEREAS, it is necessary to ascertain that the finical management of government offices and organizations which get involved in various development and administrative sectors follow proper accounting procedures that the manner of revenue collection, fund disbursement and property management is executed in directives and that their plans and programs are carried out efficiently and economically with a view to attaining their objectives;

የክልሱን ዋና ኦዲተርና የመሥሪያ ቤቱን የሙያ ነፃነት በይበልም ማረ*ጋ*ገጥ **አስፈ**ሳጊ ሆኖ በመ7ኝቱ፣

ክፍል **ሕንድ** ጠቅሳሳ ድንጋጌዎች

1. አምር ርዕስ

ችህ ስዋጅ «ቤኒሻንንስ ንሙዝ ክልሳዊ መንግስት ዋና ኦዲተር መሥሪያ ቤትን እንደ7ና ማቋቋሚያ ስዋጅ ቁዓር 76/2000 ዓ.ም.» ተብሎ ሲጠቀስ ይችሳል።

2. ትርዓሜ

የቃሱ ሕ7ባብ ሴሳ ትርንም የሚያሰጠው ካልሆነ በስተቀር በዚህ አዋጅ ውስጥ:-

- 1. «ምክር ቤት» ማስት የቤኒሻን*ጉ*ል *ጉ*ሙዝ ክልል ምክር ቤት ነው።
- 3. «ድርጅት» ማስት ማናቸውም በሙሱ ወይም በከፊል የክልሱ መንግሰት የሆነ የማምረቻ፣ የማከፋፈያ፣ የሕገልግሎት ሰጭ ወይም ሴሳ የንግድ ድርጅት ነው።

WHEREAS, audit is an instrument to prevail accountability transparency and good governance in government Offices and organizations with in Regional State structure.

WHEREAS, it is necessary to further ensure the professional independence of the Regional Auditor General and the office;

NOW, THEREFORE, in accordance with provisions of Article 49 sub-article 3(3)1 and 117(4) of the Revised Constitution of the regional, the following is hereby proclaimed.

PART ONE GENERAL Provisions

1. Short Title

This proclamation may be cited as "The Benishangul Gumuz regional State Office of the Auditor General Reestablishment proclamation 76/2008."

2. Definition

Unless the context requires otherwise, in this proclamation:

- "Council" means the council of the Benishangul Gumuz Region.
- "Regional Government Office" means Bureau, commission, Office, Authority, institution, Agency or any other Regional Government Office.
- "Organization" means any production distribution, service rendering or any other trading organization wholly or partially owned by the Regional State

4. «የተራድኦ ሂሣብ» ማስት ክልሳዊ መንግስቱ ወይም የዚሁ መንግስት ማናቸውም መሥሪያ ቤት ወይም ድርጅት በዓይነት ወይመ በፕሬ 7ንዘብ ከዕርዳታ ሰጪ ሸካሳት የተቀበሰው የብድር ወይም *የዕርዳታ* ሂሣብ ነው።

3. እንደ7ና ስስመቋቋም

ቤኒሻንንስ ንሙዝ ክልሳዊ መንግስት ዋና ኦዲተር መስሪያ ቤት /ከዚህ በኃሳ «መስሪያ ቤቱ» እየተባለ የሚጠራ/ የሕግ ሰውነት ያስውና ራሱን የቻስ የክልሱ መንግስት አካል ሆኖ በዚህ አዋጅ እንደንና ተቋቁሟል።

4. የመሥሪያ ቤቱ ዓሳማዎች

- 1. የክልሱን አቅድና በጀት በሚገባ ስመምራትና ስማስተዳደር የሚያስፈል7ውን አስተማማኝ መረጃ ስማግኝት የሚረዳ የኦዲት ስርዓት መመሥረትና ማጠናከር።
- 2. የክልሉ መንግስት 7ንዘብና ንብረት በሕግ መሠረት መሰብሰቡን፣ መጠበቁንና በሕግባቡ ሥራ ሳይ መዋሱን ማረ*ጋገ*ጥ፣
- 3. ሕግባብነት ካሳቸው ሕካሳት ጋር በመተባበር በክልሱ ውስጥ ¾ ሀዛብ ሕይያዝና የኦዲት ሙይ ሕንዲያዲያድማና እንዲዳብር ፕረት ማድረግ።
- 4. የክ**ልሱ መንግስት መስ**ሪያ ቤቶችና ድርጅቶች ሂሣብ ኦዲት የሚደረግበትን ደረጃ ማውጣትና ተግባራዊ መሆኑን መከታታል።

5. የመሥሪያ ቤቱ ስቂም

መሥሪያ ቤቱ የሚከተሱት ስካሳት ይኖሩታል፡-

- 1. ዋና ኦዲተር፣
- 2. ምክትል ዋና ኦዲተር፣

 "Donors Accountant" means any loan or assistance received in cash or in kind by the Regional Government or any office of same government or organization.

3. Re-establishment

Office of the Auditor General of the Benishangul Gumuz Regional State/herein after referred to as "The Office"/ is hereby re-established as an autonomous organ of the Regional state having its own juridical personality as per this proclamation.

4. Objectives of the Office

The Office, pursuant to this proclamation, shall have the following main objectives;

- 1. Establish and strengthen the audit system helpful for getting reliable information required for the proper management and administration of the plans and budget of the Region.
- 2. Ascertain that all receivable money and property of the Regional Government are collected, preserved and used properly in accordance with law.
- 3. Make efforts in cooperation with the concerned organs to promote and strengthen profession of accounting and auditing in the Region.
- Develop standards by which the accounts of the Offices and organizations of the Regional Government of same thereof.

5. Organization of the Office

The Office shall have the following organs:

- 1. An Auditor General;
- 2. A deputy Auditor General;

- 3. የሶዲት ዳይሬክተሮች፣
- 4. በተሰያየ ደረጀ የሚገኙ አዲተሮችና
- 5. ሴሎች ስስፈሳጊ ባስሙያወችና ድጋፍ ሰጪ ሠራተኞች።

6. ዋና መሥሪያ ቤት

የመስሪያ ቤቱ መደበኛ አድራሻ በአሶሳ ከተማ ሆኖ እንደስስፈሳጊነቱ በክልሱ ውስፕ በተሰያዩ ሥፍራዎች ቅርንጫፍ ጽ/ቤቶችን ሲያቋቁም ይችሳል።

ክፍል ሁስት ሥልጣንና ተግባር

- 7. የመሥሪያ ቤቱ ሥልጣንና ተግባር
 - 1. መሥሪያ ቤቱ በሕግ የተሰጠውን ተግባር ስማከናወን የሚያስፈል7ው ሥልጣን ሁሱ ይኖረዋል።
 - 2. በዚህ አጠቃሳይ አነጋፖር ሣይወሰን መሥሪያ ቤቱ:-
 - ሀ. የክልሱን መንግስት መሥሪጸ ቤቶችና ድርጅቶች ሂሣብ **ኦዲት ያ**ደርጋል፣ *ያ*ስደ*ር ጋ*ል።
 - ስ. ለክልሉ *መን*ግስት መሥሪያ ቤቶችና ድርጅቶች የተለንሱ **አ**ርዳታዋችንና ስጦታዎችን **ኦ**ዲት *ያ*ደር*ጋ*ል፣ *ያ*ስደር*ጋ*ል።
 - ሐ. የክልሱ መንግስት መሥሪያ ቤቶችና ድርጅቶች ጸስቶኙት ውጤት ሕጉን የተከተሰ፣ ኢኮኖሚያዊ በሆነ ሕሠራር የተፈጸመ መሆኑንና ተፈሳጊውን ግብ መምታቱን ስማረጋገጥ እንደፈስፈሳጊነቱ የክዋኔ ኦዲት ያደርጋል፣ ጸስÅርÒል፣

- 3. Audit Directors:
- 4. Auditors at various levels; and
- Other necessary professionals and supporting staff.

6. Head Office

The regular address of the Office shall be in Assosa, and may establish branch offices in various places in the Region as may be necessary.

PART TWO

POWERS AND DUTIES

7. Powers and Duties of the Office

- 1. The Office shall have all powers necessary for the performance of the duties entrusted to it by law.
- 2. Without being limited to the generality of this statement, the Office shall:
- A. Audit or cause same the accounts of the Regional Government offices and organizations;
- B. Audit or cause to be audited assistances and Regional Government offices and organizations;
- C. Carry out or cause to be carried out performance audit, as may be necessary, to ensure that the result brought by the Regional Government offices and organizations complies with law, is executed economically

and attains the desired objectives;

- መ. የክልል መንግስቱ መስሪያ ቤቶችና ድርጅቶች ስጠቃሳይ የቁፕፕር ስርዓት በበቂ *ሁኔታ መካዲፉን* በትክክስኝ መንገድና በብቃት ተግባራዊ መሆኑን ስማረ*ጋገ*ፕ የሀብት ቁፕፕር ኦዲት ያደርጋል፣
- ሠ. በንዳዩ ሳይ መንጀል ተፈጽሟል ብሎ በሚያምንበት ወይም ስመፈፀሙ በቂ ፍንጭ በሚያገኝበት በማናቸውም ጊዜ ሁሉ ከተጠቀሰው የገንዘብ መጠን በታች የሆነን ሂሣብ ኦዲት ማትረቶ አንደተጠበቀ ሆኖ የክልሱ መንግስት ዋጋው ከብር 500,000.00 /ሕምስት መቶ ሺህ ብር/ በሳጁ የሆነን ሥራ ስግል የሥራ ተቋራጮች ሂሣብ ኦዲት ያደርጋል፣ ያስደርጋል፣
- ረ. በመደበኛ ኦዲት ወቅት የሕሠራር ግድፈት ወይም ጉድስት ከመገኘቱ የተነሣ ሕንድ ሂሣብ በልዩ ሁኔ• ኦዲት ሕንዲደረግ በምክር ቤቱ፣ በመስተዳድር ምክር ቤቱ፣ በክልሱ ፍ/ቤቶች በሴሎች የመንግስት መሥሪያ ቤቶችና ድርጅቶች ሕንዲሁም በሕብረተሰቡ ሕማካኝነት የተጠየቀ • ንደሆነ በጉዳዩ ክብደት ሳይ ተመስርቶ ልዩ ኦዲት ያከናውናል፣
- ሰ. ከዚህ በሳይ በሰፈሩት ድንጋጌዎች መሠረት ያከናወነውን የኦዲት ሥራ ውጤት ሕግባብ ሳሰው የመንግስት መሥሪያ ቤት ወይም ድርጅት የበሳይ ኃሳፊ ያሣውቃል፣ የኦዲት ውጤቱ ወንጀል መፈፀሙን የሚያሣይ ሆኖ ሲ*ገ*ኝም ወዲያውኑ ሰሚመስከተው ሕካል ሪፖርት ያደርጋል፣
- ሽ. ጉዳዩ ከሚመስከታቸው መሥሪያ በቶች እና

- D. Carry out or cause to be carried out the examination of resources control audit to ensure whether the whole system of control of the Regional Government offices and organizations is adequately devised and implemented properly and efficiently;
- E. Whenever, the Auditor General believes or gets sufficient indications about commission of irregularities on the matter, limiting to effect audit an account below the stated sum of money, and when the Regional Government gives a contractual work, exceeding Birr 500,000.00 (Five Hundred thousand Birr) to private contractors on agreement, audit or cause same such accounts of private contractors related to government works;
- F. Undertake special audit assignment based on the seriousness of the matter when requested by the Council, Administrative Council, Regional Courts, other government offices and organizations as well as by the public at large owing to operational mistakes or irregularities to have been identified in the regular auditing period;
- G. Inform audit findings performed, in accordance with the provisions stipulated hereof, to Chief Head of the pertinent office or organization, and report to the concerned body where the audit findings reveal the commission of a crime;
- H. Issue directives of audit standards and operational

ድርጅቶች እንዲሁም ከፌዴራስና ከሴሎች ክልላዊ የኦዲት መሥሪያ ቤቶች ጋር በመመካከር የኦዲት Åረጽ /ስታንዳርድ/ና የሕሠራር ሥርዓት መወሰኛ መመሪያዎች ያወጣል። procedures in consultation with the concerned offices and organizations as well as Federal and other Regional audit offices;

- ቀ. ከሚመለከታቸው መሥሪያ ቤቶችና ድርጅቶች ጋር በመተባበር ስ ስ ስዓ ኦዲተሮች ተገቢውን ስልጠናና የሙያ ብቃት ማረጋገጫ ምስክርነት ይሠጣል፣ እንደ አሰፈሳጊነቱም የውስጥ ኦዲት ሪፖርት አንዲቀርብስት ሲጸደርግ ይችሳል፣
- ተ. የ7ንዘብና ኢኮኖሚ ልማት ቢሮ ስስ7ንዘብና የሂሣብ ሕጠባበቅ በሚያዘጋጃቸው የሕግና ደንብ ረቂቆች ሳይ ሕስፈሳጊውን ምክርና ሕስተያየት ይሰጣል፣
- ቸ. ከሚመሰከታቸው የፌዴራልና የክልል መንግስታት መስሪያ ቤቶች ጋር በመተባበር የሂሣብ አያያዝና የኦዲት ሙያ ትክከስኝውን ፈር ጁዞ እንዲዳብር ፕረት ያደርጋል፣
- በክልሱ ንጣሙ ጡስፕ በኦዴት **P** 4m ስሚያከናውኑ የሂሣብ ስዋቂዎች በሥራው መስክ ስመሠማራት የሚያስችስውን የምስክር ወረቀት ፣ ልጦሰይ ያዲሳል፣ ያግዳል፣ይሠርዟል፣
- ነ. ከፌዴራል መንግስት ዋና ኦዲተር መሥሪያ በት ጋር

- I. Provide the required training and certicate of competence thereto for internal auditors in cooperation with the concerned offices and organizations; be able to cause internal audit report to be submitted to it, as may be necessary;
- J. Impound such books, documents, ledgers vouchers and other materials related same where it has reasons to believe that an account has been kept in a criminal and dishonest manner;
- K. Provide the necessary advice and suggestion on drafts of rule and regulation prepared by the Finance and Economic Development Bureau regarding the keeping of finical and accounts;
- L. Made efforts, in cooperation with the pertinent Federal and Regional Government offices, that the accounting and auditing profession be promoted geared in the right direction;
- M. Issue, renew, suspend and cancel certificate of competence which enables those auditors performing audit profession and accountants carry out accounting in the Region to involve in the field;
- N. Issue a uniform directive in consultation with the Office of the Auditor of the Federal Government

በመመካከር የኦዲተሮችንና የሂሣብ አያያዝ ባስሙያዎችን የብቃት ማረጋ7ጫ የምስክር ወረቀት ስመስጠት ስማ7ድና ስመሠረዝ የሚያስችስና ወუነት ያስው መመሪያ ያወጣል፣ that enables to issue, suspend and cancel certificates of competence of auditors and accountants;

ኝ. የምስክር ወረቀቶችን በሚሰጠበትና በሚያድስበት ጊዜ በዚህ አዋጅ መሠረት በሚወጣ ደንብ የሚወሰነውን የአገልግሎት ዋጋ ያስፌል ኃል።

8. ውክልና ስስመስጠት

- 1. መሥሪጸ ቤቱ በ²,ህ አዋጅ አንቀጽ
 7 ንዑስ አንቀጽ 2 ከሬደል ተራ ቁጥር ሀ እስከ
 ረ በሰፈሩት ድንጋጌዎች ሥር የተመስከቱትን
 ስልጣንና ተግባራት እንደአስፈሳጊነቱ በፌዴራል
 ዋና ኦዲተር መሥሪያ ቤት፣ በሴሎች ክልሳዊ
 የኦዲት መሥሪያ ቤቶች ወይም ስግል የኦዲት
 ሥራ ድርጅቶች በውክልና ሲሰጥ ይችሳል።
- ድንጋጌ 2. በዚህ **ስ**ንቀጽ ንዑስ **ስ**ንቀጽ ውክልና የተሰጣቸው የኦዲት ለካስት መሠረት በመሥሪጸ ቤቱ **3/መጣ**ጡ ን ተዶሳዓ ደረጃና ጋኔሢለዓ ሥነ-ሥረዓት መከተልና የደረሱበትን ውጤት ስመሥሪያ በቱ *የማ*ሳው*ቅ* ኃሳፊነት ይኖርባቸዋል።
- 3. ይያሢመ በውክልና ስካሳት ቤቱ ተቀባይ የተደረ7ሙ **ኦ**ዴት የኦዴት ደረጃውን የተከተሰ መሆኑን ያረጋግጣል፣ ስስፈሳ*ጊ* ሆኖ ሲ7ኝም በኦዲት ተይላፃ **ስ**7ስግሎቱ ተደራጊ \mathbf{m} መሥሪያ ቤቶች እንዲሸፈን ያደርጋል።

ክፍል ሦስት

የክስሱ ዋና ኦዲተርና ምክትል ዋና ኦዲተር የስዃ<u>ዂ</u>ም ሥነ-ሥርዓት

9. የዕጩዎች ስቀራረብና የስሷሿም ሥነ-ሥርዓት

1. የክልሱ ዋና ኦዲተር እና ምክትል ዋና ኦዲተር በክልሱ ርዕሰ መስተዳድር **አቅ**ፊቢነት በምክር ቤቱ *የሾማ*ሉ… O. Charge fees, which to be determined by a regulation issued pursuant to this proclamation, while issuing and renewing certificate of competence.

8. Delegation

- The Office may delegate the powers and duties indicated under the provisions provided in sub-Article 2(a) to (e) of Article of this proclamation to the Office of the Federal Auditor-General, other Regional Audit Offices or to private audit operation organizations as deemed necessary.
- 2. The audit bodies which are delegated pursuant to the provision of Sib-Article 1 of this Article are responsibility bound to follow the auditing standards and procedures set by the Office and to notify the finding they attain to the Office.
- 3. The Office shall ensure that the audit carried out by delegated bodies comply with the auditing standards, and where found necessary it shall cause the expense of such audit service to be covered by the offices subject to auditing

PART THREE

Appointment procedure of Regional Auditor General and Deputy auditor General

9. Procedure for presenting and Appointing Appointees

 The council shall appoint the Auditor General and the deputy auditor General of the Region upon their recommendation by the Head of the Regional Government.

- ተሻሚዎች በኦዴት ሙይና 2. *b6*Di በፋይናንስ ሥሌ ጋኤመለ *እንዲሁም* በመንግስት ፖሲሲዎችና ስትራቴጂዎች **27**£ ተ7ቢው የትምህረት ዝግጅትና ስልጠና፣ የተካበተ የሥራ **ልምድና ስተማማኝ የብቃት ደረጃ እንዲኖራቸው** ያስፈል ጋል።
- 3. ከዚህ በሳይ በንዑስ ሕንቀጽ 2 ሥር የተደነ77ው ሕንደተጠበቀ ሆኖ እጩ ተዃሚዎቹ በታታሪነታቸው፣ በታማኝነታቸውና በሥነ-ምግባራቸው መልካም ስም *ያተረል* መሆን ይ7ባቸዋል።

10. ከፖስቲካ ፖርቲ አባልነት 7ስልተኝ ስስመሆን

- 2. በዚህ ሕንቀጽ ንዑስ ሕንቀጽ 1 ሥር የተደነገገው ቢኖርም ዋና ኦዲተራና ምክትል ዋና ኦዲተራ በþሰቲካ þርቲ "ጎስዓ ቶብተ"፣ በየተኛውም ደረጃ መሣተፍ ከፈሰጉ በቅድሚያ ሥራቸውን መልቀቅ ይኖርባቸዋል።

11. ክፍያና ጡሬታ

- 1. እንዲቀድም ተከተሳቸው የዋና ኦቴተሩና የምክትል ዋና ኦዲተሩ ደመወዝ፣ ለበልና ልዩ ልዩ ዓቅማ ዓቅሞች ስክልሱ ምክር ቤት እየቀረቡ ይወስናል።
- 2. ዋና ኦቴተሩና ምክትል ዋና ኦዲተሩ በአገልግሎት ዘመናቸው ማብቂያ ላይ አድሜያቸው ሰጡረታ ያልደረሱ ከሆነ አግባብ ባስው ሕግ መሠረት በየተኛውም የመንግስት መሥሪያ ቤት ወይም የልማት ድርጅቶች ተቀጥረው ወይም ተመደበው ሊያገለግሎ ይችሳሉ።

- 2. The appointees are required to have relevant educational background as well as training, accumulated experience and reliable degree of efficiency with regard to audit profession and finical management as well as government as well as government polices and strategies.
- Without prejudice to the stipulation under subarticle 2 hereof, appointees shall earn good reputation for diligence, honesty and good conduct.

10. Neutrality from Political Party Membership

- The Auditor General and the deputy auditor General shall be neutral from any political party membership.
- 2. Notwithstanding the stipulation under Subarticle 1 of this Article, the Auditor General and deputy auditor General shall cease to hold office where they seek to join a politic party and participate in any level.

11. Remuneration and Pension

- The salary, allowance and various benefits to the Auditor General and deputy auditor General respectively shall be determined being submitted to the Council.
- 2. Where the Auditor General and deputy General do not attain the retirement age at the end of their term of office, they may serve being employed or assigned in any government offices or enterprises in accordance with relevant law.

12. ተጠሪነቱ

13. የሥራ ዘመን

- የዋና ኦዲተሩና የምክትል ዋና ኦዲተሩ ¾ሥራ ዘመን ስስራ ሁስት ዓመት ይሆናል።

14. ተሺሚዎች ከኃሳፊነት ስስሚነሱበት ምክንይት

ማንኛውም የመሥሪያ ቤቱ ተሿሚ ከሚከተሱት ምክንያቶች በአንዱ ወይም በሴሳው ከኃሳፊነት ሲነሣ ወይም ከሥራ ሲሠናበት ይችሳል:-

- 1. በሕመም ምክንያት ሥራውን በሚገባ ስማከናወን የማደችል መሆኑ ሲረጋ7ተ፡-
- 2. ግልጽ የሆነ የሥራ ችሎታ ማነስ የሚታደበት ሆኖ ሲገኝ፣
- 3. በሥራ^{--,} ሳጁ ¾ሚያሣየው ቸለልተኝነት ሣቢያ ዓ**ኛተ**ኛ ወደም ምግባረ ብልሹ ሆኖ ሲገኝ፣
- 4. ሙስና ወደም ሕግን የሚጻረር የወንጀል ድርግት መፈጸሙ በበቂ ማስረጃ ሲረ*ጋገ*ጥ፣

12. Accountability

- The Office as well as the Auditor General shall be accountable to the Council.
- 2. The deputy Auditor General shall be accountable to Auditor General and the Council.

13. Term of Office

- 1. The term of Office of the Auditor General and the deputy auditor General shall be twelve years.
- Upon expiry of the term of Office specified under Sub-article 1 of this Article, the Council may reappoint the Auditor General and deputy auditor General upon confidence.

14. Grounds for Removal of Appointees

Any appointee of the Office may be suspended from responsibility or discharged from work upon one or the other following reasons:

- where it is ascertained that he is incapable of properly discharging his duties due to illness;
- 2. where he is of manifest incompetence;
- 3. Where he is guilty of neglect of duty or of malfeasances;
- 4. where it is confirmed with sufficient evidence commits corrupt practices or unlawful act;
- Where upon reaching the age of retirement determined by law without limiting to the power vested in the Council to extend the term of Office as it deems necessary;

- 6. የሥራ ዘመኑ ሲያበቃ፣
- 7. ተይነት ባስው የጤና ንድስት ወይም በቂ በሆነ ሴሳ ምክንያት በ7ዛ ፈቃዱ በጽሁፍ የሥራ መስቀቂጸ ዓጸቄ ሲጸቀርብ።

15. ክፍት የሥራ ቦታን ስለመሙላት

- 1. የክልሱ ዋና ኦዲተር በዚህ አዋጅ ሕንቀጽ 14 ሥር በተዘረዘሩት ምክንያቶች፣ ከኃሳፌነት የተነሣ፣ ከሥራ የተሠናበተ ወይም ከዚህ ዓስም በሞት የተሰየ ሕንደሆነ ምክትል ዋና ኦዲተሩ ሕርሱን ተክቶ ደሠራል።
- 2. የክልሱ ዋና ኦዲተር አና ምክትል ዋና ኦዲተር ቦታ በተመሣሣይ ጊዜ ክፍት የሆነ እንደሆነ የክልሱ ርዕሰ መስተዳድር ከኦዲት ዳይሬክተሮች ውስፕ እንዱን በጊዜያዊነት መድቦ ሲያሠራ ይችሳል።

ክፍል ስራት የክልሱ ዋና ኦዲተርና ምክትል ዋና ኦዲተር ስልጣንና ተግባር

16. የዋና ኦዲተሩ ሥልጣንና ተግባር

የክልሱ ዋና ኦዲተር የመሥሪያ ቤቱ የበላይ ኃላፊ በመሆን በዚህ አዋጅ አንቀጽ 7 ሥር ስመሥሪያ ቤቱ የተሰጠውን ሥልጣንና ተግባር በሥራ ሳይ ከማዋል በተጨማሪ ከዚህ የሚከተሱት ዝርዝር ስልጣንና ተግባራት ይኖሩታል፡፡

- 1. የ73ዘብና ኢኮኖሚ ልማት ቢሮ አዘጋጅቶ የሚልከውን የክልሱን መንግስት የተጠቃስስ ሂሣብ በስምንት ወራት ውስ**ም ኦዲት አድርን የተ**7ኝ ውን ውጤት ከ**ስ**ስተያየት ጋር ስቢሮው ይመልሣል፣
- 2. በዚህ ስዋጅ ሕንቀጽ 7 ንዑስ ሕንቀጽ 2 ከፌደል ተራ ቁፕር ሀ እስከ ረ በሰልሩት ድን*ጋገዎች መሠረት* የተከናወኑትን ተግባራት የሚገልጽ አመታዊ ዘገባ እያዘጋጀ ለምክር ቤቱ ጸቀርባል፣

- 6. Upon termination of his term of office;
- 7. Where he makes a written request to vacate the Office or account of continued ill health or for any other sufficient reason.

15. Following in a Vacant Position

- The Deputy auditor-General performs in the place of the Auditor-General of the Region where the latter gets removed from responsibility. discharged from work for reasons specified in under Article 14 of this proclamation or becomes deceased.
- Where the posts of the Auditor General and the Deputy Auditor General of the Region are simultaneously vacant, the Head of the Regional Government may temporarily assign one of the audit directors.

PART FOUR

Powers and Duties of the Regional Auditor General and Deputy auditor General

16. Powers and Duties of the Auditor General

The Auditor General of the Region being the Chief Head of the Office and in addition to implementing the powers and duties entrusted to the Office under Article 7 of this proclamation shall have the following specific powers and duties:

- Audit the annual accounts of the Regional Government prepared and submitted to him by the Finance and Economic Development Bureau within eight months of receipts and pass his recommendations thereon to the Bureau;
- Prepare and submit annual report to the Council describing performed activities pursuant to the powers vested in the Office under provisions provided in Sub-Article 2(a to e) of Article 7 of this proclamation;

- 3. ስምክር ቤቱ በሚቀርቡ የክልሱ መንግስት መሥሪያ ቤቶችና ድርጅቶች የኦዲት ሪፖርቶች ሳይ የመንግሰት በጀትና ሂሣብ ቋማ ኮሚቴ ተ7ቢውን ክትትል እያደረገ ወቅታዊ እርምጃ ስሰሚወሰዱበት ሁነታ ያማክራል፣
- 4. ዓመታዊና የተጠቃለለ ዘንባ ለማቅረብ አስከተወሰን ጊዜ ድረስ ሲቆዩ በማይችሉ፣ ስስፈሳጊና ስፋጣኝ ናቸው ብሎ ባሰመባቸው ጉዳዮች ሳይ ልዩ ዘንባ ስዘጋጅቶ ስምክር ቤቱ ያቀርባል።
- 5. ተግባሩን በሚገባ ስማከናወን ይቻስው ዘንድ መሥሪያ ቤቱን ያደራጃል፣
- 6. የመሥሪያ ቤቱን የበጀት ግምት ሕዘጋጅቶ ስምክር ቤቱ ያቀርባል፣ ሲፈቀድም፣በሥራ ሳይ ያውሳል፣
- 7. ስመሥሪያ ቤቱ የተፈቀደወ ሕጠቃሳይ በጅት ተግባርና ኃሳፌነቱን በተሟሳ ሁኔታ ስመወጣት በቂ ሆኖ ባልተገኝ ጊዜ የተጨማሪ በጅት ፈቃድን የሚመሰከት ልዩ ፕያቄ ስምክር ቤቱ ወይም ምክር ቤቱ በማይሰበሰብበት ጊዜ አርሱ ስሚወክሰው ሕካል ሲያቀርብ ይችሳል፣
- 9. ከተፈቀደው ዓመታዊ የሥራ ማስኬጃ በጀት ሳይ የሦስት ወር ድርሻ በቅድሚያ በመስሪያ ቤቱ የባንክ ሂሣብ ውስጥ *እንደዲቀመጥ ያደር ጋ*ል፣
- 10. የሠራተ**ኞችን ቅ**ምርና **ስስተ**ዳደር በክ<mark>ልሱ መንግስት</mark> ሠራተኞች ማስተዳደሪያ ሕግ፣ ደንብና መመሪያ መሠረት *ይ*ራ*ጽግ*ል፣
- 11. የመሥሪያ ቤቱ ኦዲተሮች ሲከተሱት የሚገባውን ´C´C ¾ሙዝ የሥነ- ምግባርስ መመሪያ ያዘጋጃል::

- Advise as to how Government budget and Finance standing committee properly follows up and takes periodic measures on audit reports of the Regional State offices and organizations submitted to the Council;
- 4. Submit a special report to the Council on any matters that should not be deferred pending the time scheduled for presenting the annual report;
- 5. Organize the Office so as to enable him to properly carry out his duties;
- 6. prepare and submit the budget estimate of the Office to the Council, and implement same up on approval,
- 7. May submit a special request concerning supplementary budget approval to the Council or to a body delegated by same in case of off session of the former where the total budget allocated for the Office is found to be inadequate to fully discharge its duties and responsibilities;
- Make decision on internal budget transfer in the Office in accordance with the basic principles of the Regional Government financial administration, as it deems necessary;
- Cause the successive three month appropriation of the annual approved operational budget of the Office to be deposited in advance into the bank account of the Office;
- Carry out the recruitment and administration of employees in accordance with the Regional Government employees administration law, regulation and directive;
- 11. Prepare detailed professional code of ethics with which the auditors of the Office have to comply;

- 13. ኃላፊንቱን በተሟሳ ሁኔ• ስመወጣት ይቻስው ዘንድ መጽሐፎችን፣ መዘክሮችን፣ መዝገቦችን፣ ሠነዶችንና ሴሎች መረጃዎችን ስመመልከትና አስፈሳጊ ሆኖ ሲያገኘው ከሕዝብ አቶልግሎት ሰጪ ተቋማት መረጃዎችን፣ ዘገባዎችንና ትንተናዎችን ጠይቆ መቀበል ይችሳል፣
- 14. ስምክር ቤቱ በሚቀርቡ የመንግስት ሂሣብ **ኦዲት ሪፖርቶች /የተጠቃሰስ ፈንድ ሂሣብ/፣ የመስሪ**ያ የሚ7ስጽ ቤቱን ሥራዎች ዓመታዊ ዘገባና ዘንባዎች ሳይ መፈረምን ሣይጨምር በዚህ አንቀጽ ሥር የተሰጡትን ስልጣንና ተግባራት በውክልና ሲሰፕ ። ሬሶቶይ

17. የምክትል ዋና ኦዲተራ ሥልጣንና ተግባር

- 1. የመሥሪያ ቤቱን የኦዲት ሥራዎች በማቀድ፣ በማደራጀት፣ በመምሪት፣ በማስተባበርና በመቆጣጠር ዋና ኦዲተሩን ይረዳል፣

ክፍል **አምስት** ልዩ ልዩ ድንጋጌዎች

18. ስለመስሪያ ቤቱ የሂሣብ ምርመራ

- 12. May contract out for professional services within the budget limit allocated for the Office where the need arises;
- 13. May have access to books, records ledgers, vouchers and other documents, and as when be deems it necessary, require and receive documents reports and analysis from public service providing institutions in order to fully discharge his responsibilities;
- 14. May delegate powers and duties provided in under this Article hereof except, the signing on audit reports of Government accounts, /consolidated fund account/ annual report describing the activities of the Office and on various reports.

17. Powers and Duties of the Deputy Auditor General

The Deputy Auditor General shall;-

- Assist the Auditor General in planning, organizing and directing, coordinating and controlling the audit activities of the Office;
- 2. Perform in the absence of the Auditor General or where incapable of the latter to carry out his functions;
- Carry out other functions assigned to him by the Auditor General.

PART FIVE

Miscellaneous Provisions

18. Audit of the Accounts of the Office

The accounts of the Office shall be audited by a qualified and independent auditor designated by the Council and the result presented to the Council thereof.

19. ስስኦዲት ሥርዓት፣ መሰንና የጊዜ 7ደብ

- 1. መሥሪያ ቤቱ ስንድን ሂሣብ **ሶ**ዲት ሲያደርግ *አን*ደነ*ገ*ሩ ሁኔታ ስንድ በአንድ በዝርዝር ወደም ዘዱ በአልፎ ሽልឥ የኦዴት 九川中ም ይችሳል:: ቢሆንም በዚህ አዋጅ ሕንቀጽ 7 ንዑስ ሕንቀጽ 2 ከሬደል ተራ ቁዓር ሀ አስከ መ በሰፈሩት ድንጋጌዎች መሠረት ሂሣቦችን ኦዲት አድርን በሚያቀርበው ዘንባ ውስጥ ስአያንዳንዱ ሃሣብ ተይኝዓ ዘዴጡን፣ ሁኔታና ፕልቀት መግሰጽ አሰበት፣
- 2. መሥሪያ ቤቱ የሚያከናውናቸው የኦዲት ሥራዎች ኦዲት ከሚደረግበት የበጹት ዓመት ወደኃሳ ከአምስት የበጅት ⁻ መታት ማስፍ የሰባቸውም። ነ7ር ግን ወንጀል ተፈጽሟል ብሎ ያመነ እንደሆነ አምስት የበጅት ዓመታት ወደኃሳ አልፎም ቢሆን ኦዲት ሲያደርግ ይችሳል።

20. የኦዲት ተደራጊዎች ማዲታ

- 2. መሥሪጸ ቤቱ እንዲቆጣጠራቸው በዚህ አዋጅ ስልጣን የተሰጠውን አካሳት ገንዘብ ወይም ንብረት የተረከበ፣ ወጪ ያደረገ፣ የከፈስ ወይም የሂሣብ ኃሳፊ የሆነ ማንኛውም ሰው ሲጠየቅ ሂሣቡን ኦዲት የማስደረግ ማኤታ አስበት።

19. Procedure, Scope and Period Limitation of Auditing

- 1. The Office may audit accounts in detail or by making use of system of sample checking as the circumstance being so. However, it shall state the auditing system, nature and depth for each account in the report which it presents having audited accounts in accordance with provisions provide in Sub-article 2 (a-d) of Article 7 of this proclamation:-
- 2. The Office shall not perform audits covering beyond a period of five fiscal years, prior to the auditing fiscal year, However, it may conduct auditing even prior to five fiscal years where it believes a crime to have been committed.

20. Duties of those Subject to Auditing

- Any person shall be duty bound where requested to immediately make available documents, oral evidences and /or other information that the auditor deems them necessary for auditing.
- Any person who has received, expended and paid money or property, or who is in charge of accounts of bodies, which the Office supervises in accordance with the power vested in it by this proclamation, shall be duty bound to get his accounts audited when requested.
- audit entities shall be duty bound to take corrective measure within a period exceeding not 45 days in accordance with recommendations given to take an appropriate measure concerning findings stated in reports sent by the Office, and notify the result of same thereof.

• ንዲመሰዱ በተሰጡ የማሻሻይ መሠረት ከ45 ቀናት ባልበለጠ ጊዜ ውስጥ ሕርምጃ የመውስድ አና ውጤቱን የማሣወቅ ማዴታ አሰባቸው።

4. ማን**ኛውም ኦዲት ተ**ደራጊ **ስካ**ስ መሥሪያ ቤቱ ተግባርና *ኃላፊነቱን ስ*መወጣት ይቻስው ዘንድ ስመደበው ኦዲተር ሥራውን ስማካሄድ *የሚያ*ስችስው የተሟሳ ቢሮና የሥራ መ**ገ**ል7ያ **ስዘጋጅ**ቶ የመስጠት ግዴታ **ስ**ሰበት::

21. የመተባበሩ ግዴታ

መሥሪጸ ቤቱ ስልጣኑና ተግባሩን ሥራ ላይ ስማ ል አንዲቻል ማንኝውም ሰው ስስፈሳጊውን ድጋፍ መስጠት ይኖሩታል።

22. የማስታወቂያ ግኤታ

የክልሱ ዋና ኦዲተር መሥሪያ በት የኦዲት ሥራ በሚያከናውንበት ጊዜ ወንጀል መፈጸሙን የሚያሣምን በቂ ምክንያት ያገኝ እንደሆነ ይህንኑ ስክልሱ ፍትህ ቢሮ እና ስሚመሰከታቸው ስካሳት የማስታወቅ ግዴታ ስሰበት።

23. ፕፋትና ቅጣት

ማንኛውም ሰው፡-

- 1. መሥሪጸ ቤቱ ስምርመራ አንዲቀርብስት የሚጠይቃቸውንና ተ*ገ*ቢነት ያሳቸውን ሠነዶች፣ የቃል ማስረጃዎችና ወይም ሴሎች መረጃዎች ያሳቀረበ፣
- 2. ሀሰተኝ መሆኑን እያወቀ እውነተኝ መሆኑን ስማመን ምክንያት ሣይኖረው ማናቸውንም መረጃ ስክልሱ *ዋና አዲተር የተጠ*፣
- 3. መ/ቤቱ ሥራውን በሚ7ባ እንዳያከናውን ያሰናከስ፣
- 4. በቂና ህጋዊ ምክንያት ሣይኖረው ከመሥሪያ ቤቱ በቀረቡ የኦዲት ሪፖርቶች ሳይ በተሰÖ የማሻሻያ አስተያየቶችና ሃሣቦች መሠረት *ወቅ ታዊ* • ና አ**ፕጋቢ • ርምጽ ጸ**ል" ሰÅ ፣

4. Any audit shall be duty bound to provide necessary office accommodations for any auditor assigned by the Office with a view to discharging its duties and responsibilities.

21. Duty to cooperate

Any person is duty bound to provide the necessary assistance in order to enable the Office to exercise its powers and duties.

22. Duty to Notify

The Office of the Auditor General of the Region is duty bound to notify to the Justice Bureau and the concerned bodies where in the course of its auditing have sufficient reasons to believe that an offence has been committed.

23. Offences and Penalty

Any individual who:-

- Fails to make available documents, oral evidences and /or any other information, which the Office requires for auditing and having relevancy thereto;
- 2. Imparts to Auditor General of the Region any information that he knows to be false or which he has no reason to believe to be true;
- 3. Obstructs the proper performance of the Office;
- fails to take timely and satisfactory measures with no adequate reason in accordance with recommendations given on audit reports presented by the Office;

5. የዚህን ስዋጅ ድንጋጌዎች እንዲራጸም በተጠየቀ ጊዜ ፌቃደኛ ሆኖ ያልተገኘ እንደሆነ ከስምስት •ስከ ሰባት ዓመት ሲደርስ በሚችል አስራት ወይም በብር 10,000.00 /ሕስር ሺህ ብር/ የ7ንዘብ መቀà ችም በሁስቱም ይቀጥላል።

24. ደንብና መመሪያ የማውጣት ሥልጣን

- ስዚህ ሸዋጅ ተፈፃሚነት የሚያስፈልጉትን ደንቦች ምክር ቤቱ ሲያመጣ ይችሳል።
- 2. መሥሪያ ቤቱ ስዚህ ሸዋጅና በሸዋጁ መሠረት ስሚወጡ ደንቦች ሙሱ ተፈፃሚነት የሚያግዙ ዝርዝር መመሪያዎችን ሲያወጣ ይችሳል።

25. የተሸሩና ተፈፃሚነት የማይኖራቸው ሕንች

- 1. የቤኒሻንንስ ንሙዝ ክልሳዊ መንግስት ዋና ኦዲተር መሥሪያ ቤትን ሰማቋቋም የመጣው አዋጅ ቁፕር 6/1989 ዓ.ም. በዚህ አዋጅ ተሽሯል።
- 2. ከዘህ ስዋጅ ጋር የሚቃረን ማንኛውም ሕግ ደንብ፣ መመሪያ ወይም የተስመደ ስሠራር በዚህ ስዋጅ ውስፕ በተጠቀሱ *ጉ*ዳዮች ሳይ ተፈጻሚነት **አይ**ኖረውም።

26. ስዋጁ የሚፀናበት ጊዜ

ይህ አዋጅ በክልሱ መንግስት ልሣነ ሕግ ጋዜጣ ታትሞ ከመጣበት ቀን ጀምሮ የፀና ይሆናል።

> ሕሶሳ ----- 1999 *ዓ.ም*

ያረጋል **ሕይሸሽም** የቤኒሻንጉል ጉሙዝ ክልል **ኝሬዚ**ዴንት 5. Fails to comply with the provisions of this proclamation where he is required to dos so, he shall be punished with imprisonment from five to seven years or with a fine of Birr 10,000.00 (Ten Thousand Birr) or with both such fine and imprisonment/.

24. Power to Issue Regulation and Directive

- 1. The Council may issue regulations necessary for the implementation of this proclamation.
- 2. The Office may issue detailed directives helpful for the full implementation of this proclamation and regulations to be issued pursuant to the proclamation.

25. Repealed and Inapplicable laws

- Proclamation No. 6/1997 issued for the Establishment of the Office the Auditor General of the Benishangul Gumuz Regional State is hereby repealed by this proclamation.
- Any law, regulation, directive or customary practice inconsistent with this proclamation shall not be applicable on matters provided in this proclamation.

26. Effective Date

This proclamation shall come into force commencing the date of its publication in the Lissan Hig Gazetta of the Region.

Done at Assosa,
This ---- day ----/2007

Yaregal Aysheshm
President of the Benshangul Gumuz
Region