PROCLAMATION No. 207/2000
A PROCLAMATION TO PROVIDE FOR THE ORGANIZATION AND ADMINISTRATION OF THE FEDERAL POLICE

WHEREAS, it has become necessary to have a strong civil police institution which is loyal to the Constitution of the Federal Democratic Republic of Ethiopia and governed by laws enacted in accordance with to the Constitution that has the adequate training and efficiency in the police profession, that serves and ensures peace and security of the public and daily respects human and democratic rights and freedoms;

NOW, THEREFORE, in accordance with Article 55(7) and (1) of the Constitution of the Federal Democratic Republic of Ethiopia, it is hereby proclaimed as follows:

PART ONE
General

1. Short Title
This Proclamation may be cited as the 'Federal Police Proclamation No. 207/2000'.

2. Definition
In this proclamation 'Minister' or 'Ministry' means the Minister of Justice or the Ministry of Justice, respectively.

PART TWO
Establishment of the Federal Police Commission

3. Establishment
1) The Federal Police Commission (hereinafter "the Commission") is hereby established as a federal organ having its own juridical personality.
The Commission shall have the following powers and duties:

1. To maintain and ensure a safe and peaceful environment.
2. To provide protection and assistance to higher officials of the Federal Government and dignitaries of foreign countries.
3. To execute orders and decisions issued by courts having judicial powers.
4. To safeguard the security of boarders, airports, railway lines and terminals, mining areas, and vital institutions of the Federal Government.
5. To provide assistance in time of emergency and cooperate with concerned organs.
6. To give protection to higher officials of the Federal Government and dignitaries of foreign countries.
7. To render professional and technical advice and support to regional police commissions and, upon the requests of regions, to give assistance in the prevention and investigation of criminal cases.
8. To issue certificate of no criminal record.
9. To study causes of crimes and design the preventive methods thereto.
10. To delegate the powers of investigation of federal offences to regional police Commissions as may be necessary.
11. To collect, conduct research and distribute criminal information and statistical data; and, create a nationwide system for criminal data collection and processing.
12. To delegate police powers to other organs or civil servants for the execution of certain activities as may be necessary.
13. To carry out technical investigations and give testimony to federal and regional organs.
14. To exchange information by establishing relationships with international police.
15. To enter into contracts, to own property, to sue and be sued in its own name.

7. Organization of the Commission
The Commission shall have:

1. A Council of Commissioners (hereinafter referred to as "the Council");
2. a Commissioner;
3. Deputy Commissioners;
4. Assistant Commissioners;
5. other federal police men; and
6. the necessary supporting staff.
8. Members of the Council
Members of the Council shall be:
1) the Commissioner .................................. Chairperson
2) Deputy Commissioners................................. members
3) Assistant Commissioners............................

9. Powers and Duties of the Council of Commissioners
The Council of Commissioners shall have the following powers and duties:
1) to direct and coordinate the activities of the Commission;
2) to present to the Ministry the appointment of the Deputy Commissioners and Assistant Commissioners of the Commission for approval;
3) to take the necessary measures to upgrade the capacity and efficiency of the Commission;
4) to decide upon complaints investigated and presented before it pursuant to Sub-Article (3) (c) of Article 11 of this Proclamation;
5) to evaluate the annual performance of the Commission and submit same to the Minister with its recommendation.
6) to conduct inspection to ensure the efficacy of of the Federal Police;
7) to prepare and submit, to the Minister, the budget of the Commission and follow-up its implementation upon approval;
8) to prepare and submit, to the Minister, draft legislations necessary for the implementation of this Proclamation;
9) to make efforts with a view of retaining a good working relations between the Commission and regional police Commissions;
10) issue directives necessary for the implementation of this Proclamation and Regulations issued in accordance with this proclamations and ensure the implementation of same.

10. Powers and Duties of the Minister
The Minister shall have the following powers and duties:
1) to direct and supervise the Commission;
2) to appoint Deputy Commissioners and Assistant Commissioners of the Commission;
3) to take the necessary measures to enhance the efficiency and fruit fulness of the Commission;
4) to submit to the government the annual performance of the Commission with its recommendations;
5) to carry out inspection to upgrade and ensure the efficiency of the federal police;
6) to submit to the government the budget of the Commission and follow-up its implementation upon approval;
7) to submit, to the government, draft legislations necessary for the implementation of this Proclamation.

11. The Commissioner
1) The Commissioner shall be appointed by the Prime Minister, upon the recommendation of the Minister.
2) The Commissioner shall have the powers and duties to coordinate and manage the activities of the Commission.
3) Without prejudice to the generality of Sub-Article (2) of this Article, the Commissioner shall:
   (a) cause the implementation of the Regulations of the Federal Police;
   (b) employ and administer the supporting staff, other than those employed as federal police men, pursuant to the federal civil service laws;
   (c) cause the investigation of complaints made against the federal police and submit same to the Council of Commissioners; and notify the decision of the Council to the complainant;
14. Criteria for Recruitment of a Police

1) Any Ethiopian citizen, to be recruited as a police, shall fulfill the following requirements.

(a) to be willing to serve as a policeman;
(b) be loyal to the Constitution of the Federal Democratic Republic of Ethiopia;
(c) to have fulfilled the educational standard and physical fitness required for recruitment as a federal police;
(d) to have a good reputation in the community for his discipline and moral character;
(e) to have no previous record of participating in a criminal act;
(f) to be of not less than 18 years of age;
(g) not to be a member of any political organization.

2) The recruitment to be made in accordance with Sub-Article (1) of this Article shall take into account the balanced representation of sex, nations/nationalities and peoples.

3) The recruitment of the police shall be based on popular participation.

15. Taking Oath

A federal police recruit shall take oath to carry out his public and professional responsibility with loyalty and diligence.

16. Delegation of Police Powers to Civil Servants

1) Police powers may be delegated to a civil servant for cases that require special skills.

2) The Police power to be delegated pursuant to Sub-Article (1) of this Article shall be only to the extent that may be required for the case.

17. Duration of Employment

1) The duration of the service of any federal police shall be seven years. The Particulars shall be determined by Regulations.

2) The service of any federal police shall be terminated for the following reasons:

(d) prepare the annual work programme and budget of the Commission; implement same upon approval;
(e) effect expenditures in accordance with the approved budget of the Commission;
(f) represent the Commission in all its dealings with third parties.

4) The Commissioner may delegate part of his powers and duties to Deputy Commissioners or Assistant Commissioners or other employees to the extent necessary for the efficiency of the Commission.

12. Budget

The budget of the Commission shall be allocated by the Federal Government.

13. Books of Accounts

1) The Commission shall keep complete and accurate books of accounts.

2) The books of accounts and financial documents of the Commission shall be audited annually by the Auditor General or by an auditor designated by him.

PART THREE

Administration Of The Federal Police
18. Rights

1) Any member of the federal police shall:
   (a) receive his salary according to the salary scale approved by the government;
   (b) be entitled to rations, different allowances, uniform, and medical treatment in accordance with administrative regulations of the Commission;
   (c) enjoy his pension rights pursuant to the pension laws;
   (d) have the right to be represented by a lawyer of the Commission for liabilities that may arise in relation to discharging his responsibilities; the particulars shall be determined by regulations;
   (e) have the right to appropriately question superiors under any circumstances, inform mistakes, resolve problems through dialogue, to institute complaints following the chains of command, where necessary;
   (f) have the right to receive compensation for death or bodily injury sustained in relation to his activities, in accordance with regulations to be issued.

2) In addition to the rights stated under Sub-Article (1) of this Article, the Commission shall prepare dwelling camps for Federal Emergency Force.

3) Those rights which are not provided for in this Proclamation shall be governed by the Federal Civil Service Laws.

19. Duties

Any member of the federal police has the duty:
1) to perform his activities in accordance with the Criminal Procedure Code and other appropriate laws by honouring the human and democratic rights ensured by the Constitution.
2) to show his identity card while performing his police activities.

20. Age of Retirement

The age of retirement for any member of the federal police shall be 55 years.

21. Abolition of Military Rank

1) Any federal police, who is at any level of position, shall have no military rank. However, there shall be a substitution of a police rank and badge; the particulars shall be determined by Regulations.
2) A member of the federal police shall have uniforms that indicate his position as well as a badge or sign showing his name, number, department and responsibility.
22. Performance

1) Group performance, by officials and employees found at all levels in the structure of the federal police, shall be the main direction of executions.
2) The officials found at all levels of the structure of the federal police shall have the obligation to carry out their duties within their respective responsibilities.
3) The Federal Police officials and employees shall perform their duties in a group from planning to implementation and evaluation of their activities. The group work shall entail joint and several liability.
4) The activity of the police shall be based on the participation of the public.

23. Prohibited Activities

Any inhuman or degrading treatment or act is prohibited.

24. Federal Police Complaint Hearing Committee

1) There shall be a Federal Police Complaint Hearing Organ within the Commission.
2) The Federal Police Complaint Hearing Organ shall:
   (a) receive and investigate complaint, comment or criticism forwarded by individuals, offices or organizations or the public on the performance or service of the federal police and organs of the Commission.
   (b) require any Concerned member of the federal police to reply to the complaints lodged;
   (c) submit to the Commissioner recommendations on the measures to be taken after investigating the complaint, comment or criticism.
3) A federal police member who has been requested to reply in accordance with Sub-Article (2)(b) of this Article is obliged to do so within 15 days.

PART FOUR
Miscellaneous Provisions

25. Relations of the Commission with Regional Police Commissions

1) The Police Commission shall have relations with regional police commissions concerning federal cases.
2) The regional police organs, while investigating federal criminal cases and preventing crime in accordance with delegation, shall be accountable to the Commission.
3) The Commission and regional Police Commissions shall hold a joint meeting at least once a year.
4) The Commission shall give training and professional assistance and other supports to regional police Commissions.
5) The regional Police Commissions shall send reports and statistical data to the Commission to be commonly used for research and general purposes concerning crimes, traffic offences and security.
6) The following activities shall be dealt with in the joint meetings of the Commission and regional police Commissions:
   (a) exchange of experience by evaluating the crime prevention and investigation activities;
(b) devise and decide on joint crime prevention schemes;
(c) identify jointly police related matters that require uniform standards; frame the standards; evaluate their implementation.

26. Repealed and Inapplicable Laws

1) The following are hereby repealed:

(a) The Police Force Organization Proclamation No. 6/1942;
(b) The Police Officers Administration Order No. 82/1973;
(c) The Police Officers Promotion, Obligatory Service and Dismissal Regulations No. 430/1973; and

2) Any law inconsistent with this Proclamation shall not be applicable.

27. Power to Issue Regulations

The Council of Ministers may issue Regulations for the implementation of this Proclamation.

28. Effective Date

This Proclamation shall be effective as of the 27th day of June, 2000.

Done at Addis Ababa, this 27th day of June, 2000.

NEGASO GIDADA (DR.)
PRESIDENT OF THE FEDERAL
DEMOCRATIC REPUBLIC OF ETHIOPIA

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Air Ministry

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