

DECREE-LAW No. 35/2016
of 7 of September
CREATES THE INSTALLATION COMMISSION OF THE
AUTHORITY FOR INSPECTION, SUPERVISION OF ECONOMIC, FOOD
AND SANITARY ACTIVITY

Following approval of Decree-Law no. 26/2016, of June 29, which created the Inspection and Supervision Authority of Economic, Sanitary and Food Activities, it is necessary to create an Installation Commission responsible for organizing the installing this new entity.

Furthermore, in view of the fact that the aforementioned legal diploma has introduced changes in the organizational structure of various entities, such as the Ministry of Health, the Ministry of Agriculture and Fisheries, the Ministry of Tourism, Arts and Culture, the Ministry of Commerce, Industry and Environment and Food and Economic Inspection, it is important to ensure mechanisms for the transition of the organic powers, of personnel, assets, collection of documents, and rights and obligations of those services to this newly created inspection and supervisory body.

Finally, it is of utmost importance that the provision of the public service for inspection and supervision of economic, sanitary and food activity be kept in continuous operation until the effective operation of AIFAESA, IP, at the same time as the Installation Commission provides support at the level of implementation of changes carried out in the domain of inspection and supervision of economic, sanitary and food activity.

Thus,

The Government decrees, under sub-paragraph e) of paragraph. 1 and paragraph. 3 of article 115 and sub-paragraph d) of article 116, of the Constitution of the Republic, to be enforced as law, the following:

Article 1
Creation

1. The Installation Commission of the Authority of Inspection and Supervision of Economic, Health and Food Activities, I.P. (AIFAESA I.P.), hereinafter referred to as the Installation Commission, is hereby established.
2. The Installation Commission shall be under the oversight authority of the Prime Minister.

Article 2
Mission

The mission of the Installation Commission is to support the Coordinator in the process of transition of the organic powers, of personnel, of assets, collection of documents, rights and obligations to AIFAESA, IP, under the terms of Decree-Law no. 26/2016, of June 29, and to ensure the installing process of the bodies and services of AIFAESA, IP, so that its full operation begins on January 1, 2017.

Article 3
Powers

It is incumbent upon the Installation Commission to:

- a) Elaborate regulations regarding the organization and functioning of AIFAESA I.P.;
- b) Draft the staff plan of AIFAESA I.P. and carry out the respective recruitments;
- c) Prepare the Annual Plan, the Budget proposal, as well as the Procurement Plan, for the financial year 2017;
- d) Prepare the final report on the transition and installing activities of AIFAESA I.P.

Article 4
Collaboration between entities

Public bodies shall provide the Installation Commission with all cooperation requested of them in the context of its object.

Article 5
Composition

1. The Installation Commission is headed by a Coordinator, hired by the Office of the Prime Minister and also includes representatives from each of the following organizations:
 - a) Office of the Prime Minister;
 - b) Ministry of Health;
 - c) Ministry of Agriculture and Fisheries;
 - d) Ministry of Tourism, Arts and Culture;
 - e) Ministry of Commerce, Industry and Environment;
 - f) Planning, Monitoring and Evaluation Unit.
2. The members of the Installation Commission shall be appointed through an order of the Prime Minister.
3. The Ministry of Commerce, Industry and Environment provides administrative and logistical support to the Installation Commission.

Article 6
Transitional regime for the installation of AIFAESA I.P

1. The legislative changes and repeals provided for in articles 27 to 34 of Decree-Law no. 26/2016, of June 29, shall take effect as of January 1, 2017.
2. The transition foreseen in article 36 of Decree-Law no. 26/2016, of June 29, must be completed by 31 December 2016.
3. The Installation Commission is extinguished, by order of the Prime Minister, after the full entry into operation of AIFAESA, I.P.

Article 7
Entry into force

This Decree-Law shall enter into force on the day following its publication, with effect retroactively to June 30, 2016.

Approved on the Council of Ministers on the 26 July 2016.

The Prime Minister,

Dr. Rui Maria de Araújo

Enacted on 08 . 25 . 2016

Be it published.

The President of the Republic,

Taur Matan Ruak