

**Republic of Yemen
Ministry of Legal Affairs
& Parliamentary Affairs**



[REDACTED]

PART FIVE
Financial Resources of Administrative Units

39

**LAW NO. (4) OF 2000
CONCERNING THE
LOCAL AUTHORITY**

Dissolution of the Local Councils

CITATION, DEFINITIONS AND FUNDAMENTAL PRINCIPLES

Organs

: Presidency of the Republic, Cabinet Council of Ministers, Organs headquarters of ministries, authorities, all government organs and public bodies and corporations and that which is determined in accordance with the law.

Head of the

Administrative Unit: Secretary of the Capital, Governor of the governorate, General Director a Unit district, as the case may be.

cities that are deemed to be capitals of the governorates shall be considered within the scope of a district.

Local Council: The Local Council elected at the level of the administrative unit in accordance with the provisions of the Law on the Local Councils.

Article (5):

(a) The responsibilities of the Local Councils shall be to:

Regulation: The Executive Director shall be responsible for the implementation of the provisions of the Law on the Local Councils.

to ensure the economic growth, social security and peace.

rendering their control tasks.

upon submission of the Minister,

(d) Any utilities of a public nature at the national level shall be managed by the State.

Article (8): Each administrative unit shall have a Local Council.

administrative units and agencies shall prepare plans and budgets for the

to be submitted to each of the local councils of the governorates and the

Article (13): With due regard for the provisions of Article (154) of this law, the tenure of the Local Councils shall be four years.

the state's general policy, and the provisions of this law and the laws.

organizational regulations, control, qualification and training and implementation of projects which are difficult to implement by the

(b) the districts shall be equally represented in the Governorate Local Council and that at the rate of one member from each of them elected

organ of the local council and under its administrative and executive

Article (19): The Governorate Local Council shall undertake the study of draft

statistics and data and carry
out priorities and evaluate

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supervise and control work
force, evaluate the level of
programs, and hold their
accountability from them when they
do not comply with the provisions of this
law. They shall ensure the
proper application of the laws and
regulations and adopt measures to
prevent and punish violations, if any.
They shall also propose and adopt
fees for beneficiaries determined
by the executive organs of
the State, provided that the
solutions already determine
the

and approve the financing
of local and joint revenues
and their development and
investments and issue directives
ensuring the proper application
of the laws and regulations and
approve the level of collection
of taxes and issue the necessary

and approve fundamental
contributions to the funding
of social services projects
and fund them.

and approve fundamentals and
the dealings of the executive

the security situation in the
country and issue directives that
help strengthen citizens' security
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Article (23):

(a) At the first meeting held by the Governorate Local Council it shall constitute from among its members the following specialists

adjourned to the following day directly and at the same time of the

(b) The Local Council

(a) The Minister of

members. Decisions shall be adopted at majority of the members present, with the exception of cases that require a special majority in accordance with the provisions of this law. When votes are

of the Council or representatives from the governorate may attend the meetings of the Governorate Local Council and participate in discussion of the topics tabled before it. They shall have the right to

Chairman
Vice Chairman
Members

The Local Council shall
do the following things:-

1. Between sessions,
the Council shall
consider economic development plans,
and other plans of the governorate and

2. It shall approve
operational expenses
thereon.
3. It shall review
the performance
reports thereon to the

4. It shall consider
the resolutions and
reports thereon for

5. It shall consider
operational cases and
recommendations
and shall ensure that the decisions
of the Council at its first
meeting shall be
final unless they relate to
previously passed decisions

6. It shall consider
the needs of the districts'
and shall ensure that
the necessary tasks
are carried out at internal and

7. It shall ensure
that joint financial
statements and accounts of each
district are submitted in
accordance with the provisions
of this law.

8. It shall ensure that
the provisions of this law
are fully implemented in
accordance with the provisions
of this law.

9. It shall ensure
that the necessary
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Council.

Article (36): The Chairman of the Local Council may invite whomsoever he considers fit to attend the meeting.

Article (41): The Governor undertakes supervision over the implementation of the

Governorate, co-ordinate the work of the various departments of the

provisions of this law.

Ministers. The governor shall take the constitutional oath of office before the President of the Republic prior to taking up his duties.
(b) Without prejudice to the right to appoint governors at any time in

districts.

- 6- Preservation of public funds.
- 7- Protection of public rights and liberties.

Article (40): The Governor shall be accountable and responsible before the President of the Republic

announcing their tenders and that in accordance with the laws and regulations in force.

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SUB-SECTION THREE

Executive Office of the Governorate

Article (52): Each governorate shall have an Executive Office

Article (54): The Executive Office shall hold a periodic meeting at least once every month. The Governor may or at the request of one third of the members of the Office call it to an extra-ordinary meeting whenever

Article (53): The Governorate Executive Office shall in a collective manner exercise the following tasks and responsibilities: -

- 1- The draft development plan undertaken by the Governorate executive organs and its annual budget. This should be tabled before the Local Council before referral to the Plan and Budget Committee

prevail.

Article (56): The Governor may invite whomsoever he considers of experience and competence to attend the meetings of the Executive Office, without these having the right to vote on decisions adopted by the Office.

Article (57): The resolutions and recommendations of the Governorate Executive

8- Supervise over the ... and express opinions thereon.

... whose population exceeds 50 thousand but does not

17-Study and evaluate the local authority system and submit recommendations

20-Control implementation of fundamentals and means of ... Council of Ministers may select from among the members of the

... to the Council of Ministers to adopt what it considers fit.

Article (63):

- (a) For whosoever nominates himself to the post of general secretary of the local council it shall be a condition that he meet the following:-

22 Local Authority Law

- in force.
- 6- Any other tasks charged by the district local council or the district general director.

Article (65):

- (a) At its first meeting the district local council shall constitute from among its members the following specialist committees: -

23 Local Authority Law

- ❖ Planning, development and finance committee.
- ❖ Services committee.

deputed to the committee...

...the governor, the council chairman or at the
written request of one third of its members invite the council...

agenda except with the consent of a majority of the members present,
with the exception of such matters of importance that emerge during

...with the presence of a
majority of its members. Decisions shall be adopted by a majority of
the members present, with the exception of resolutions requiring a
special majority in accordance with...

councils of their district and participate in the discussion of topics
tabled before them. They shall have the right to submit proposals,
table questions and inquiries, without having the right of a countable

Article (75): The Managing Committee of the district local council shall undertake the following tasks and

[REDACTED]

before the council the following first meeting held to decide thereon, unless they are related to matters on which the

(d) The concerned head of the executive organ shall participate in the meetings of the managing committee

[REDACTED]

10- Consider and propose the founding of joint projects with other districts.

Article (79): The chairman of the local council may invite to the meeting of the managing committee whomsoever he wishes to benefit from their equal the side with which the chairman stands shall prevail.

[REDACTED]

Article (80): The district general director may hold joint meetings of the local council managing committee and the district executive office to discuss the district's public affairs.

2- Supervise over preparatory work for the meetings of the local council.

Article (81): Each district shall have a general director appointed by a resolution of the Prime Minister upon the nomination of the Minister.

Article (82): The district general director is the chairman of the district local council

7- Conclude contracting and supplies contracts related to projects being executed by the district executive organs after announcing their tenders and conditions.

exercise the following tasks:

ADDITIONAL TASKS THAT ARE ASSIGNED TO HIM IN ACCORDANCE WITH THE

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Article (103):
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The council shall not issue its resolution to withdraw confidence from the governor except after discussion of the request, listening to

himself and the successor shall be elected at the same meeting,

Article (170) ... representative of the Ministry,

whom withdrawal of confidence is requested.

... by a causative resolution issued by the council with a majority of members with on-going membership and that upon the request of one third of its members.

(c) Voting on dismissal resolutions provided for in the preceding two paragraphs shall be secret without the participation of the members

... of various types.

2- Advertising and publicity fees.

3- Fees and taxes imposed on cinema, festivals and sports activities and other means of recreation tickets.

4- Building permits fees.

5- Fees for ...

9- Fees imposed on civil status and the civil register accounts

[REDACTED]

charges

[REDACTED]

[REDACTED]

[REDACTED]

renewal fees.

of various professions and

21-The fee added to the fees imposed on post parcels.

22-Tourism fees and

15-All fines related to taxes and fees shown in the previous items.

16-Other taxes and fees of a local nature whose imposition is

[REDACTED]

[REDACTED]

19-50% of the actual increase in resources collected over than what was planned in annual budget.

Article (124):

permits to possess personal weapons and their renewal.

the governorate.

(c) The resources allotted in items (b) and (c) shall be

- road maintenance fund.
- Agricultural and fisheries production promotion fund.
- Youth care and sports fund

Article (125):

(a) The lump sum of all resources provided for in Article (123) shall be allotted to the purposes of funding social and economic development.

other taxes and fees of a local authority

Article (129):

governorate and financial affairs

governorate local council

Members

(a) The administrative unit at the level of the district and the governorate shall have an independent

General directors of the finance, civil service, planning and development offices in the

financial allocations in accordance with considered priorities. These are to be presented to the local council for discussion and adoption.

2- Revise the investment plan and the manpower plan and verify its compatibility with the general policy of the state and availability

Article (133): The Plan and Budget Committee may effect amendments to the draft

shall disburse their final accounts including all

show the fundamentals and measures for the implementation of the provisions of this Article.

Article (135): An account in the name of each administrative

undertake estimation of their budgets guided by the budgets of the current year and the level of implementation for the preceding

- (a) The Finance Office in the district shall revise the draft annual accounts of the district in preparation of presentation to its local council for adoption.
- (b) The Finance Office in each governorate shall revise the draft final accounts of the administrative units, compile them in the form of a single draft final accounts at the level of the governorate prior to their presentation to the governorate local council for adoption.

plans, budgets and final accounts of various levels.

PART SEVEN

Control over the work of administrative units

Article (144): In the performance of their functions the executive organs of the administrative units are subject to control of the central authorities' organs.

Article (145): Each minister, in the sphere of his ministry's activity in respect of the administrative units, shall undertake the following: -

(a) Inform the governors of the contents of the state's general orientations and policy, as well as whatever of technical guidelines and directives leading to improvement of the

to the Council of Ministers. The competent ministers shall have the right to present the matter to the Council of Ministers in the case of the relevant local council insisting upon its resolution, if the

- process of training and qualification of various forms and types.
- (d) Organize management of national campaigns and fund their implementation.
 - (e) Formulate and prepare the general technical specifications, designs and plans.
 - (f) Issue the organizational regulations in the sphere of activity of his ministry.

Article (146): The control determined for the Council of Ministers and all organs of the central authority over the

administering the good performance by such administrative units of their tasks and responsibilities in accordance with the laws and regulations in force, the general policy of the state and the resolutions issued by the local councils.

Article (147):

Article (148): The Central Organ for Accounting and Audit and the other control organs shall inform the Presidency of the Republic, the Prime Minister's Office, the Ministry, the local councils and the relevant ministries of the outcome of their control work in respect of the executive organs of the administrative units.

PART EIGHT

Dissolution of the local councils

Article (149): It shall not be permissible to dissolve the local councils by a

permissible to dissolve the local council during its electoral session twice and for the same reason.

Article (150): A Republican Decree on the dissolution of the local council shall be issued following approval of the Council of Ministers upon the

of the council shall be published in the Official Gazette and the

vant administrative unit from local council. This committee

will be when it becomes evident to the Council that the circumstances of the administrative unit and the low level of economic, social and

persons from among the sons of rele outside the members of the dissolved

PART NINE

County Councils

Article (155): The Director of Security of the administrative unit, as well as the

undertake their tasks and responsibilities in accordance with the



undertake preparation for transfer to the local authority system,
overcome difficulties and solve problems that

special law that gives due regard to its specifics and ensures uplift of

from the establishment of the local authority system

beneficial public to manage conduct and maintain services projects

to the Council of Ministers the administrative
and operational expenses necessary for the work of the local councils
elected during the fiscal year in which the elections are held

promulgation of this law, shall devolve to the local councils elected in
accordance with its provisions. Such properties and rights shall be
transferred and presented in the interests of the concerned administrative

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