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OF THE COUNCIL OF THE AMHARA NATINAL REGIONAL
STATE IN THE FEDERAL DEMOCRATIC REPUBLIC OF ETHIOPIA

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Proclamation No-12/1995
A Proclamation to Provide for the

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Establishment of Judicial Administration
Commission of the Amhara National
Regional State

WHERE AS, realizing that, it is necessary to
establish judicial administration of the Amhara
National Regional state, in a manner, independant
from any of pressure;

WHERE AS, it is necessary for the successful
accomplishment of this objective to specifically
stipulate concerning, the administration of
judges, their appointment, transfer, and
removal there of, under the judicial
administration commission;
NOW, THEREFORE, in accordance with article
49/3/1 of the constitution of the Amhara National
Region, the following is here by

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PART ONE

GENERAL

1. Short Title

This proclamation may be cited as the "judicial Administration Commission of the Amhara National Regional State establishment proclamation No-12/1995"

2. Definitions

Unless the context requires
otherwise, in this proclamation;

1. "Constitution" means the constitution of the Amhara National Region
2. "Council" means the council of the Amhara National Regional State;
3. "Regional Commission" means "the judicial Administration Commission" to be established at regional level in accordance with this proclamation;
4. "Zonal Commission" means the judicial Administration Commission to be established at zonal level pursuant to be Proclamation;
5. "Court" means regional, zonal and woreda courts established in the region, in accordance with subarticle 1 of article 63 of the constitution of the Amhara National Region;
6. "Judge" means an official to be appointed by the regional council, or the council of nationality zones, to perform judicial functions in the regional courts organized at each level, in accordance with article 64 and 70 of the constitution of the Amhara National Region;

1. #IÑ-S"ÓYf\$ TKf $\frac{3}{4}T^{\wedge}$ wN? $^{\wedge}$ © ¡MM IÑ-S"Óef '""<::
2. #U¡` u?f\$ TKf  $\frac{3}{4}T^{\wedge}$  wN? $^{\wedge}$ © ¡ML© S"Óef U¡` u?f '""<::
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5. #õ/u?f\$ TKf u>T $^{\wedge}$ wN? $^{\wedge}$ © ¡MM IÑ-S"Óef >"kê 63/1 É"ÒÑ@ SW[f u¡MK< ""<eØ በየደረጃው የተዋቀሩትን የክልል፣የዞንና የወ[ዳ ፍ/ቤቶችን ነው።
6. #ዳኛ\$ ማለት በአማራ ብሔራዊ ክልል ሀገ-መንግስቱአንቀጽ 64 እና 70 ድንጋጌዎች መሠረት በ K ደረጃው በተዋቀሩ የክልሉ ፍ/ቤቶች ውስጥ የዳኝነት ተግባራትን እንዲያከናውን በክልሉ ም/ቤት ወይም በብሔረሰብ ዞን ም/ቤት የሚሾም ባለስልጣን ነው።
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8. #ተከላካይ ጠበቃ\$ ማለት በክልሉ ፍ/ቤቶች

2. $\frac{3}{4}\mu'' \frac{3}{4}\zeta^{\text{TM}} < > e\} \zeta \text{Å} \tilde{N} < v^- @ \frac{3}{4}T > \ddot{Y}\} K < f$
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2. $\frac{3}{4}\mu'' \ddot{Y}\ddot{o}/\ddot{o}/u? f \zeta^{\text{TM}} < > \text{''}\tilde{E} \} \text{''}\tilde{A}$

..... $> vM$

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$U^\circ \wedge \ddot{o} G < Kf$

$\frac{3}{4}iMM'' \frac{3}{4}\mu'' \frac{3}{4}\zeta^{\text{TM}} < > e\} \zeta \text{Å} \tilde{N} < v^- @ YMx'''' \} \acute{O}v \text{''}$

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6. $\frac{3}{4}iMK < \tilde{N} < v^- @ YMx'''' \} \acute{O}v \text{''}$
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$\square'' \tilde{A} \} \ddot{O}uk J \bullet \frac{3}{4}iMM \tilde{N} < v^- ? \frac{3}{4}T > \ddot{Y}\} K < f$

$YMx'''' \} \acute{O}v \wedge f \tilde{A} \bullet \backslash \square M:-$

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$\square \frac{3}{4}\tilde{N}S\tilde{N}S Kg < Sf K_i MK < U/u? f \text{''} ^\circ c$

$Se \} \zeta \acute{E} \text{''} \acute{A}k \text{''} vM c = jS < U \tilde{A}S\acute{E}vM'$

2. $\frac{3}{4}\zeta^{\text{TM}} < \text{''} \text{''} < \text{''} < \text{''} \tilde{A} \text{''} c \text{''} M'$

3. $\frac{3}{4}\zeta^{\text{TM}} < \text{''} > \tilde{N}M\acute{O}Kaf'' \acute{A}S'' \text{''} \frac{3}{4}SdcK < f''$

$\frac{3}{4}T > S\ddot{Y}f \frac{3}{4}\text{''} < d' @ NdW K_i MK < U/u? f$

$\acute{A}k \text{''} vM$

4. $\zeta^{\text{TM}} < \frac{3}{4}T > S \backslash uf'' \frac{3}{4}Y' - U\acute{O}v \text{''} \acute{A}''w \acute{A}''xM'$

5. $\emptyset \acute{o}f uT > \tilde{N} \sim vt'' < L\tilde{A} \frac{3}{4}Y' Y \text{''} f \square \text{''} U\acute{I}$

$\tilde{A} \text{''} c\zeta M' \emptyset \square \text{''} t'' < \ddot{Y}v\acute{E} J \bullet c = \tilde{N} \sim \ddot{Y}e \wedge$

$\square'' \zeta = \text{''}\tilde{N}\acute{E} \tilde{A} \text{''} c \text{''} M$

1. Decide the appointment transfer, and disciplinary measures to be taken upon judges registrars and defense councils, to be appointed in the courts organized at each level;

2. Ensure that judges, and defense councils in the courts, perform their tasks appropriately;

5. Members of the judicial Administration

Commission

As stipulated in article 65 of the constitution of the Amhara National Region,

1. The Regional Judicial Administration

Commission Shall, have the following members

1. President of the supreme court....

Chairperson

2. Three representatives of the council of the region.....

member

3. Three individuals represented by various sections of the society..... member

4. Head of the regional justice bureau and the police commissioner member

5. A representative from the regional Attorney Association members

6. One representative from the regional supreme court members

7. Two representatives from zonal High courts members

6. Three representatives from Woreda courts..... member

2. The Zonal Judicial Administration commission

shall consists of the follwong members:

1. President of the zonal high court.....

6. $u_{\frac{3}{4}\mu'} < \ddot{Y}\ddot{O}\}$ — $\ddot{o}/u?f$ $cwdu = < L\ddot{A}$
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7. $_jef^{\wedge}a<'''' \quad \} \ddot{Y}L''\ddot{A} \quad \ddot{O}uq < " \quad S' \ddot{U} \quad \ddot{A}jTM'$
 $\ddot{A}\acute{E}vM' \quad \frac{3}{4}\ddot{A}S'''' \quad \square'c < " \quad \frac{3}{4}T > SK\ddot{Y} \sim K?$
 $KA < \quad > e\} \zeta \ddot{A}^{\wedge} \odot \quad \ddot{N} < \zeta \ddot{A} < " \quad uSS' S'$
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8. $u_iMK < S''\acute{O}ef \quad Y' \quad uT > \ddot{N} - < \frac{3}{4}wN? [cw$
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 $\acute{A}[\ddot{O}\acute{O} \times M::$
9. $\frac{3}{4}wN? [cw \quad \mu'' \quad \zeta^{TM} < \quad g < Sf \quad KU/u?f$
 $\ddot{Y}Sp[u < \quad u\ddot{o}f \quad K_iMK < \quad \ddot{N} < v^- @ \quad > e\} \acute{A} \frac{3}{4}f$
 $\square''\zeta = c\ddot{O}uf \quad \acute{A}k'vM:: \quad \frac{3}{4}iMK < \quad \ddot{N} < v^- @U$
 $u^2 = I \quad > \ddot{a}j \quad > "k\hat{e} \quad 6/10 \quad SW[f \quad \ddot{A}\ddot{d}\hat{e}TM::$
10. $uwN? \acute{A}\acute{n}\acute{n} \quad \mu \bullet < U \quad j' \quad u_iMK < \quad Y' \quad vK <$
 $\ddot{o}/u?,, < \quad \zeta^{TM} < \quad \frac{3}{4}\ddot{A}S'''' \quad \square e\ddot{Y}'M'$
 $\frac{3}{4} > \ddot{N}M\acute{O}KAf \quad ^2S'' \quad > \ddot{O}vup'' \quad \frac{3}{4}'''' < '' <'$
 $> \ddot{d}\hat{n}U \quad SS^2 - \quad > " \acute{E}'' \ddot{O} \quad Sj' < " \quad \acute{A}[\ddot{O}\acute{O} \times M$
11. $uQ\ddot{N} - S''\acute{O}e \sim \quad > "k\hat{e} \quad 64/2 \quad u\} \acute{A}[\ddot{N}'' <$
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 $f'' \quad \frac{3}{4}\mu'' \quad \ddot{o}/u?,, < \quad \zeta^{TM} < " \quad g < Sf \quad \wedge T > SK\ddot{Y} \}'' < \quad U_i'$
 $u?f \quad \ddot{Y}Tp[u < \quad u\ddot{o}f \quad \acute{e}\acute{e} \acute{E}^{\wedge}K < \quad S''\acute{O}ef \quad \frac{3}{4}\zeta^{TM} <$
 $> e\} \zeta \ddot{A} \quad \ddot{N} < v^- @ \quad > e\} \acute{A} \frac{3}{4}f \quad \square''\zeta = c\ddot{O}uf \quad \acute{A}\acute{A} \quad \acute{O}M::$
7. $\frac{3}{4}\mu'' \quad \ddot{N} < v^- @ \quad YMx'''' \quad \} \acute{O}v'$

Chairperson

2. A judge from the zonal high court members
3. Three representatives from the judges of the woreda courts members
4. One representative from zone attomey association.....members
5. Two representatives from the zonal executive committee members
6. Three representatives from various sections of the community members
7. A representative from zonal department of justice member

CHAPTER TWO

Powers and Duties of the regional and Zonal Judicial Administration Commission

6. Powers and duties of the regional commission

With out prejudice to the provisions of sub article 2/fof article 70 of the constitution, the regional commission shall,have the following powers and duties to:

1. Present for appointmen, the judge elects for the courts to be established at every hieratch; the head of the regional coucil, after evaluating their professional qualification; and upon appointmen t assign the same;
2. Decide on the transfer of judges;
3. submit recommendations to the council of the region concerning the service. salary, and related matters of judges;
4. Issue, code of conduct necessaty for the guidance of judges;

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 □"Å}Öuk J• ¾µ" Ñ<v~@ }Ö]'~ K;MK<
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 Ák`vM'
 2. ¾Ç™<" '""<"<` uT>SKŸf K;MK<
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 3. u¾µ? Ñ<v~@ uı̇ ¾e'e`~f "<d'@<
 LÃ ÃÓv~ c=Ö¾p "Å ;MK< Ñ<v~@
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- U°^õ Zef
¾ı;MM" ¾µ" Ñ<v~@ ı w ııı
YMx"" }Óv` ¾ewcv e`~f
8. ¾ı;MK< Ñ<v~@ ew ıı. YMx"" }Óv`
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 Öun'f wl ¾T>ÁÄ`Ñ< SS²—<"
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 ¾QÃ~f □]"†"< Ò` KÑ<v~@"<
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 4. ŸÑ<v~@"< >vLf S"ŸM ¾Ñ<v~@"<"
 ıNò ÁeS`xM'
 5. አንደ አስፈላጊነቱ ጉባኤውን ያወክላል
 9. ¾µ" Ñ<v~@ ew ıı. YMÖ"" }Óv`

5. Teke disciplinary measures, against those judges who commit fault; decide for the removal from judical post, where it found that the fault committed was grave ; and discharge from duty those who submit request for resignation;
6. Investigate and decide upon disciplinaty charges raised against the residing judges of zonal high corts;
7. Cause the selection, appointment, and assignment of registrare and defense councils; decide upon investigation, the salaty and other administrative matters concerning the same; and issue implementing directive;
8. Provide assistance, in drafting establishment regulations for the judicial adminiistration commission, to be established in the nationality zones under the regional state; and ensure that the regulations don's contravene with the provisions stipulated under this proclamation;
9. submit, for opinion, the appointment of judges of the nationality zones to the regional commission; before the submission of the same to the council ;and there after the commission shall execute in accordance with sub-article 10 of article 6 of this proclamation;
10. Ensure the uniformity of salary scale and upkeep of service, and execution of transfer criteria, concerning judges appointed in courts under the nationally zones; as well as ,in the region;

2. uQÓ fUI`f ¾cKÖ''/'<' wI MUÉ ÁK''</ÁLf
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4. r QÓ >'<ß"< "ÄU ¾QÓ >eðfT>"< >vM
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5. uÇ~'f }Óv` KSe^f ðnÅ— ¾J'/'< []Ç=G<U:-
G. u""EM }ÿf/d ÁM}kx/<:
K. ¾>°Ua ISU ¾K?Kuf/vf
N. ¾T¾f¾SeTf""ÄU ¾Ç~'f e^? u>Óvu<
KTÿ"" ¾T>Áe<M sT> ¾>"M Ñ<Çf ¾K?Kuf
/vf

12. ¾ÖpLÃ ð/u?f" ¾ÿð/ð/u?f

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>p^u='f uU/u?~ ÄjTK<'

2 uQÑ S"Óe~ >"kê 70/2/[¾}Ä'ÑÑ"<
[]Ä}Öuk J• ¾ÿð}— ð/u?f T₋₂=Ç""<
u;MK< Ñ<v~@ >p^u='f uU/u?~ ÄjTM::

13. eKÇ™< g<Sf

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uQÑ S"Óe~ >"kê 70/2/[¾}Ä'ÑÑ"<
[]Ä}Öuk J• [] Ç™< u;M Æ Ñ<v~@
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U°^ð G<Kf

uÖpLÃ ð/u?f T₋₂=Ç"f" U/T₋₂=Ç"f LÃ

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¾}ÿL"Ä Öuq< ÿe^ Sc"uf" S'df

14. uÖpLÃ ð/u?f T₋₂=Ç"f" U/T₋₂=Ç"f

LÃ eKT>k`w ie'

¾;MK<" ÖpLÃ ð/u?f T₋₂Ç"f" U/T₋₂=Ç"f

¾T>SKÿf ¾Ç=eúK=" ie c=ÁÒØU

Ñ<Ç; ¾;MK< `°c Se}ÇÉ` uT>cÃS"<

M; çT>, Ä[]ÁM' uM; çT>,"<]p`f SW[f

Regional Commission

1. Call for and chair the meeting of the commission
2. Submit to the regional commission the list of candidates, who fulfill the criteria, and are competent for judge, registrar and defense counseling together with their respective brief life histories;
3. present for appointment to the head of the regional council, those candidate judges recommended by the commission;
4. Cause the selection of the secretary of the commission among members;
5. Represent the commission, as may be necessary

9. Powers and Duties of the Chairperson of

Zonal Commission

1. Call for, and chair meeting of the commission,
- Cause the selection of the secretary, from among members of the commission
3. Represent the Commission, as may be necessary;

10. Meeting procedures of the Commission

1. The presence of a 2/3 majority of the members of the respective commissions shall,

constitute a quorum;

2 .Decision of the commission shall be passed by

simple majority vote; However, in case of

$\tau_2 = \zeta \sim \tilde{A}U U/\tau_2 = \zeta \sim \tilde{Y}Y^{\wedge} S'df \acute{A}Kuf$
 $J \bullet c = \tilde{N} \sim \backslash / Se \} \zeta \backslash \square e \tilde{Y} U/u? f cw \grave{a}n. \acute{E}[e$
 $\square \acute{O} \acute{E} K = \acute{A}q^{3/4} < \tilde{A} < LM ::$

15. $eK\zeta^{\tau} < \tilde{Y}Y^{\wedge} Sc''uf$

- $T'' - \sim < U \zeta - \tilde{Y}Y^{\wedge} K = c''uf^{3/4} T > < K'' <$
- $u^{\wedge} c < \delta n \acute{E} e^{\wedge} <'' KSMkp e''wf c = \ddot{O} \tilde{A}p$
 - $uQ \acute{O} u \} \acute{A}' \tilde{N} \tilde{N}'' <^{3/4} \ddot{O} < [\square \acute{o} \acute{E} T @ L \tilde{A}$
 $c = \acute{A} \backslash e'$
 - $\zeta - \sim < KK? L Y^{\wedge} c = jU'' g < S \sim'' c = kuM'$
 $\tilde{A}j''M ::$

16. $eK\zeta^{\tau} < \tilde{Y}e^{\wedge} S'df$

- $T'' - \sim < U \zeta - \tilde{Y}Y^{\wedge} K = 'd^{3/4} T > < K'' <$
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 $c = \acute{A} \backslash e'$
- $Y^{\wedge} <'' KSMkp^{3/4} e''wf \emptyset \acute{A}o c = \acute{A}k \backslash w$

a tie, the chairperson shall have a casting Vote;

3 With out prejududice to sub article 1 and 2 of this provision, the commissions, shall adopt their respective reles and meeting procedures;

PART THREE

Criteria For The Appointment of Judges, Discipline And Removal of Supreme And High Courts Presidents And Vice presidents, Registrars And Defense Councils

CHPTER ONE

Criteria For The Appointment of judges, The Appointment of the president. Vice president And Judges of the supreme and High Courts.

11. Criteria for the Appointment of Judges

The following shall be the criteria for the appointment of judges:

- One who he/she is loyal to the federal and regional constitutions;
- One Who he/she is trained in law, or have acquired broad legal skills through experience;
- One who he/she has a good reputation for diligence integrity. and good conduct;
- One who he/she is not a member of the legislative nor the executive body;
- One who he/she is willing to be engaged in judicial functions, provided that;

a. He/she not convicted of a crime, or

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b. He/she is free from mental illness, or

c. He/she is free from permanent damage of sight, auditory impairments, or any permanent physical injury, which may make the discharging of judicial function impossible.

12. The appointment of the presidents and vice

presidents of the supreme and high courts

1. In accordance with sub article 1 of one article 64 of the regional constitution, the president and vice presidents of the supreme court shall be appointed by the council head of the regional state.

2. Without prejudice to sub article 2/f of article 70 of the constitution. the presidents of the high courts shall be appointed by the regional council, upon presentation by the regional commission

13. Appointment of judges

Without prejudice to sub-article 2/f of article 70 of the constitution candidate judges shall, be appointed by the council upon presentation by the regional commissions;

CHAPTER TWO

Disciplinary proceedings Against the president and the vice president of the supreme court; Resignation and Removal Judges Registrars and Defense

14. Disciplinary Action Against the president and

Vice president of the supreme court

Where a disciplinary appeal is

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brought against the president and the vice president of the supreme court, the matter shall, be examined be a special committee designated by the head of the regional state; in accordance with the recommendation of the special committee, Where there is a need for the removal of the president or the vice president from his official capacity the head of the regional state may suspend him pending the meeting of the regional council;

15. Discharging of Judges from office

Any judge shall be discharged from his official post upon

1. Submission of a request for resignation on his own will
2. The attainment of the age of of retirement as stipulated by law
3. Appointment for another duty and acceptance there of;

16. Removal of Judges from post

Any judge shall may be removed from his official post where

1. He is found committing a grave disciplinary fault, and there by decided that he be removed from office, in accordance with the disciplinary regulations to be issued by the commission.
2. He is unable to perform his judicial functions

due to grave incompetence and inefficiency;

3. He is charged and convicted of a criminal offence;

17. The recharging of registrars and defense

councils from office

Any registrar or defense council may be discharged from his post upon

1. The attainment of the age of retirement, as stipulated by law
2. The submission of a letter of resignation from his post

18. Removal of registrars and defense councils

Any registrar of defense council may be removed from his post where;

1. The commission decide that he has committed a grave disciplinary fault, in relation to his post of assignment;
2. He is incapable of performing his duty due to lack of efficiency;
3. He is charged and convicted of a criminal offense;

PART FOUR

Miscellaneous Provisions

19. Appeal

1. Any person, who is dissatisfied with the decision of the zonal commission, may lodge an appeal to the regional commission within 30 days of the notification of such decisions in writing; and the decisions to be rendered by the regional Commission shall, be final;
2. The nationality zone commission, shall cause recommendation to be given by the regional rendered upon disciplinary cases warranting removal from judicial post;
3. Notwithstanding the provisions of

sub articles 1 and 2 of this article,
any person who is removed from
judicial post by the decisions of
the nationality zonal commission,
may lodge his appeal to the

council of the nationality zones up on the case
shall, be final;

20. Repealed and Inapplicable laws

1. The judicial administration
commission of the transitional
government of region 3
establishment proclamation
No.5/1993 is here by repealed;
2. Any law which is inconsistent with
this proclamation shall, not be
applicable to matters provided
for in this proclamation;

21. Effective date

This proclamation shall enter in to
force, upon is publication in the " Zikre-
Hig"gazette.

Done at Bahir Dar

This 13th day of October 1995

**Council of the Amhara National
Regional States**